

## **RESOLUTION OF INTRODUCTION**

By Local Law 2 of 2022, the Town Board enacted a moratorium to temporarily suspend the issuance of approvals, variances, and permits in the TC District, and for common driveway and private road permits in the Town. The Town Board wanted to consider modifications to the zoning code to remove barriers for potential applicants in the TC District as reported by the Planning Board, and to consider upgrading private road and driveway construction standards so as not to present long-term safety, upkeep and access issues for property owners and the Town. Following the most recent extension of Local Law 2 of 2022, this moratorium is set to expire at 12:01 a.m. on January 4, 2023.

Supervisor Maas reported that by State Law the Dutchess County Department of Planning and Development has thirty (30) days to review and comment on proposed Zoning Law changes (General Municipal Law §239-m). The Town Board has requested and received recommendations from the Planning Board regarding the proposed amendments in accordance with Town Code § 210-83(B)(2) as amended on May 18, 2022 by Local Law # 3 of 2022.

The Supervisor also suggested that Code Chapters 210, 192, Chapter A 215, Chapter 128 and 210 Attachment 1, “Residential and Commercial”; 210 Attachment 2, “Commercial District”; A215 Attachment 3; and Chapter 210 Attachment 3, “Design Standards for the TC District” be updated to reflect deletions, and additions of the amended version of each Chapter and Attachment as listed above, and preserving the unchanged language within each.

In order to affect these amendments by Local Law a public hearing is required, and Councilman Durland offered the following Resolution, which was seconded by Councilman Welsh, who moved its adoption:

***WHEREAS***, on November 21, 2022, Councilman Durland introduced a Local Law for the Town of Union Vale to be known as Local Law #4 of 2022, entitled “A Local Law Amending

Town Code Chapter 192 entitled “Subdivision of Land,” Chapter 210 entitled “Zoning,” and Chapter 128 entitled “Fees, Land Use,” relating to the TC Zone, subdivisions as well as road requirements and related fees.”

***NOW THEREFORE, BE IT RESOLVED***, that a public hearing be held in relation to the adoption of these Local Law amendments, a copy of which is annexed hereto as Exhibit A and incorporated herein as if recited verbatim, with the language to be deleted ~~Stricken~~ and the language to be added underscored, at which hearing parties in interest shall have an opportunity to be heard at a Town Board meeting at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540, on December 21, 2022 7:00 p.m., prevailing time, and

Notice of said Public Hearing shall be posted and published in the official newspaper of general circulation in the Town of Union Vale by the Town Clerk, at least ten (10) days before such hearing, and that such Notice shall be in the following form:

**NOTICE OF PUBLIC HEARING**

***TAKE NOTICE*** that the Town Board of the Town of Union Vale will hold a public hearing at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 (in the Town of Union Vale) on December 21, 2022 at 7:00 o’clock p.m. prevailing time, on proposed Local Law # 4 of 2022, of the Town of Union Vale, Dutchess County, New York, being “A Local Law Amending Town Code Chapter 192 entitled “Subdivision of Land,” Chapter 210 entitled “Zoning,” and Chapter 128 entitled “Fees, Land Use,” relating to the TC Zone, subdivisions as well as road requirements and related fees.”

***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 Union Vale, at the Town Hall, 249 Duncan Road, LaGrangeville, New York 12540 between the hours of 9:30 a.m. and 4:00 p.m. on all business days between the date of this Notice and the date of the Public Hearing, and on the

Town's website at [www.unionvaleny.us](http://www.unionvaleny.us).

**TAKE FURTHER NOTICE**, that all persons interested shall have an opportunity to be heard on said proposal at the time and place aforesaid and in addition to in person viewing, the Public Hearing will be held on Zoom and carried on the Town of Union Vale's YouTube channel for live viewing (access at [www.unionvaleny.us](http://www.unionvaleny.us)). The Zoom invite for this public hearing is: <https://us02web.zoom.us/j/81020759752?pwd=T1M0aXB1aWdObXg5UVRFeGZvVWRZQT09>

Meeting ID: **810 2075 9752** with Passcode: **382221**.

The invite for participating on Zoom will also be posted on the Town of Union Vale website [www.unionvaleny.us](http://www.unionvaleny.us) the morning of the public hearing. If you wish to be called upon to comment during the public hearing while participating on Zoom, you can place your name on the list by contacting the Town Clerk at [townclerk@unionvaleny.us](mailto:townclerk@unionvaleny.us) or (845) 724-5600 X100. In-person attendees will be able to sign up when entering the hearing room. For any other questions contact the Town Clerk at [townclerk@unionvaleny.us](mailto:townclerk@unionvaleny.us) or (845) 724-5600 X100.

Dated: Union Vale, New York  
November 21, 2022

  
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ANDREA CASEY, TOWN CLERK

**BE IT FURTHER RESOLVED**, that the Town Clerk shall refer a copy of this Resolution, the annexed proposed Local Law, and the Notice of Public Hearing to the municipal clerk of each abutting municipality not less than ten (10) days prior to said public hearing in accordance with §239-m of the General Municipal Law, refer a full statement of the proposed action, including a copy of this resolution, the EAF, the annexed proposed local law which includes the complete text of the proposed local law as well as all existing provisions that will be affected, and the Notice of Public Hearing to the Dutchess County Department of Planning and Economic Development for review in accordance with §239-m of the General Municipal Law, and send a copy of this

Resolution, the annexed proposed Local Law, the EAF and the Notice of Public Hearing to the Town of Union Vale Planning Board for its review and recommendation pursuant to Town Code §210-83.

**BE IT FURTHER RESOLVED**, that the Town Clerk shall provide the required notice to the affected property owners by certified mail and also through posting signage on each affected parcel not less than ten (10) days prior to said public hearing in accordance with the provisions in Town Code § 210-84.

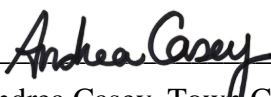
**BE IT FURTHER RESOLVED**, that the Town Board is the only agency charged with adopting changes to the Town Code and there are no other Involved Agencies, this Board determines that after reviewing the annexed Environmental Assessment Form, Part 1, the adoption of these Local Law amendments is a Type 1 Action under the New York State Environmental Quality Review Act (“SEQR”), and that the Town Board declares its intent to be the Lead Agency and that it will conduct the environmental review thereof.

The preceding Resolution was offered by Councilman Durland, who moved its adoption, seconded by Councilman Welsh.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

|                     |     |      |   |        |                      |
|---------------------|-----|------|---|--------|----------------------|
| Councilman Durland  | Aye |      |   |        |                      |
| Councilman Gusikoff | Aye | Ayes | 5 | DATED: | Union Vale, New York |
| Councilman McGivney | Aye | Noes | 0 |        | November 21, 2022    |
| Councilman Welsh    | Aye |      |   |        |                      |
| Supervisor Maas     | Aye |      |   |        |                      |

I, Andrea Casey, Town Clerk of the Town of Union Vale DO, HEREBY CERTIFY that the foregoing is a true copy of a resolution offered by Councilman Durland, seconded by Councilman Welsh, and adopted at the meeting of the Town Board, held on November 21, 2022.

  
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Andrea Casey, Town Clerk