

**RESOLUTION TO RE-INTRODUCE THE REVISED PROPOSED LOCAL LAW
RELATING TO DEVELOPMENT APPROVAL PLAN REQUIREMENTS IN
RESIDENTIAL DISTRICTS**

Presented by Councilman Smith

RESOLUTION #R23-

WHEREAS, on September 13, 2023 the Town of Putnam Valley Town Board proposed that a Town Zoning Code Local Law amendment be made to Town Code 165, entitled "Zoning" specifically to replace §§165-16 (B)(2)(b) "Development Approval Plan;" "Applicability of Regulations" increasing the threshold for Development Approval Plans in residential district; and

WHEREAS, since the initial introduction of the proposed Local Law, said law has undergone additional, substantive amendments and revisions; and

WHEREAS, the revised proposed amendments are annexed hereto as Exhibit A and incorporated herein as if recited verbatim, and the Town Board does direct that said amendments be spread across the record as if they, in fact, had been read verbatim; and

WHEREAS, the Town Board has determined that the revised proposed amendment must be referred to the Putnam County Department of Planning, Development and Public Transportation for review and recommendation; and

WHEREAS, the Public Hearing relating to these proposed amendments remains open.

NOW THEREFORE BE IT RESOLVED THAT,

1. The Town Board of the Town of Putnam Valley does hereby continue the Public Hearing on the revised proposed amendments through January 17, 2024, at 6:00 PM or soon thereafter as the matter may come to be heard in the Town Hall, 265 Oscawana Lake Road, Putnam Valley, New York; and
2. The Town Board refers this matter to the Putnam County Department of Planning, Development, and Public Transportation for a recommendation pursuant to GML §239-m; and
3. The Town Board directs the Town Clerk to notify the Town Clerks of each of the surrounding Municipalities of the Public Hearing pursuant to GML §239-nn.

Dated: December 13, 2023

Moved: Councilman Smith

Seconded: Supervisor Annabi

Roll Call Vote:

Councilman Luongo	AYE
Councilman Smith	AYE
Councilwoman Tompkins	ABSENT
Councilman Russo	AYE
Supervisor Annabi	AYE

By a vote of 4 AYES and 0 NAYS the Resolution is passed

Town of Putnam Valley Local Law No. ___ of 2024

A Local Law Amending Provisions of the Town of Putnam Valley Zoning Law Relating to Actions Exempted from Development Approval Plans in Residential Zoning Districts

BE IT ENACTED, by the Town Board of the Town of Putnam Valley, Putnam County, New York, as follows:

Part 1. Title

This Local Law shall be known as the “A Local Law Amending Provisions of the Town of Putnam Valley Zoning Law Relating to Actions Exempted from Development Approval Plans in Residential Zoning Districts.”

Part 2. Enactment

This Local Law is adopted and enacted pursuant to the authority and power granted by §10 of the Municipal Home Rule Law of the State of New York.

Part 3. Amendment of the Zoning Law

The Town of Putnam Valley Zoning Law is amended as follows:

Replace

Section 165-16(B)(2)(b) “Development Approval Plan;” “Applicability of regulations”:

(2) Any development and use ~~that falls within any Environmental Management District, as defined in Article VI of this chapter~~within the Town of Putnam Valley, but exempting therefrom:

- (a) Alterations which do not change or affect the use and occupancy of a building.
- (b) Enclosed additions to floor space that do not exceed the following:
 - (1) In the LP Zoning District: 800 Square Feet.
 - (2) In the R1 and R2 Zoning Districts: 1,000 Square Feet.
 - (3) In the R3~~, and CD, and PD~~ Zoning Districts: ~~1,100~~1,200 Square Feet.

Part 4. Severability

The invalidity of any part or provision (e.g., word, section, clause, paragraph, sentence) of this Local Law shall not affect the validity of any other part of this Law which can be given effect in the absence of the invalid part or provision.

Part 6. Supersession

This Local Law is intended to supersede any provisions of the Town Law, the laws of the Town of Putnam Valley, and the New York State General Municipal Law which are inconsistent with the provisions of this Local Law.

Part 7. Effective Date

This Local Law shall take effect immediately upon the filing with the Office of the Secretary of State of the State of New York, in accordance with the applicable provisions of law, and specifically, Article 3, Section 27 of the New York State Municipal Home Rule Law.