

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF NUNDA ADOPTING LOCAL LAW NO. 1 OF 2006 OF THE TOWN CODE TO EXPAND THE BOUNDARY OF THE MIXED USE (MU) DISTRICT

WHEREAS, a resolution was duly adopted by the Town Council of the Town of Nunda for a public hearing to be held by said governing body on October 3, 2006 at the Nunda Town Hall, Nunda, New York, to hear all interested parties on a proposed rezoning of 46.5 acres on NYS Route 70 from Agricultural to Mixed Use; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of said Town of Nunda; and

WHEREAS, said public hearing was duly held on October 3, 2006 at the Nunda Town Hall, Nunda, New York at the advertised time, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environment Quality Review Act (SEQRA) it has been determined by the Town Council of said Town that adoption of said proposed Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQRA; and

WHEREAS, the Livingston Department of Planning recommended approval of the proposed Local Law by written report dated August 13, 2006 pursuant to Section 239-m of the General Municipal Law; and

WHEREAS, the Town Council of the Town of Nunda, after due deliberation, finds it in the best interest of said Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Nunda hereby adopts said Local Law No. 1 for the year 2006 entitled "A Local Law amending the Town Zoning Map of the Zoning Law of the Town and Village of Nunda to expand the boundary of the Mixed Use (MU) District", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the zoning map of the Town be amended accordingly, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Nunda, and to give due notice of the adoption of said Local Law to the Secretary of State.