

TOWN OF AMSTERDAM TOWN BOARD

RESOLUTION TO REFER CERTAIN PROPOSED ZONING MAP AMENDMENTS TO THE TOWN OF AMSTERDAM PLANNING BOARD, REFER SAID ZONING MAP AMENDMENTS TO MONTGOMERY COUNTY, AND CLASSIFY THE ACTION UNDER SEQR

Whereas, the Town Board, from time to time, must address needed changes to the Town's Official Zoning Map; and

Whereas, in adopting Local Law 2 of 2016 in connection with a planned unit development (PUD) known as PUD District No. 2 – Giardano PUD, the Town Board rezoned approximately 45 acres of land formerly zoned M-1 Manufacturing to PUD; and

Whereas, the Town Board enacted a PUD "sunset" provision at paragraph 13 of said local law, which provides that "If after two (2) years from the date of approval of the Planned Unit Development District, site work and construction has not begun, this zoning amendment approval is revoked and the land will be returned to its former zoning classification"; and

Whereas, as of the date of this resolution, site work and construction have not begun, and it is now necessary to amend the Official Zoning Map to revert the lands of the PUD District No. 2 – Giardano PUD to their former zoning classification, M-1 Manufacturing; and

Whereas, in addition, the Official Zoning Map, last revised November 2023, must also be updated to reflect the rezoning of approximately 92 acres of land to PUD, in accordance with Local Law No. 3 of 2021 (i.e., the "Gables at Log City Village PUD"); and

Whereas, the proposed action is 1) Art. XIII of the Town's Zoning Law relating to Amendments; 2) subject to the requirements of the State Environmental Review Act (SEQR); and 3) the requirements of NYS General Municipal Law Section 239-m relating to referral of certain proposed land use actions; and

Whereas, the Town Board has caused to be prepared a short environmental assessment form (SEAF) part 1;

now, therefore, be it

RESOLVED, that the Town Board of the Town of Amsterdam hereby directs its designated engineer, Delaware Engineering, D.P.C., to prepare an updated version of the Official Zoning Map, in accordance with the changes set forth in this resolution; and

be it further

RESOLVED, that the Town Board of the Town of Amsterdam refers said proposed zoning map amendments to the Town Planning Board, which must provide a report within sixty (60) days of the date of this resolution, as stipulated by Art. XIII – Amendments of the Town zoning law; and

be it further

RESOLVED, that the Town Board of the Town of Amsterdam hereby classifies adoption of the zoning map amendments as an unlisted action and declares itself lead agency as part of an uncoordinated review, under SEQR; and

be it further

RESOLVED, that the Town Board of the Town of Amsterdam hereby directs that the proposed energy storage system zoning map amendments be referred to the Montgomery County Planning Board, in accordance with GML 239-m.

Dated: August 21, 2024

Sponsored by:

Seconded by:

ADOPTED- -AYES- -NOES

DRAFT