



# **TOWN OF PENFIELD**

*3100 Atlantic Avenue, Penfield, NY 14526-9798*

## **LEGAL NOTICE OF ADOPTION OF LOCAL LAW**

PLEASE TAKE NOTICE that at a Regular meeting of the Town Board of the Town of Penfield, Monroe County, New York, held at the Penfield Town Hall, on Wednesday, March 22, 2017 the Town Board passed a resolution adopting a Local Law.

WHEREAS, the Town Board of the Town of Penfield wishes to adopt proposed Local Law No. 1 of 2017 which would extend a moratorium and prohibition within the Town of Penfield of redevelopment of public golf courses for a period of approximately one (1) year; and

WHEREAS, the Penfield Town Board has designated itself as “lead agency” within the meaning of the State Environmental Quality Review Act (SEQRA) and has designated itself as “lead agency” pursuant to SEQRA; and

WHEREAS, the subject application has been determined to be a Type II action pursuant to the State Environmental Quality Review Act (SEQRA), and no additional environmental review of this action is deemed necessary; and

WHEREAS, the Town Board of the said Town of Penfield held a public hearing at the Penfield Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on March 1, 2017, at 7:00 PM on said date, to consider the said proposal and to hear all persons interested on the question of the adoption of Local Law No. 1 of 2017, and the public hearing was closed and decision was reserved;

NOW, THEREFORE, BE IT

RESOLVED, AND HEREBY IS ENACTED BY THE TOWN BOARD OF THE TOWN OF PENFIELD AS FOLLOWS: Local Law No. 1 of 2017, hereinafter set forth:

### **TOWN OF PENFIELD LOCAL LAW NO. 1 OF 2017**

#### **A LOCAL LAW EXTENDING THE MORATORIUM ON AND PROHIBITION OF PUBLIC GOLF COURSE REDEVELOPMENT WITHIN THE TOWN OF PENFIELD**

Be it enacted by the Town Board of the Town of Penfield as follows:

**Section 1.** The Local Law to effect a Moratorium on and Prohibition of Redevelopment of Public Golf Courses in the Town of Penfield, originally enacted as Local Law No. 1 of 2016, is hereby extended until March 31, 2018, or until a duly enacted repeal of said Local Law No. 1 of 2016 as so extended, whichever shall first occur.

**Section 2.** If any word, phrase, sentence, part, section, subsection, or other portion of this Local law, or the application thereof to any person or to any circumstance, is adjudged or declared invalid or unenforceable by a court or other tribunal of competent jurisdiction, then, and in such event, such judgment or declaration shall be confined in its interpretation and operation only to the provision of this Local Law that is directly involved in the controversy in which such judgment or declaration is rendered, and such judgment or declaration of invalidity or unenforceability shall not affect or impair the validity or enforceability of the remainder of this Local law or the application hereof to any other persons or circumstances. If necessary as to such person or circumstances, such invalid or unenforceable provision shall be and be deemed severed herefrom, and the Town Board of the Town hereby declares that it would have enacted this Local law, or the remainder thereof, even if, as to particular provisions and persons or circumstances, a portion hereof is severed or declared invalid or unenforceable.

**Section 3.** This Local Law shall take effect immediately.

BE IT FURTHER RESOLVED, that this law will be filed with the Secretary of State by the Town Clerk upon adoption.

Dated: March 23, 2017

Amy M. Steklof, RMC/CMC  
Town Clerk  
Town of Penfield