

LOCAL LAW 5-2011

A Local Law to Amend Chapters 58 and 342 of the Village of Mamaroneck Code Eliminating the Provisions for Alternate Members of the Planning Board and Zoning Board of Appeals

BE IT ENACTED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK:

SECTION 1. Purpose:

The purpose of this local law is to eliminate provisions for alternate members of the planning board and the zoning board of appeals.

SECTION 2. Amendment to Chapter 58:

Section 58-1 of the Village Code on the Planning Board, entitled, PLANNING BOARD, is hereby amended by eliminating from Section 1 all references to alternate members so that it shall read as follows

A. Statutory authorization; powers; board membership; terms.

A Planning Board is hereby created pursuant to Chapter 7-718 of the Village Law of the State of New York hereby giving and granting to said Planning Board all of the powers enumerated in said Chapter 7-718 of the Village Law of the State of New York, or any amendments thereto, including, but without limiting the generality of the foregoing, the power to approve plans showing new streets or highways and, simultaneously with the approval of such plans, either to confirm the zoning regulations of the land so platted as shown by the Official Zoning Map of said village or to make any reasonable change therein in accordance with the provisions of said Act or amendments thereto. Board membership shall include a total of five (5) members. Terms of membership for members shall be five (5) years.

B. Section 58-1 subsections B and C are hereby repealed.

SECTION 3. Amendment to Chapter 342:

Section 342-88 of the Village Code on the Board of Appeals, entitled, "Continuation of existence" is hereby amended by eliminating from Section 88 all references to alternate members so that it shall read as follows:

A. Continuation of existence; board membership; terms.

The Board of Appeals is hereby created pursuant to the provisions Chapter 7-712 of the Village Law the State of New York and shall consist of five (5) members. Board membership shall include a total of five (5) members. Terms of membership for members shall be five (5) years.

B. Subsections B and C are hereby repealed.

SECTION 4. Severability

If any clause, sentence, paragraph, section or part of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such adjudication shall have been rendered.

SECTION 5. Effective Date

This Local Law shall take effect immediately upon adoption and filing in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.