

**TOWN OF ARIETTA**

At a regular meeting of the Arietta Town Board at the Piseco Community Hall on Old Piseco Road in the Town of Arietta, Hamilton County, New York on:

June 23, 2015 at 6:00pm

Resolution # 15 – 06 – 12

Subject: **Up Date of the Land Use Code Book**

Resolution Offered By: B. Baker

**WHEREAS**, The Town of Arietta administers an Adirondack Park Agency approved Local Land Use Program, and

**WHEREAS**, the Town Board of the Town of Arietta is desirous of updating the Land Code Book, and

**WHEREAS**, the Town Board has requested that the Planning Board of the Town of Arietta prepare any proposed amendment changes in the Land Use Code Book update (see attached Book), which includes the most recent changes (see attached outline) based on June 4, 2015 APA Commentary and June 9, 2015 Town of Arietta Planning Board Meeting, and

**WHEREAS**, the Planning Board after review of the current Land Use Code Book felt the need to clarify and update the definitions, and

**WHEREAS**, The Town Board of the Town of Arietta performing the duties of Lead Agency has prepared and reviewed the records of the State Environmental Quality Review, Full Environmental Assessment for the listed Zoning Code amendments and additions and have determined no significant impact to the environment would result, and therefore declared a Negative Declaration for the action;

**NOW, THEREFORE, BE IT RESOLVED,** that the Zoning Code of the Town of Arietta be, and the same hereby is, amended by the attached book and outline. The Town Board of the Town of Arietta directs the Town Clerk to file the proposed amendments and submit a certified copy to the Adirondack Park Agency for review and approval pursuant to Article 27 of the Executive Law, Section 807.

Seconded by: J. Grier and put to a vote, which resulted as follows:

AYES:

Barry Baker ✓  
Jacquelyn Grier ✓  
Michael Knapp ✓  
Christy Wilt \_\_\_\_\_  
Richard Wilt ✓

NOES:

Barry Baker \_\_\_\_\_  
Jacquelyn Grier \_\_\_\_\_  
Michael Knapp \_\_\_\_\_  
Christy Wilt \_\_\_\_\_  
Richard Wilt \_\_\_\_\_

ABSENT: X

Annelle Parson, Town Clerk

Date 6/23/ 2015

Changes to Town of Arietta  
Land Use Code - February 2015  
(based on 06/04/15 APA Commentary & 06/09/15 TOA PB Meeting)

Section 2.020

Regional Project, Class B - The addition of Town & County Projects should be under Class A delete "or any project undertaken by the Town of Arietta or Hamilton County"

Section 2.020

Regional Project, Class A - Town & County Projects should be under Class A add "or any project undertaken by the Town of Arietta or Hamilton County"

Section 2.020

Clustered Residential Development – Removed "shoreline setback" from list of potential exclusions as Shoreline Setbacks always considered.

Section 2.020

Principal Building – Definition of Principal Building was refined to include Accessory Structures.

Section 3.040

Changed "Dwelling Units" to Principal Building” to clarify application to non-residential type structures.

Section 3.060

Use Designation/Intensity Chart – Added corresponding intensity classifications to MHP designations as appropriate.

Section 4.021(B)

Mobile Home Parks – Clarification replaced “Density” with defined term “Intensity” and brought guidelines into compliance with previous sections and the appropriate intensity designations for each zoning district.

Section 5.022(A)

Clustered Residential Development – Clarified definitions to reflect "Principal Buildings" and not “Dwelling Units” to conform to previous sections and intensity guidelines.

Section 5.030

Shoreline Structure Setback – Clarified definitions to apply to all “Structures” that are larger than 100 square feet, not just “Buildings” and the floor area of enclosed spaces.

Section 6.050

6.050 Non-Complying Signs – Removed section pertaining to pre-existing signs.

Section 13.010(B)

Clarified role of APA with respect to Class B determinations for approved Towns.

Section 13.060

Clarified roles and procedures of Town Planning Board and APA in APA review of Class A projects.

Section 13.070

Clarify roles and procedures of Town Planning Board and APA in APA review of Class A projects.

Section 14.023

Adirondack Park Agency Variances – Added additional references to Sections and Subsections of the APA Act for clarification.