

(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.

Town of New Scotland

Local Law #1 of the year 2007

A local law extending Local Law #7 of 2006 for 6 months.

Be it enacted by the Town Board of the Town of New Scotland as follows:

SECTION I.

SHORT TITLE

This Local Law shall be cited as Local Law 1 of 2007 of the Town of New Scotland.

SECTION II.

LEGISLATIVE FINDINGS

The Town of New Scotland is facing unprecedented growth and development, particularly in the area of the Town zoned MDR and R-2. Current proposals include large scale residential development. To address this issue, the Town Board is studying changes to the zoning in the area in question.

While that study is being conducted, the Town's rural character, historic features, and many other valuable features, and many other valuable resources are threatened by rapid development. The Town Board finds that significant development in the MDR and R-2 zones, beyond that which is currently under review, prior to the enactment of

amendments to the Zoning Law may substantially reduce the effectiveness of such amendments and might lessen the ability of the Town Board to afford adequate facilities for the distribution of public services, comfort, convenience, public health and safety, and the general welfare of the citizens of the Town of New Scotland.

On September 13, 2006 the Town Board passed Local Law #7 of 2006, suspending certain large scale development in the MDR and R-2 zones for a period of 6 months, while the Town Board studied proposed amendments to the Town Zoning Law. That study has progressed, but is not yet finalized. Extension of Local Law #7 of 2006 is necessary to enable the Town Board to complete its study and consideration of proposed amendments to the Town Zoning Law.

SECTION III.

EXTENSION

Local Law #7 of 2006 of the Town of New Scotland is extended for a period of 6 months from the effective date of this Local Law, and all provisions thereof shall remain in effect until such time.

SECTION IV.

VALIDITY

This invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law which can be given effect without such invalid part or parts.

SECTION V.

REPEAL OF OTHER LAWS

All local laws in conflict with provisions of this Local Law are hereby superseded and suspended for a period of six (6) months from the effective date of this Local Law and for any additional period that this Local Law is extended.

SECTION VI.

EFFECTIVE DATE

This Local Law shall take effect immediately, as provided by law, upon filing with the Secretary of State and shall remain in force and effect for a period of six (6) months from its effective date and for any additional period for which it is extended by the Town Board of the Town of New Scotland.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2007 of the Town of New Scotland was duly passed by the New Scotland Town Board on March 14, 2007, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20__ of the Town of New Scotland was duly passed by the New Scotland Town Board _____ on _____ 2006, and was (approved) (not approved) (repassed after disapproval) by _____ and was deemed duly adopted on _____ 20__, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20__ of the Town of New Scotland was duly passed by the New Scotland Town Board _____ on _____ 20__, and was (approved) (not approved) (repassed after disapproval) by the _____ on _____, 20__, Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special)(annual) election held on _____ 20__, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20__ of the Town of New Scotland was duly passed by the _____ on _____ 20__, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20__. Such local law was subject to permissive referendum and no valid petition requesting

such referendum was filed as of _____, 20 ____, in accordance with the applicable provisions of law.

* **Elective Chief Executive Officer** means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, 20 ____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November ____ 20 ____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.


New Scotland Town Clerk

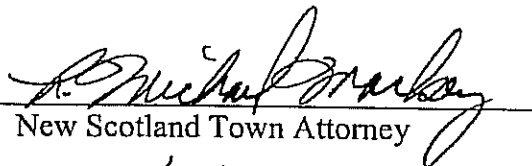
(Seal)

Date: 3/14/07

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF ALBANY

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature 
New Scotland Town Attorney

Date: 3/14/07