



Local Law No. 1 of 2020
Town of Marbletown
Amend Section 200-75 Special Use Permits

1. Statement of legislative findings.

The Town of Marbletown has determined that it would be in the Town's best interest to transfer Special Use Permit review and approval to the Town Planning Board allowing a combined review of Site Plan Approval and Special Use Permits where required.

2. Statement of legislative purpose.

This legislation permits the Town Planning Board to process, review, approve or deny Special Use Permits.

Section 200-75 shall be replaced with Section 200-69

3. Special use permits.

- A. The Planning Board shall have the authority to issue special use permits pursuant to the provisions of Town Law § 274-b and with regard to said authority is empowered to waive requirements subject to the criteria set forth in Paragraph 5 of said § 274-b. In the event of any conflict between the provisions of Town Law § 274-b and the provisions of this Article **IX**, the provisions of § 274-b shall control. [Amended 2-8-1995 by L.L. No. 1-1995]
- B. All applications for special use permits shall be filed with the Secretary of the Planning Board in writing, shall be made in a form required by the Board, and shall be accompanied by payment of a filing fee and a plot plan, drawn to scale and accurately dimensioned, as required by § **200-46**.
- C. Whenever the Planning Board grants a special use permit, appropriate conditions and safeguards and/or time limitations may be attached thereto. In addition, the Board shall utilize the objectives of site plan review set forth in § **200-68B** and the guidelines set forth in § **200-50** and Appendix A, Design Standards and Guidelines for Business Districts as a basis for its review and determination in addition to those criteria set forth in § **200-46**. [Amended 2-24-1998 by L.L. No. 1-1998; 5-25-1999 by L.L. No. 1-1999]
- D. Any special use permit which is not exercised within one year from the date of issuance is hereby declared to be revoked without further hearing by the Planning Board.

- 4. Effective Date:** This law shall become effective upon the filing with the Secretary of the State of New York.