

RESOLUTION OF INTRODUCTION

_____, seconded by _____,
reintroduced the following proposed local law, known as **Local Law No. 8** of 2021, entitled A
LOCAL LAW OF THE TOWN OF ESOPUS, ULSTER COUNTY, NEW YORK REPEALING
EXISTING CHAPTER 123, “TOWN OF ESOPUS ZONING LAW,” AND REPLACING IT
WITH A NEW CHAPTER 123, “TOWN OF ESOPUS ZONING LAW,” OF THE ESOPUS
TOWN CODE.

BE IT ENACTED by the Town Board of the Town of Esopus that Chapter 123 of the Town Code is repealed and replaced and reads as written in the following section:

SECTION 1 – ENACTMENT

- A. Local Law No. 8 of 2021, entitled A Local Law of the Town of Esopus, Ulster County, New York repealing existing Chapter 123, “Town of Esopus Zoning Law” of the Esopus Town Code and replacing it with a new Chapter 123, “Town of Esopus Zoning Law” was originally introduced on February 2, 2021 and was the subject of a public hearing from February 16, 2021 to April 15, 2021;
- B. Based on public and agency comments received, the Esopus Town Board revised Law No. 8 of 2021 accordingly.
- C. Due to the revisions made, revised Local Law No. 8 of 2021 shall be subject to a public hearing and required referrals to the Esopus Planning Board and the Ulster County Planning Board.
- D. See attached for Revised Draft Local Law No. 8 of 2021, Chapter 123, “Town of Esopus Zoning Law.”

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 upon filing with the Secretary of State in accord with Article 3 of the Municipal Home Rule Law.

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and Part 617 of Title 6 of the Official Compilation of Codes, Rules, and Regulations of New York (State Environmental Quality Review Act) (“SEQRA”), the Town Board, as lead agency has classified this Action as an Unlisted Action as defined under said regulations; and

WHEREAS, pursuant to General Municipal Law §239-m and Esopus Town Code §123-51, the matter must be referred to the Ulster County Planning Board and to the Town of Esopus Planning Board for review and recommendation; and

WHEREAS, Supervisor Geuss advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. He offered the following resolution which was seconded by Councilperson _____, who moved its adoption; and

WHEREAS, on June 17, 2021, _____ has reintroduced this local law for the Town of Esopus, to be known as “Town of Esopus **Local Law No. 8** of the Year 2021, entitled A LOCAL LAW OF THE TOWN OF ESOPUS, ULSTER COUNTY, NEW YORK REPEALING EXISTING CHAPTER 123 “TOWN OF ESOPUS ZONING LAW,” AND REPLACING WITH A NEW CHAPTER 123, “TOWN OF ESOPUS ZONING LAW,” OF THE ESOPUS TOWN CODE.

RESOLVED, that a public hearing be held in relation to the proposed local law as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 1 Town Hall Way, Ulster Park, New

York, on July 1, 2021, at 7:00 clock p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of Esopus, by the Town Clerk, at least ten (10) days before such hearing and that notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Town Board of the Town of Esopus will hold a public hearing at the Town Hall, 1 Town Hall Way, Ulster Park, New York on July 1, 2021 at 7:00 p.m., on Revised **Local Law No. 8** of the Year 2021, REPEALING EXISTING CHAPTER 123 “TOWN OF ESOPUS ZONING LAW,” AND REPLACING WITH A NEW CHAPTER 123, “TOWN OF ESOPUS ZONING LAW,” OF THE ESOPUS TOWN CODE.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of Esopus, at the Town Hall, 1 Town Hall Way, Ulster Park, New York between the hours of 9:00 a.m. and 4:00 p.m. by appointment and online at the Town of Esopus Website: <https://www.esopus.com/> on all business days between the date of this notice and the date of the public hearing.

PLEASE TAKE FURTHER NOTICE THAT, the Public Hearing will be held with limited in-person attendance. Interested participants may instead join via Zoom or view our live stream on the Town of Esopus Facebook Page or the broadcast on Local Public Access Channel 23.

DATED: Ulster Park, New York
_____, 2021

HOLLY A. NETTER, TOWN CLERK

The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Geuss _____

Councilperson Clarke _____

Councilperson Quick _____

Councilperson Farrell _____

DATED: Ulster Park, New York

_____, 2021

HOLLY A. NETTER, TOWN CLERK