

**NOTICE OF PUBLIC HEARING
REGARDING TOWN OF ELLICOTT
INTRODUCTORY LOCAL LAW #1-2018**

NOTICE IS HEREBY GIVEN that there has been presented to the Town Council of the Town of Ellicott, New York, Introductory Local Law Number One (1) for the year 2018 *regarding the elimination of the Town of Ellicott Planning Board*. The purpose and intent of the proposed Local Law is as follows: *It has become increasingly difficult to appoint qualified town residents willing to serve on the Town of Ellicott Planning Board. The Town of Ellicott Zoning Board can readily perform all of the functions formerly performed by the Town of Ellicott Planning Board.*

THEREFORE, pursuant to statute, the Town Council of the Town of Ellicott will hold a ***Public Hearing*** on Introductory Local Law #1-2018 at the Administration Building, 215 South Work Street, Falconer, New York at 6:00 PM on Monday, January 15, 2018 at which time all persons interested will be heard. A copy of the proposed local law is filed in the office of the Town Clerk at the Administration Building where it is available for review by any interested person during regular office hours. It may also be viewed on the town's website: www.townofellicott.com.

Dated: December 20, 2017

Michael C. Erlandson
Town Clerk

**TOWN OF ELLICOTT LOCAL LAW NO. 1
OF THE YEAR 2018**

**A PROPOSED LOCAL LAW FOR THE
ELIMINATION OF THE TOWN OF ELLICOTT
PLANNING BOARD**

**BE IT ENACTED BY THE TOWN BOARD OF
THE TOWN OF ELLICOTT
AS FOLLOWS:**

Section 1 Purpose and Intent.

It has become increasingly difficult to appoint qualified town residents willing to serve on the Town of Ellicott Planning Board. The Town of Ellicott Zoning Board can readily perform all of the functions formerly performed by the Town of Ellicott Planning Board.

Section 2 The Town of Ellicott Zoning Law is amended as follows:

- A. **Chapter 146. Zoning Article XIV. Administration §146-75. Planning Board:** Delete – Subsection A. Establishment, Composition and Terms.
- B. **Chapter 146. Zoning Article XIV. Administration §146-75. Planning Board:** Delete Title – Planning Board. Add Title – Planning Functions of the Zoning Board of Appeals
- C. **Chapter 146. Zoning Article XIV. Administration §146-75. Planning Board:** Amend – Subsection B. to Subsection A.
- D. **Chapter 146. Zoning** Replace – [Planning Board] with [Zoning Board of Appeals] wherever it appears in the Town of Ellicott Zoning Law.
- E. **Chapter 146. Zoning Article XIII. Administration §146-73. Board of Appeals:** Replace – [The Board of Appeals shall consist of seven members,] to [The Board of Appeals shall consist of five members and two alternates,]
- F. **Chapter 146. Zoning Article XII. Administration §146-73. Board of Appeals:** Delete – [The membership of the Board of Appeals and the respective terms of office of the members thereof, as constituted at the date this chapter becomes effective, shall be continued] and; Add – [The Board of Appeals shall be appointed as of the effective date of this law as follows: The Town Board shall appoint four members,

one each for the terms of one, two, three and four years and the chairperson for a term of five years. Alternates, one each for the term of one and two years. Terms shall run from January 1 through December 31.]

Section 3 The Town of Ellicott Subdivision of Land Law is amended as follows:

- A. **Chapter 130 Subdivision of Land:** Replace – [Planning Board] with [Zoning Board of Appeals] wherever it appears in the Town of Ellicott Subdivision of Land Law.

Section 4 Severability.

If any provision of this law shall be held for any reason to be invalid, such determination shall not invalidate any other provision hereof.

Section 5 Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of the State of New York.