

LOCAL LAW NO. OF 2007
PROPOSING A ONE-YEAR MORATORIUM
ON THE ISSUANCE OF SPECIAL PERMITS
FOR THE CONSTRUCTION OF KENNELS IN RESIDENTIAL DISTRICT

SECTION ONE: LEGISLATIVE INTENT

When the Town Zoning Ordinance was originally enacted, the then Town Board provided that kennels would be allowed in residential districts upon the issuance of a Special Permit by the Zoning Board of Appeals. As the Town's population has increased and the density of construction within the Town has increased, it appears that it would be appropriate for the Town Board to review the standards under which kennels are permitted in residential districts. It is with this in mind that this moratorium is hereby proposed.

SECTION TWO: MORATORIUM

Upon the effective date of this Local Law and continuing for one year thereafter, the Zoning Board shall no longer consider any applications with respect to Section 194-73 of the Zoning Ordinance which provides for the issuance of the establishment of kennels in residential districts by Special Permit.

SECTION THREE: EXCEPTIONS

Any project presently pending before the Planning Board which on the date of this Local Law has had a Public Hearing open and continued, shall be allowed to continue in its processing before the Board and may receive a final determination from said Board.

SECTION FOUR: NO EFFECT

Any Building Permit which has been issued may be continued and extended by the Building Inspector.

SECTION FIVE: APPEALS

The Town Board hereby directs that the Zoning Board of Appeals shall determine any application for interpretation as to the application of this Local Law.

SECTION SIX: EFFECTIVE DATE

This Local Law shall take effect immediately upon its filing with the Secretary of State of the State of New York in accordance with the Municipal Home Rule Act of the State of New York.

**Adopted on January 25, 2007
at a Regular Meeting held at
the Town Hall, 330 Route 376,
Hopewell Junction, NY**