
Town of Skaneateles
Local Law 5 of 2016

A Local Law Amending the Town Code of the Town of Skaneateles to define when an application before the Planning Board and Zoning Board of Appeals will be deemed to be abandoned.

Be it enacted by the Town Board of the Town of Skaneateles as follows:

Section 1. Title

This local law shall be referred to as "A Local Law Amending the Town Code of the Town of Skaneateles to define when an application before the Planning Board and Zoning Board of Appeals will be deemed to be abandoned ".

Section 2. Purpose and Intent

This Local Law amends the Town Code to assure that applications for special permit, site plan approval, variances, and amendments thereto are timely pursued and considered to facilitate sound zoning and planning decision-making. This amendment also is intended to assure that all applications for subdivision approval are timely pursued and considered to facilitate sound zoning and planning decision-making.

Section 3. Amended Sections.

Section 131-3 (H) of the Town Code of the Town of Skaneateles is hereby amended, as follows:

§ 131-3(H) Abandonment of Pending Applications. In the event any application for subdivision approval, minor or major, remains inactive for a period of twelve months if a minor project, and twenty four months if a major project, from the last regular or special meeting at which the application was reviewed by the Planning Board, such application shall be closed , and of no further force or effect. In the event any application for subdivision approval, minor or major, filed before the effective date of this Section remains inactive for a period of one year if a minor project, and two years if a major project, from the last regular or special meeting at which the application was reviewed by the Planning Board, such application shall be closed, and of no further force or effect. Any future action thereon shall require a new application, subject to all rules and regulations in effect at such later date. The Planning Board, may in its discretion, waive a subsequent filing fee upon such application, but may not waive the application of any new rules and regulations promulgated during the period subsequent to the initial filing. For purposes of this section, an application is inactive when the applicant has not

provided written communication, either electronic or conventional, nor appeared on the record at a regular meeting of the Planning Board to provide information concerning the application.

Section 148-48 of the Town Code of the Town of Skaneateles is hereby amended as follows:

§ 148-48 Abandonment of Pending Applications. In the event that any application for a special permit, site plan approval, a use variance, an area variance, or for any amendment thereto, remains inactive for a period of twelve months if a minor project, and twenty four months if a major project, from the last regular or special meeting at which the application was reviewed such application shall be closed, and of no further force or effect. In the event any application for a special permit, site plan approval, a use variance, an area variance, or for any amendment thereto, filed before the effective date of this Section remains inactive for a period of one year if a minor project, and two years if a major project, from the last regular or special meeting at which the application was reviewed by the Planning Board, such application shall be closed, and of no further force or effect. Any future action thereon shall require a new application, subject to all rules and regulations in effect at such later date. The Planning or Zoning Board, may in its discretion, waive a subsequent filing fee upon such application, but may not waive the application of any new rules and regulations promulgated during the period subsequent to the initial filing. For purposes of this section, an application is inactive when the applicant has not provided written communication, either electronic or conventional, nor appeared on the record at a regular meeting of the Planning Board or Zoning Board of appeals to provide information concerning the application.

Section 4. Legislative Findings

The Board finds that it is in the Town's best interest to assure that applications for special permit, site plan approval, variances, and amendments thereto are timely pursued and considered to facilitate sound zoning and planning decision-making and that it is also in the Town's best interest to assure that all applications for subdivision approval are timely pursued and considered to facilitate sound zoning and planning decision-making

Section 5.

The invalidity of any provision of this Local Law shall not affect the validity of any other provision of this Local Law that can be given effect without such invalid provision.

Section 6.

This local law shall take effect immediately upon filing in the Office of the Secretary of State.