

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. 13 of the year 2016

A local law OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK, AMENDING
(Insert Title)
THE ZONING MAP OF CHAPTER 240, SECTION 240-22

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

County City Town Village
(Select one.)

of LaGrange

as follows:

SEE ATTACHMENT FOR ENTIRE LOCAL LAW TITLE AND TEXT OF LOCAL LAW.

(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. 13 of 2016 of the (County)(City)(Town)(Village) of LaGrange was duly passed by the Town Board 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 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.

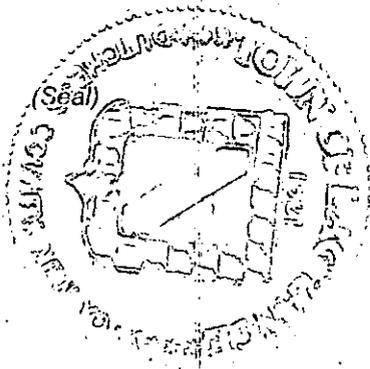
(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

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 1 _____ above.

Christine O'Reilly

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

Date: December 14, 2016



A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK,
AMENDING THE ZONING MAP OF CHAPTER 240, SECTION 240-22, OF THE TOWN
CODE TO CHANGE THE DESIGNATION OF LAGRANGE TAX PARCEL 6559-01-350525,
LOCATED ON ROUTE 82, FROM A RESIDENTIAL LOW DENSITY "RLD" ZONING
DISTRICT TO GATEWAY HAMLET "GH" ZONING DISTRICT.

Section 1. The zoning map of Chapter 240, Section 240-22, of the Town Code is amended to change the district designation of LaGrange Tax Parcel 6559-01-350525 from a RLD zoning district to GH zoning district.

Section 2. If any 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 local law.

Section 3. This local law shall take effect immediately upon filing with this state's Secretary of State.

RESOLVED that the Town Board of the Town of LaGrange hereby makes the following additional findings pursuant to Town of LaGrange Town Code § 240-101:

- (1) The proposed zoning change is consistent with the Town Comprehensive Plan.
- (2) The proposed zoning change is compatible with the existing land use pattern.
- (3) The proposed rezoning will not result in the creation of an isolated district unrelated to adjacent and nearby districts.
- (4) The proposed rezoning and development project will not result in an unsustainable population density pattern or overtaxing of the load on public facilities such as schools, utilities or streets.

(5) Existing district boundaries are logically drawn in relation to existing conditions on the property proposed for rezoning.

(6) There are no changes or changing conditions that make the passage of the proposed amendment necessary.

(7) The proposed rezoning will not adversely influence living conditions in the neighborhood.

(8) The proposed rezoning will not create or excessively increase traffic congestion or otherwise affect public safety.

(9) The proposed rezoning will not create a drainage problem or negatively impact subsurface water resources.

(10) The proposed rezoning will not seriously reduce light and air to adjacent areas.

(11) The proposed rezoning will not adversely affect property values in adjacent areas.

(12) The proposed rezoning will not be a deterrent to the improvement or development of adjacent property in accordance with existing regulations.

(13) The proposed propose rezoning will not constitute a grant of special privilege to an individual owner as contrasted with the public welfare.

(14) There are substantial reasons why the property cannot be used to its highest and best use in accordance with existing zoning.

(15) The proposed rezoning is not out of scale with the needs of the neighborhood or the Town.