

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
JUL 18 2003

MISCELLANEOUS
& STATE RECORDS

County
City of Ripley
Town
Village

Local Law No. 1 of the year 20 03

A local law AMENDMENT OF LOCAL LAW 2-2002 PROVIDING FOR A
MORATORIUM ON ADULT BUSINESSES WITHIN THE TOWN OF
RIPLEY

(Insert Title)

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

County
City of Ripley as follows:
Town
Village

**AMENDMENT OF LOCAL LAW 2-2002 PROVIDING FOR
A MORATORIUM ON ADULT BUSINESSES
WITHIN THE TOWN OF RIPLEY**

SECTION I. STATEMENT OF LEGISLATIVE FINDINGS AND PURPOSE

The Town has considered and approved land use and zoning controls in its Zoning Law 1 of 1992. Since the time of the Law's adoption various issues have arisen regarding the potential negative secondary effects of the development of adult businesses within the various zoning districts that exist within the community. Specifically the Town is considering the need for additional regulations in regard to the development of adult businesses and has determined that a temporary moratorium on such development within the Town of Ripley is appropriate while the Town considers and thereafter approves any changes or modifications to its existing zoning regulations.

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

The Ripley Planning Board is currently developing a report to the Town Board suggesting the scope and specifics of possible zoning amendments based on their identification of the potential negative secondary impacts of adult businesses. This Planning Board report may not be available for some additional period of time therefore an extension of the moratorium on the development of adult businesses is appropriate.

SECTION II.

SECTION V of Local Law 2-2002 is hereby amended as follows: This Local Law shall expire on October 1, 2003.

SECTION III.

All other terms, provisions and regulations of Local Law 2-2002 of the Town of Ripley shall remain in full force and effect through the amended date provided in Section II of this Local Law.

SECTION IV. EFFECTIVE DATE

This Local Law shall take effect immediately after passage of the same and filing in the manner directed by law 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. 1 of 20 03 of the (County)(City)(Town)(Village) of Ripley was duly passed by the Town Board on June 12, 20 03, 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.~~

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)*~~

*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.)

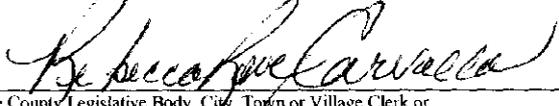
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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.



Clerk of the County Legislative Body, City, Town or Village Clerk or
Officer designated by local legislative body

(Seal)

Date: 6/19/2003

(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 CHAUTAUQUA

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.



Signature

Town Attorney
Title

County _____
City of Ripley
Town _____
Village _____

Date: 6/19/03