



# TOWN OF PENFIELD

3100 Atlantic Avenue, Penfield, NY 14526-9798

## LEGAL NOTICE

Public Hearing: Penfield Town Board

Wednesday, March 21, 2018 at 7:00 PM

TOWN OF PENFIELD  
LOCAL LAW NO. 1 OF 2018

---

PLEASE TAKE NOTICE, that at a Regular Meeting of the Penfield Town Board held at the Town Hall, 3100 Atlantic Avenue, Penfield, New York, on Wednesday, March 7, 2018, a resolution setting a Public Hearing was adopted:

WHEREAS, the Town Board of the Town of Penfield wishes to consider adopting proposed Local Law No. 1 of 2018 which would extend the moratorium and prohibition of public golf course redevelopment on real property located within the Town of Penfield; and

WHEREAS, the Penfield Town Board is best suited to act as “lead agency” within the meaning of the State Environmental Quality Review Act (SEQRA) and thus does hereby designate itself as “lead agency” pursuant to SEQRA; and

WHEREAS, the subject application is determined to be a Type II action pursuant to the State Environmental Quality Review Act (SEQRA);

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the said Town of Penfield shall hold a public hearing at the Penfield Town Hall, 3100 Atlantic Avenue, in the Town of Penfield, New York on March 21, 2018, 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 2018 which would extend the moratorium of public golf course redevelopment on real property located within the Town of Penfield, a copy of which is attached hereto and made a part hereof known as Schedule “A”; and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to publish and post a Notice of the Public Hearing on the official signboard of the Town in the manner prescribed by Law, the first publication thereof to be not less than five (5) days and not more than thirty (30) days before the date set for the said public hearing, as aforesaid.

Schedule “A”

TOWN OF PENFIELD  
LOCAL LAW NO. 1 OF 2018

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

**TOWN BOARD LEAGL NOTICE**

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Local Law to effect a Moratorium on and Prohibition of Redevelopment of Public Golf Courses in the Town of Penfield, originally enacted as Local Law No. 1 of 2016, and previously extended as Local Law No. 1 of 2017 to March 31, 2018, is hereby extended until March 31, 2019, or until a duly enacted repeal of said Local Law No. 1 of 2018 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.

Dated: March 8, 2018

Amy M. Steklof, RMC/CMC

Town Clerk

Town of Penfield

*This meeting will be video recorded and broadcast live via the town's website [www.penfield.org](http://www.penfield.org) and the Town's Government Access Cable Channel. Questions regarding video coverage contact Penfield TV at (585) 340-8661.*