

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE

41 STATE STREET, ALBANY, NY 12231

Village of Croton-on-Hudson

Local Law No. 3 of the year 2003

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
OCT. 14 2003
MISCELLANEOUS
& STATE RECORDS

A local law to rescind the existing chapter on Fees and replace with a new chapter on Fees

Be it enacted by the Board of Trustees of the

Village of Croton-on-Hudson as follows:

Section 1. Chapter 122 Fees is hereby rescinded in its entirety and replaced with the following:

Section 122-1. Legislative Intent. It has been found that the procedure for amending fee schedules through the enactment of local laws is both time-consuming and economically unfeasible. The Village of Croton-on-Hudson enacts the following chapter to allow for the efficient, orderly and prompt adjustment of all village fees by resolution.

Section 122-2. Title. The title of this chapter shall be "Fees," and it shall affect all present and future local laws, boards, commissions and public agencies within the jurisdictional limits of the Village of Croton-on-Hudson.

Section 122-3. Definitions. As used in this chapter, the following words shall have the following meanings:

BOARD -- The Board of Trustees of the Village of Croton-on-Hudson.

FEE -- Any lawful charge pursuant to the General Code of the Village of Croton-on-Hudson, including but not limited to all admission charges, membership fees, dues, permit and special permit fees, license fees or any charge or disbursement required by a duly constituted board, commission or committee of the Village of Croton-on-Hudson.

PENALTY -- Any monetary assessment imposed as a result of a failure to comply with any local law, rule or regulation within the jurisdiction of the Village of Croton-on-Hudson.

Section 122-4. Adjustment of fees; exclusions. All fees imposed by the Village of Croton-on-Hudson may, from time to time, be adjusted to reflect either an increase or decrease upon a resolution duly enacted by the Board.

Section 122-5. Record of fees. Upon enactment of a resolution pursuant to § 122-4 of this chapter, said resolution shall be filed with the Village Clerk, with copies forwarded to all applicable boards, commissions, committees and department heads of the village. It shall be the responsibility of the Village Clerk to maintain an official record of all village fees and the changes thereto.

Section II: The following sections of the Village Code are amended to read as follows:

Section 200-3B of Chapter 200 of the Code of the Village of Croton-on-Hudson is hereby rescinded and replaced with:

(1) For every subdivision in an RA or RB District, a fee set by resolution of the Board of Trustees shall be paid to the Department of Engineering.

Section 230-78D of Chapter 230 of the Code of the Village of Croton-on-Hudson is hereby rescinded in its entirety.

Section 108-5 of Chapter 108 in the Code of the Village of Croton-on-Hudson is hereby rescinded and replaced with:

The local fee for dog licenses shall be periodically set by resolution of the Board of Trustees and charged in addition to the statutory fees.

Section 115-8 of Chapter 115 in the Code of the Village of Croton-on-Hudson is hereby rescinded and replaced with:

(A) Any development or construction approval may require that, prior to engaging in individual activities which shall disturb the land or potentially adversely affect the environment, a fee to offset the cost of the environmental consultant be paid in an amount set by resolution of the Board of Trustees.

Section 206-5 of Chapter of 206 of the Code of the Village of Croton-on-Hudson is hereby rescinded and replaced with:

(O) The applicant for a special use permit under this chapter shall pay to the village a fee set by resolution of the Board of Trustees.

Section 1-12 of Chapter 1 of the Code of the Village of Croton-on-Hudson shall be rescinded and replaced with:

Except where specifically provided elsewhere, any person who shall commit an offense against any provision of the Code of the Village of Croton-on-Hudson shall, upon conviction thereof, be guilty of a violation pursuant to the Penal Law of the State of New York, punishable by a fine set by resolution of the Board of Trustees or by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment.

Section III: This local law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2003 of the ~~(County)~~(City)(Town)(Village) of Croton on Hudson was duly passed by the Board of Trustees on 10/7 2003, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph one, above.

Richard S. Weber

Clerk of the County Legislature, City, Town or Village Clerk or officer designated by local legislative body

Date: 10/8/03

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF WESTCHESTER

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Stephen M. Waldman

Signature

Village Attorney

Title

COUNTY
City of Croton on Hudson
Town
Village

Date: 10/7/03