

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

FILED
STATE RECORDS

DEC 14 2016

County City Town Village
(Select one.)

of Lockport

DEPARTMENT OF STATE

Local Law No. 7 of the year 2016

A local law Amending the Subdivision Chapter of the Code of the Town of Lockport
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Lockport as follows:

See attached.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 7 of 2016 of the (County)(City)(Town)(Village) of Lockport was duly passed by the Town Board on December 7 2016, 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____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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.

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.

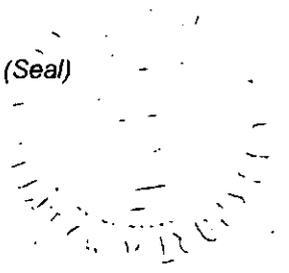
(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

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 1 _____ above.

Nancy A. Brooks
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 12-8-2016

(Seal)



Be it enacted by the Town Board of the Town of Lockport as follows:

Section 165-12 of Chapter 165, Subdivision of Land, of the Code of the Town of Lockport is hereby amended by adding the following subsections:

- D. Subdivisions shall be designed and constructed in accordance with any Stormwater Pollution Prevention Plan approved by the Town.
- E. All storm drainage designs shall be prepared by an engineer licensed in New York State and shall conform to all applicable laws and regulations of the State of New York.
- F. For any subdivision subject to regulation under Article XXX of Chapter 200, Zoning, all erosion and sediment controls, stormwater management facilities, and drainage improvements shall comply with the performance and design criteria set forth therein.
- G. For any subdivision not subject to regulation under Article XXX of Chapter 200, Zoning, the following requirements shall:
 - (1) Stormwater drainage design methodologies shall be based on the Erie and Niagara County Stormwater Design Manual, the NYSDEC Design Standards or methodologies approved by the Town Engineer and be described in an engineering report submitted with the plans.
 - (2) Erosion and sediment control shall be based on the New York State Manual.
 - (3) Stormwater systems shall be designed for a twenty-five-year storm (except for more restrictive requirements from other permitting agencies, i.e., County Highway or State Department of Transportation) with no increase in runoff over the existing flow from the site. Existing downstream drainage problems must also be taken into consideration.
 - (4) All stormwater piping shall be 12 inches in diameter or larger (smaller sizes when necessary may be approved by the Town Engineer) and be at a minimum grade to provide a stormwater flow velocity in the pipe of two feet per second or greater. (Velocities greater than eight feet per second will require conduit outlet protection.)
 - (5) Stormwater catch basins shall be located a maximum of 400 feet apart and at all low points.
 - (6) If subsurface drainage is deemed necessary by the Planning Board, the subdivider shall provide for the same in a manner acceptable to the Town Engineer.
 - (7) Drainpipes under streets or driveways shall be designed to withstand New York State highway loadings and be located a minimum of one foot below the subbase of the road (to top of pipe)."

In accordance with Section 10 of the Municipal Home Rule Law of the State of New York, the Town Board of the Town of Lockport has the authority to enact local laws and amend local laws for the purpose of promoting the health, safety or general welfare of the Town of Lockport and for the protection and enhancement of its physical environment.

This local law shall be effective on the first day after it shall have been filed with the Office of the Secretary of State pursuant to Section 27 of the New York State Municipal Home Rule Law.