

Local Law Filing

(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 Colonie
Local Law No 1 of the year 2017**

A local law rezoning 10.655 +/- acres of land located at 59 Pollock Road from an Office Residential district to a Single Family Residential district.

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

SECTION 1. REZONING

Schedule "B" of Local Law No. 1 of 2007, adopted pursuant to Section 4 of such Local Law, is commonly known as the "Land Use Law" of the Town of Colonie. Chapter 190, Section 17 (A) of such Land Use Law is hereby amended as follows:

The following described area consisting of 10.655 +/- acres of land located at 59 Pollock Road is hereby rezoned from an Office Residential (OR) district to a Single Family Residential (SFR) district:

Beginning at a point in the southerly boundary line of Pollock Road at its point of intersection with the division line between lands on the east now or formerly of Sable Terrace Development Co., Inc. and lands on the west of the herein described parcel; thence running from said point of beginning the following six (6) courses are along the last mentioned division line:

1. S25°-03'-40"8 (74.32) feet to a point;
2. S39°-26'-20"W (224.40) feet to a point;
3. S04°-08'-40"E (236.28) feet to a point;
4. S17°-41'-20"W (1007.82) feet to a point;
5. S65°-41'-20"W (126.72) feet to a point; and

6. N79°-08'-40"W (174.19) feet to a point in the division line between lands on the west now or formerly of Niagara Mohawk Power Corp. and lands on the east of the herein described parcel; thence N02°-09'-32"E along the last mentioned division line (642.28) feet to a point in the aforementioned southerly boundary line of Pollock Road; thence the following five (5) courses are along the last mentioned southerly boundary line:

1. N46°-47'-37"E (120.27) feet to a point;
2. in a northeasterly direction along a curve to the left having a radius of (600.88) feet a central angle of 26°-11' -34" and an arc length of (274.69) feet to a point;
3. N20°-36'-07"E (185.81) feet to a point;
4. in a northeasterly direction along a curve to the right having a radius of (301.15) feet a central angle of 33°-40'-05" and an arc length of 176.96) feet to a point; and

5. N56°-56'45"E (266.76) feet to the point of beginning.

SECTION 2. ZONING MAP

Section 190-17 (A) of the Code of the Town of Colonie is amended by modifying the Town of Colonie Zoning Map described therein to reclassify those lands described in Section 1 above. Said map shall be modified and a copy of the revised map shall be filed with the Town Clerk of the Town of Colonie.

SECTION 3. SEVERABILITY

If any clause, sentence or provision of this local law or the application thereof to any person or circumstance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity thereof shall not affect, impair or invalidate the remainder of the provisions of this local law or the application thereof to other persons and circumstances.

SECTION 4. EFFECTIVE DATE

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

(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 2017 of the **Town of Colonie** was duly passed by the Town Board on March 9, 2017 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 2017 of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 2017, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed adopted on _____ 2017, in accordance with applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 2017 of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 2017, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed adopted on _____ 2017. 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 _____ 2012, 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 2017 of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 2017, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed adopted on _____ 2017. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 2017, 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 chairman 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 2017 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 _____ 2017, 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 2017 of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 2017, 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 of 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 _____, above.

(Seal) _____
Clerk of the Town or officer designated by local legislative body
Date:

(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.

Town of Colonie Town Attorney
Date: