

Local Law Filing

(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 Town Village

(Select one.)

of Martinsburg

Local Law No. 2 of the year 2010

A local law to amend Section 720 of the Town of Martinsburg Development Code.

(Insert Title)

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

County City Town Village

(Select one.)

of Martinsburg

as follows:

Article 1. - Statement of Authority. The Town Board of the Town of Martinsburg, pursuant to the authority granted it under Article 16 of the Town Law and Sections 10 and 20 of the Municipal Home Rule Law of the State of New York, hereby enacts as follows:

Article 2. - Statement of Purpose and Findings. The Town Board of the Town of Martinsburg hereby finds that certain modifications to the Development Law of the Town of Martinsburg are necessary to provide for easier administration and enforcement of that law. More specifically, the Board finds that the requirement of five foot contours in Section 720 of the law as it relates to Site Plan Review is onerous and should be reduced to ten foot intervals. Further, for consistency sake, the words "conditional use permit" should say, "special use permit". It is the purpose of this local law to make these changes.

Article 3. - Enactment. The Town Board of the Town of Martinsburg hereby enacts as follows:

A. Section 720 of the Town of Martinsburg Development Code and more specifically, subdivision 10 is hereby amended and as amended restated as follows:

10. "Existing hydrologic features together with a grading and drainage plan showing existing and proposed contours at a maximum of ten foot intervals;"

B. The wording on what is now the "Conditional Use Permit" shall be changed to "Special Use Permit"

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Article 4. - Severability. If any part of this local law shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this local law.

Article 5. - Effective Date. This local law shall become effective immediately upon filing with the Secretary of State.