

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.

~~County~~

City

of PLATTSBURGH

~~Town~~

~~Village~~

Local Law No. 1 of the year 2004.

A local law AMENDING ZONING DISTRICT BOUNDARY; Sec. 270-25B (b) Location of Parking
(Insert Title)
Areas; Schedule I Part A Special Permitted Uses in B-1, B-2 Zoning
Districts

Be it enacted by the COMMON COUNCIL of the
(Name of Legislative Body)

~~County~~

City

of PLATTSBURGH as follows:

~~Town~~

~~Village~~

1. The zoning district boundary that separates the R-2 and B-1 zoning districts in the area bounded by Elm Street on the north, Margaret Street on the east, Cornelia Street on the south and Oak Street on the west is amended to establish and describe the westerly bounds of that part of the B-1 zoning district lying with said streets, as follows:

Commencing at a point in the presumed southerly bounds of Elm Street at the north easterly corner of tax map parcel number 207.15-5-3, thence proceeding southerly in the easterly line of tax map lot numbers 23 and 27 to the south easterly corner of said lot 27;

Thence turning and proceeding westerly in the southerly bounds of lot 27 to the north easterly corner of lot 26;

Thence turning and proceeding southerly in the easterly bounds of lots 26, 30, 25, 24, 23.3, 23.2, 23.1, 22 to a point in the south easterly corner of said lot 22;

Thence turning and proceeding westerly in the southerly bounds of said lot 22 to a point in the presumed easterly bounds of Oak Street;

Thence turning and proceeding southerly in the presumed easterly bounds of Oak Street to the street line intersection of Oak and Cornelia Streets.

The aforesaid lot numbers refer to tax map lot numbers in Section 207.15, Block 5 as shown on the tax maps of the City of Plattsburgh in January, 2004.

2. The official zoning map of the City of Plattsburgh is hereby ordered amended consistent with the aforesaid zoning district boundary description.

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

3. Zoning Law Section 270-25 B (b) is amended to read as follows (amendment is underlined):

B. Location of parking areas.

a) In R-1, R-2 and RH zones off-street automobile parking spaces and maneuver areas shall be provided in the rear or side yard, or on a paved driveway in the front yard not more than twelve feet wide for lots under one hundred feet in width, or twenty feet wide for lots more than one hundred feet in width.

b) In all other zoning districts parking spaces shall be provided on the same lot as the principal use. The Zoning Board of Appeals may grant the lot owner a special use permit for off site parking on a lot not more than five hundred feet from such principal use, provided said lot is restricted by deed for use as parking so long as the principal use remains. Said special use permit may permit driveway access from a public street to the off site parking facility over lots located in an R-1, R-2 or RH zoning district.

4. Zoning Law Schedule I, Part A is amended to include within B-1 and B-2 zoning districts a special permitted use called "off site parking facility".

(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. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, 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 20⁰⁴ of the ~~(County)~~(City)~~(Town)~~(Village) of PLATTSBURGH was duly passed by the ~~COMMON COUNCIL~~ on 12 Feb 20⁰⁴, and was (approved)~~(not approved)~~~~(repassed after disapproval)~~ by the Mayor _____ and was deemed duly adopted on 19 Feb 20⁰⁴, 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.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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.)

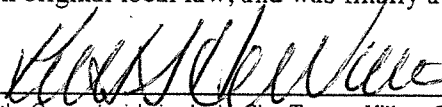
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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----2-----, above.



Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body Keith A. Herkalo

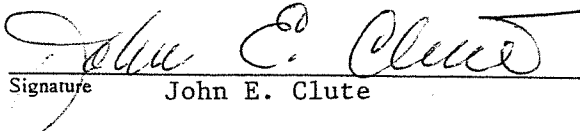
Date: 27 February 2004

(Seal)

(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 CLINTON

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 John E. Clute

Corporation Counsel
Title

~~CORPORATION~~
City of Plattsburgh
~~TOWN~~
~~VILLAGE~~

Date: 27 February 2004