

Draft Resolutions - 9/15/2011 Town Board Meeting

1. **Court Security:** Will be available at the TB meeting
2. **Court Audit:** Will be available at the TB meeting
3. **SEQRA Negative Declaration for ZRC package 2:**

RESOLUTION ANCRAM TOWN BOARD

NEGATIVE DECLARATION - TYPE I ACTION – Adoption of new Section XIII (Site Plan Review) and update Section V (I)

DATE: SEPTEMBER 15, 2011

WHEREAS, the Town Board of the Town of Ancram (“Town Board”) duly appointed a Zoning Review Committee to implement, in part, the Town Comprehensive Plan through zoning ordinance amendments; and

WHEREAS, the Zoning Review Committee developed a set of proposed amendments to address the recommended strategies of the adopted Comprehensive Plan related to site plan review and use of open space conservation subdivisions, and subsequently submitted them to the Town Board; and

WHEREAS, the Town Board will submit the proposed Zoning Ordinance amendments to the Columbia County Planning Board as required by NYS General Municipal Law 239-m and the proposed action does not require any other permits or approvals from other State and Federal agencies prior to adoption; and

WHEREAS, the Town Board declared itself Lead Agency and conducted an environmental assessment according to SEQRA, 6 NYCRR Part 617; and

WHEREAS, the Town Board, after consideration of the Full Environmental Assessment Form Part I and Part II finds that the proposed amendments will benefit the environment and not cause adverse impacts as they:

- Establish site plan review procedures and criteria for commercial uses, major subdivisions, and minor subdivisions; and establishes a simplified review process for single and two-family dwellings as well as some agricultural buildings and agri-tourism uses.
- Contain guidance for commercial site plan review that includes sketch plan, site plan submission requirements, and timeframes.
- Contain criteria for the Planning Board to use when reviewing and deciding about commercial site plans including criteria designed to protect natural resources, historic

and cultural resources, agriculture, visual resources, air and water resources.

- Establish a requirement that all major subdivisions will require design as an open space conservation subdivision that preserves 60% of the parcel for open space and agriculture.
- Establish a simplified process that allows Planning Board review of single and two-family dwellings when certain environmental features exist on the parcel, thus allowing oversight and enhanced planning to protect environmental resources.
- Establish process and guidelines to control open space conservation subdivisions including a 4-step process to identifying primary and secondary conservation resources on the property and designing the new subdivision to protect those resources.

NOW THEREFORE BE IT RESOLVED, that the Town of Ancram Town Board hereby declares that adoption of the Zoning Ordinance Amendments described herein, will not have any significant adverse environmental impacts; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes filing of a negative declaration (attached hereto), according to SEQRA, 6 NYCRR Part 617; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to execute the Full Environmental Assessment Form.

WHEREUPON, this Resolution was declared adopted by the Town Board of the Town of Ancram:

The motion was moved by _____.

The motion was seconded by _____.

4. ZRC Package 2 Adoption:

RESOLUTION OF THE TOWN BOARD FOR THE Town of Ancram

In the Matter of the Adoption of the

**Town of Ancram Zoning Law Amendments Section XIII (Site Plan Review) and Section V
(I) Open Space Conservation Subdivisions**

WHEREAS, the Town of Ancram adopted a Comprehensive Plan, which is a statutorily recognized instrument under Town Law §272-a for the immediate and long-range protection, enhancement, growth and development in a Town; and

WHEREAS, The Town of Ancram Comprehensive Plan encourages the Town to improve its zoning ordinance to be more effective and efficient; and

WHEREAS, the Town of Ancram Town Board, created the Ancram Zoning Revisions Committee to draft changes to the Ancram Zoning Ordinance as recommended in the Town of Ancram Comprehensive Plan; and

WHEREAS, the Ancram Zoning Revisions Committee after careful review, prepared these draft amendments to the Zoning Ordinance in accordance with the adopted Town of Ancram Comprehensive Plan with the assistance of a professional planner and attorney; and

WHEREAS, the Town Board has reviewed the draft amendments to new Section XIII (Site Plan Review) and Section V(I) (Open Space Conservation Subdivision) and submitted it to the Town of Ancram Planning Board, Zoning Board of Appeals, and Conservation Advisory Council for advisory opinions, and conducted a public hearing thereon; and

WHEREAS, the Town Board of the Town of Ancram has caused to be prepared a Long Environmental Assessment Form (EAF) pursuant to the mandates of the State Environmental Quality Review Act (ECL Article 8 and 6 NYCRR Part 617); and

WHEREAS, the Town Board has duly considered the contents of the EAF and completed Parts 2 thereof; and

WHEREAS, the Town Board has identified the relevant areas of environmental inquiry and taken a hard look at them; and

WHEREAS, the Town Board has issued a negative declaration under SEQRA thereby complying with the mandates of the State Environmental Quality Review Act; and

WHEREAS, the Town Board has completed requirements of NYS General Municipal Law 239-m by forwarding a copy of the draft plan to the Columbia County Planning Department and waiting 30 days for their response.

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE
TOWN BOARD OF ANCRAM, COLUMBIA COUNTY, NEW YORK:**

THAT THE Town Board of the Town of Ancram hereby adopts the Town of Ancram amendments to the Zoning Ordinance new Section XIII (Site Plan Review) and Section V(I) (Open Space Conservation Subdivision); and

THAT THE Town Board shall enter these amendments into the minutes of the Town Board and shall publish a summary or abstract of these amendments once in the official newspaper of the Town; and

THAT THE Town Board instructs the Town Clerk of the Town of Ancram to maintain a file in her office in the Town Hall to contain all parts of these amendments; and

THAT THE Town Board ensure that all parts of these amendments be posted on the Town's website; and

THAT THE Town Board cause affidavits of the publication and posting of the amendments be filed with the Town Clerk.

Motion Made by:

Motion Seconded by:

Vote:

_____Yea

_____No