

PENFIELD TOWN BOARD RESOLUTION NO. 23T-091

DATE: March 29, 2023

BY: Councilwoman Drawe

Law & Finance Committee

NAME Adopt a Local Law to Amend Town Code Sections 250-5.12 and 250-2.2 (Mixed-Use Development)

WHEREAS, the Town Board of the Town of Penfield has considered adopting a proposed Local Law to amend Chapter 250 of the Penfield Town Code (Zoning Ordinance) to revise the Mixed-Use Development regulations contained in Section 250-5.12 and modify or add definitions contained in Section 250-2.2, Terms Defined. The proposed amendments include: renaming the district to “Mixed-Use Development;” imbedding into the district regulations the development requirements and design standards previously contained in the Mixed Use Design Manual (2017) document, defining the parameters for the Planning Board’s discretion on requirements; re-organizing the regulations to improve clarity and understanding of review process; and modifying existing, or adding new terms defined to ensure clear understanding of meaning; and

WHEREAS, the Town Board conducted public hearings to receive comments on the proposed local at its meetings on December 7, 2022 and February 22, 2023; and

WHEREAS, the Penfield Town Board acted as “lead agency” within the meaning of the State Environmental Quality Review Act (SEQRA), reviewed the action’s potential impacts and made a negative declaration, which concluded SEQRA.

NOW, THEREFORE, BE IT

RESOLVED, AND BE IT HEREBY ENACTED BY THE TOWN BOARD OF THE TOWN OF PENFIELD AS FOLLOWS:

Local Law No. 4 of 2023, set forth in attached Schedule A; and

BE IT FURTHER RESOLVED, after its adoption by the Town Board of the Town of Penfield, this local law shall take effect immediately upon its filing with the Office of the Secretary of State of the State of New York.

Moved: Drawe

Seconded: Lee

Vote: Drawe Aye

Kohl Aye

Lee Aye

Ockenden Aye