

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.

County City Town Village
(Select one:)

of Northumberland

FILED
STATE RECORDS

DEC 14 2016

DEPARTMENT OF STATE

Local Law No. 5 of the year 2016

A local law continuing a temporary moratorium on the further consideration or approval by the
(Insert Title)
Northumberland Town Planning Board of any proposed construction of large scale Solar
Arrays

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

County City Town Village
(Select one:)

of Northumberland

as follows:

Section 1

The Town of Northumberland continues to consider updates to its comprehensive plan together with revisions to its existing Zoning Ordinance regarding siting and installation of large scale Solar Arrays. Among considerations regarding development in the Town are the protection of the community's agricultural character, open space, aesthetic and other resources. If not properly sited and installed large scale solar arrays and associated structures could adversely affect these important resources if they are not properly located and sited in the Town. Accordingly, on April 14, 2016 the Town Board adopted Local Law #1 of 2016 - A Local Law establishing a temporary moratorium on the further consideration or approval by the Northumberland Town Planning Board of any proposed siting or construction of large scale Solar arrays. This moratorium was filed in the Secretary of State's Office and took effect on April 22, 2016. The Town Board has made good progress toward completion of its review and development of appropriate amendments to the comprehensive plan and zoning ordinance, but needs additional time to finalize its proposals and recommendations. Consequently, the Town of Northumberland is in need of an additional extension of the moratorium period in order to allow the Town Board to complete the updates to its Comprehensive Plan and Zoning Ordinance.

Section 2

There is enacted a continuation of the temporary moratorium (initially adopted as Local Law #1 of 2016) on the further consideration or approval by the Northumberland Town Planning Board of any proposed siting or construction of large scale solar arrays within the Town. This moratorium shall continue for a period of 6 months from the effective

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

date of this local law.

Section 3

This Local Law shall take effect immediately.

(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. 5 of 20 16 of the (County)(City)(Town)(Village) of Northumberland was duly passed by the Town Board on December 8 20 16, in accordance with the applicable provisions of law.

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.

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.

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.

* 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 _____ above.

Denise D. Murphy
Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

Date: 12/09/16

(Seal)