

Village of Woodsburgh

Local Law WDS 3-2021

A local law to amend the Code of the Village of Woodsburgh in relation to special permits and special use permits.

Section one. The Code of the Village of Woodsburgh is hereby amended, by adding a new Article XII, to Chapter 150, entitled "Zoning", to read as follows:

"Article XII. Special Use Permits and Special Permits.

§150-132. As used in this Chapter, the terms special use permit and special permit shall have the same meaning.

§150-133. Area and use regulations applicable to particular uses, as governed by separate provisions herein, shall apply to those uses.

§150-134. Criteria for issuance of special use permit. When considering an application for a special use permit, the Board of Trustees shall ensure, at a minimum, that the proposed use:

A. Will be properly located in regard to transportation, water supply, waste disposal, fire protection and other facilities;

B. Will not create undue traffic congestion, traffic hazard, or circulation conflicts;

C. Will not adversely affect the value of property, character of the neighborhood or the pattern of development;

D. Will encourage an appropriate use of land consistent with the needs of the Village;
and

E. Will not impair the public health or safety.

Section two. Any local law, ordinance, or resolution of the Village of Woodsburgh in conflict with this local law is hereby repealed to the extent of such conflict, except that such repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of such local law, ordinance or resolution prior to the effective date of this local law.

Section three. If any clause, sentence, paragraph, section, article, or part of this local law shall be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate any other part of this local law, or the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section four. This local law shall take effect immediately upon adoption and filing of such law pursuant to the Municipal Home Rule Law.