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Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE  
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Town of Red Hook  
Local Law No. \_\_ (Proposed) of 2018

A LOCAL LAW RELATING TO THE REDUCTION OF MEMBERS OF TOWN OF  
RED HOOK ZONING BOARD OF APPEALS

Be it enacted by the Town Board of the Town of Red Hook as follows:

SECTION 1. PURPOSE

The purpose of this law is to exercise the Town's right, pursuant to Town Law §267(7) and Municipal Home Rule Law § 10(1)(ii)(a)(1), to decrease the number of members on the Zoning Board of Appeals from seven (7) members to five (5) members. There are currently two positions on the Zoning Board of Appeals which have expired and for which new members have not been appointed. The proposed law would eliminate the two positions without removing any incumbent member from office prior to the expiration of such member's term.

SECTION 2. REDUCTION OF ZONING BOARD OF APPEALS MEMBERSHIP

The membership of the Zoning Board of Appeals is hereby reduced to five (5) members with staggered terms of five years. The current positions with terms ending on December 31, 2017 and December 31, 2023 are hereby eliminated. The current positions with terms ending on December 31, 2018, December 31, 2019, December 31, 2020, December 31, 2021, and December 31, 2022 shall continue until the expiration of each term. At the expiration of each such term, the Town Board shall thereafter appoint a member for a five-year term.

SECTION 3. AMENDMENT TO § 143-134 OF THE ZONING LAW

Subsection A of § 143-134 of the Town of Red Hook Zoning Law is hereby deleted and replaced with the following new subsection A:

A Zoning Board of Appeals shall be maintained in accordance with § 267, Subdivision 7, Article 16, of the Town Law, except as otherwise provided for in the Town Code. Said Board shall consist of five members appointed by the Town Board for staggered terms of five years.

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**SECTION 4. SEVERABILITY**

If any provision of this law is held invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this law.

**SECTION 5. EFFECTIVE DATE**

This Local Law shall take effect immediately upon adoption and filing with the Secretary of State, as provided in Section 27(3) of the Municipal Home Rule Law of the State of New York.