

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 LaGrange

FILED
STATE RECORDS
DEC 21 2016

DEPARTMENT OF STATE

Local Law No. 12 of the year 2016

A local law OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO AMEND
(Insert Title)
SECTION 240-86, OF THE LAGRANGE TOWN CODE TO ADD A NEW SUBDIVISION
"D" ADDRESSING PENDING VIOLATIONS.

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

County City Town Village
(Select one.)

of LaGrange

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. 12 of 2016 of the ~~(County)(City)(Town)(Village)~~ of LaGrange was duly passed by the Town Board (Name of Legislative Body) on DEC. 14 2016, 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 (Elective Chief Executive Officer*) 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____ (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.~~

* 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.

Christine O'Reilly-Kear

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

Date: December 14, 2016



Section 1. Section 240-86 of the LaGrange Town Code is amended to add a new subsection "D" reading as follows:

D. No building permit or certificate of occupancy shall be issued for any use for a property where there is an existing violation of this chapter. No certified municipal searches of the zoning or building code status of a property shall be issued where there is an existing violation. Further, upon receipt from the Building Inspector of a written report of a violation, or receipt of an order to cease and desist from a violation of this chapter, the Planning Board or the Zoning Board of Appeals, as the case may be, shall not review, hold public meetings or public hearings, and shall take no action regarding an application for subdivision, special use permit approval, project development plan approval, area variance approval, use variance approval, or zoning interpretation until notified by the Building Inspector that such violation has been suitably cured or ceased by the applicant. The respective applications shall be deemed incomplete during a period of violation. However, the Planning Board or the Zoning Board of Appeals, as the case may be, may upon written recommendation of the Building Inspector review and act on an application involving property for which there is a violation where such application is a plan, independent of a larger project, to cure the violation and bring the property or use of the property into compliance with this chapter.

Section 2. If any of this section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this law.

Section 3. Pursuant to Section 22 of this state's Municipal Home Rule Law, this local law shall modify and supersede any provisions of state statute which are inconsistent with the terms of this local law, including but not limited to Section 268 of the Town Law.

Section 4. This local law shall take effect immediately upon filing with this state's Secretary of State.