

**TITLE: ADOPTION OF LOCAL LAW INTRO. NO. 8-2004, PRINT NO. 1, AMENDING LOCAL LAW NO. 1 OF 1999 WITH RESPECT TO THE NUMBER, SELECTION AND TERMS OF OFFICE OF MEMBERS OF THE ALLEGANY COUNTY PLANNING BOARD AND THE POWERS AND DUTIES OF SUCH PLANNING BOARD**

Offered by: Planning and Development Committee

**RESOLVED:**

1. That proposed Local Law, Intro. No. 8-2004, Print No. 1, is adopted without any change in language, to wit:

**COUNTY OF ALLEGANY**

Intro. No. 8-2004

Print No. 1

**A LOCAL LAW AMENDING LOCAL LAW NO. 1 OF 1999 WITH RESPECT TO THE NUMBER, SELECTION AND TERMS OF OFFICE OF MEMBERS OF THE ALLEGANY COUNTY PLANNING BOARD AND THE POWERS AND DUTIES OF SUCH PLANNING BOARD**

**BE IT ENACTED** by the Board of Legislators of the County of Allegany, State of New York, as follows:

1. Section 3. of Local Law No. 1 of 1999 is amended to read as follows:

Section 3. Membership. The Allegany County Planning Board shall consist of eleven (11) regular members. There shall be two (2) regular members from each legislative district of Allegany County and one (1) regular member selected from the County at-large, all to be appointed by the Chairperson of the Allegany County Board of Legislators with the approval of the Board of Legislators. In the event no candidate for membership on the Planning Board can be found from a particular legislative district, the seat of such legislative district shall not remain vacant but shall be filled by a candidate selected from the County at-large. Ex-officio members may be appointed to the Planning Board in such numbers and for such terms as may be from time to time determined by the Chairperson of the Board of Legislators with the consent of such Board of Legislators. It is the intent of this local law that membership on the Allegany County Planning Board shall be consistent with the considerations for selection of members set forth in Section 239-c(2)(b) of the General Municipal Law.

2. Section 5. of Local Law No. 1 of 1999 is amended to read as follows:

Section 5. Term. The members of the Allegany County Planning Board shall serve a term of three years except that the members initially appointed pursuant to this local law shall be appointed as follows: three (3) members shall be appointed for a term of one year, four (4) members shall be appointed for a term of two years, and four (4) members shall be appointed for a term of three years.

3. Section 6. of Local Law No. 1 of 1999 is amended to read as follows:

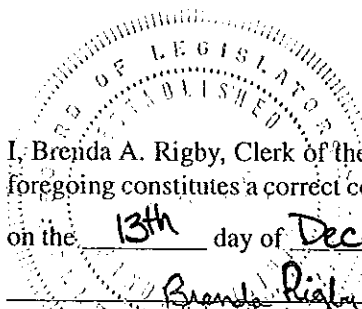
Section 6. Powers & Duties. The Allegany County Planning Board shall have and possess all of the powers and duties provided by statutes now in effect or hereinafter enacted or amended together with such powers and duties as may be authorized by resolution adopted by the Allegany County Board of Legislators, which are consistent with existing State and Federal Laws. The Allegany County Planning Board is authorized to conduct reviews of certain classes of planning and zoning actions by a city, town or village within Allegany County pursuant to sections two hundred thirty-nine-l and two hundred thirty-nine-m of New York State General Municipal Law, and to review certain subdivision plats pursuant to section two hundred thirty-nine-n of the General Municipal Law.

4. Effective Date. This local law shall take effect immediately.

**Local Law No. 5-2004**

Adopted by Res. No. 246-04, 12/13/04

Effective Date: December 30, 2004



I, Brenda A. Rigby, Clerk of the Board of Legislators of the County of Allegany, State of New York do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said Board on the 13th day of December, 2004.

Brenda Rigby Riehl Dated at Belmont, New York this 21st day of August, 2019  
Clerk, Board of Legislators, Allegany County

Moved by Myers Seconded by Dibble VOTE: Ayes 14 Noes 0 Absent 1 Voice \_\_\_\_\_  
Absent: Heineman