

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 Duanesburg

☒ Town

☐ Village

Local Law No. 1 of the year 20 08

A local law ESTABLISHING TRAINING REQUIREMENTS FOR PLANNING BOARD AND

(Insert Title)

ZONING BOARD MEMBERS AND ALTERNATE MEMBERS

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

☐ County

☐ City of Duanesburg

☒ Town

☐ Village

as follows:

see attached 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. 1 of 20 08 of the (County)(City)(Town)(Village) of Duanesburg was duly passed by the Duanesburg Town Board on January 10 20 08, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (Name of Legislative Body) (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) (Name of Legislative Body) (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) (Name of Legislative Body) (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.)

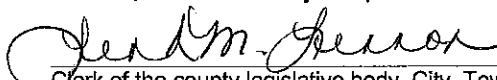
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



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

(Seal)

Date: January 10, 2008

(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 Schenectady

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 ACTING
Town of Duanesburg Planning Board Attorney
Title

County _____
City of Duanesburg
Town _____
Village _____

Date: 1/30/08

LOCAL LAW NO. 1 OF THE YEAR 2008
TOWN OF DUANESBURG

January 10, 2008

**A LOCAL LAW ESTABLISHING TRAINING REQUIREMENTS
FOR PLANNING BOARD AND ZONING BOARD
MEMBERS AND ALTERNATE MEMBERS**

Motion: Council-member Carlson

Second: Council-member Potter

WHEREAS, the adoption and implementation of local land use decisions have a profound effect on the character of a community and the well being of its citizens; and

WHEREAS, the administration of land use laws is a complex and highly diverse process that requires specialized knowledge and familiarity with the applicable laws and regulations; and

WHEREAS, well considered and timely decisions, consistent with those laws and regulations attract quality community development, result in fewer lawsuits and generally decrease the discord within the community; and

WHEREAS, the Town of Duanesburg desires to provide, for the benefit of its citizens, a well trained and knowledgeable body of officials to administer the local land use process;

NOW THEREFORE BE IT ENACTED by the Town Board of the Town of Duanesburg as follows:

Section One. Pursuant to the provision of Town Law §§ 267 and 271, all members and alternate members of the Town of Duanesburg Planning Board ("Planning Board") and Town of Duanesburg Zoning Board of Appeals ("Zoning Board of Appeals") shall complete at least four (4) hours of training per year, as may be approved

in accordance with Sections Two and Three of this Local Law No. 1 of the Year 2008. Up to two (2) hours of training credit obtained and approved per year in excess of the four (4) hour minimum requirement of this Section One may be carried over and applied by a member or alternate member of the Planning Board or Zoning Board of Appeals to the training requirement of this Section One applicable during the next succeeding year.

Section Two. The Planning Board member serving as Chairman of the Planning Board during the year in which the training credit is to be applied shall approve reasonable and appropriate training courses for members of the Planning Board, including alternate members. The Zoning Board of Appeals member serving as Chairman of the Zoning Board of Appeals during the year in which the training credit is to be applied shall approve reasonable and appropriate training for members of the Zoning Board of Appeals, including alternate members. Approved training courses shall be noted annually in the respective minutes of the Planning Board and Zoning Board of Appeals.

Section Three. The training requirement of Section One of this Local Law No. 1 of the Year 2008, may be satisfied by educational activities substantially devoted to planning, zoning or other land use issues such as: (a) attending conferences, seminars or workshops; (b) participating in on-line training or tutorials; (c) attending college courses; or (d) any other educational activities approved in accordance with Section Two of this Local Law No. 1 of the Year 2008. Training may be offered by a municipality, regional or county planning office or commission, county, regional or state planning federation, state agency, statewide municipal association, college, university, private

institution or other similar entity.

Section Four. An annual record of completed and approved training shall be maintained by the Building and Planning Department of the Town of Duanesburg and a copy provided to the Town of Duanesburg Town Board prior to the re-appointment of any member or alternate member of the Planning Board or Zoning Board of Appeals.

Section Five. A member or alternate member of the Planning Board or Zoning Board of Appeals shall be eligible to be appointed or re-appointed to either such Board only upon the completion of training as required by Section One of this Local Law No. 1 of the Year 2008; provided however, that any new member or alternate member of the Planning Board or Zoning Board of Appeals appointed to fill the last four (4) months or a shorter term of a vacancy on such Board shall be eligible to be appointed or re-appointed to either such Board without completing the training required by Section One of this Local Law No. 1 of the Year 2008.

Section Six. Any member or alternate member of the Planning Board may be removed from such Board pursuant to the removal procedures set forth under Town Law for failure to meet the training requirements of this Local Law No. 1 of the Year 2008.

Section Seven. This Local Law No. 1 of the Year 2008 shall take effect as provided by law.

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Supervisor Merrihew	Yes		
Councilman Carlson	Yes		
Councilman Potter	Yes		
Councilman White	Yes		
Councilman Frisbee	Yes		

Dated: January 10, 2008

Paul M. Benson
Town Clerk