

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one:)

of AMSTERDAM

Local Law No. 6 of the year 2024

A local law TEMPORARY LAND USE MORATORIUM PROHIBITING INSTALLATION OF SOLAR
(Insert Title)
ENERGY FACILITIES AND SOLAR ENERGY SYSTEMS

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of AMSTERDAM as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Town of Amsterdam
Local Law No. 6 of 2024
Temporary Land Use Moratorium Prohibiting
Installation of Solar Energy Facilities & Solar Energy Systems

A LOCAL LAW NO. 6 OF 2024 TO AMEND OUR LOCAL LAW NO. 5 OF 2024 WHICH IMPOSED A FOUR MONTH MORATORIUM ON APPLICATIONS FOR PERMITS, SITE PLANS, OR OTHER LAND USE APPROVALS FOR INSTALLATION OF SOLAR ENERGY FACILITIES AND SOLAR ENERGY SYSTEMS

Section 1. Legislative Intent

It is the intent of this local law to amend the Local Law No. 5, 2024, dated September 18, 2024, which imposed a four month moratorium on applications for permits, site plans, or other land use approvals for installation of solar energy facilities and solar energy systems so as to provide an additional 3 month moratorium. It is further intended to continue to protect the public health, safety and welfare of the citizens of the Town of Amsterdam.

Section 2. Authority

This local law is adopted by the Town Board of Town of Amsterdam (hereinafter referred to as the "Town Board") pursuant to its authority to adopt local laws under Article IX of the New York State Constitution; Articles 2 and 3 of the Municipal Home Rule Law; Article I of the Town Zoning Law, particularly Section 2 which authorize the Town to adopt zoning provisions that promote health and general welfare, encourage the most appropriate use of land throughout the Town, encourage development in accord with a comprehensive plan and professional planning techniques, and improve the quality of life throughout the Town; and Section 35.A.1. of Article VIII "to balance the benefits of solar energy collection with the unique characteristics of each site, and prevent potential impacts on neighboring properties."

Section 3. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 4. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

Section 5. Amendment

Local Law No. 5 of 2024, dated September 18, 2024 hereby amended by extending the moratorium an additional three (3) months.

It is further amended to authorize the Town Board to further extend the moratorium by resolution, local law or any other lawful means in order to protect the public health, safety and welfare of the citizens of the Town of Amsterdam.

Adopted: December 18, 2024

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 6 of 2024 of the ~~(County)(City)(Town)(Village)~~ of Amsterdam was duly passed by the Amsterdam Town Board on December 18, 2024, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* on _____ 2024, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20____. *(Elective Chief Executive Officer*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 12-19-24

(Seal)



283 Manny's Corners Road
Amsterdam, New York 12010

Telephone: (518) 842-7961
Fax No. (518) 843-6136

*Renumbered due
to other law being
tabled.*

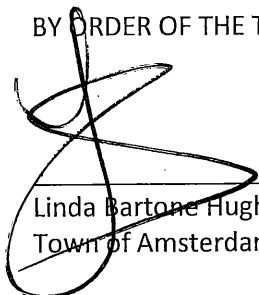
Town of Amsterdam
Notice of Public Hearing
Proposed Local Law No. 7 of 2024
Extending Moratorium
Installation of Solar Energy Facilities & Solar Energy Systems

NOTICE IS HEREBY GIVEN, that a public hearing will be held by the Town Board, Town of Amsterdam on Wednesday, December 18, 2024 at 5:50 pm concerning proposed Local Law No. 7 of 2024 to implement a three-month extension to Local Law No. 5 of 2024, a temporary land use moratorium for 120 days prohibiting construction of solar energy facilities and systems within the jurisdiction of the Town of Amsterdam.

PLEASE TAKE FURTHER NOTICE that said Local Law is on file at the Amsterdam Town Clerk's Office located at 283 Manny's Corners Road, Amsterdam, NY where it is available for public inspection during regular business hours, Monday-Friday from 9 am – 4 pm or on our website at: www.townofamsterdam.org.

All persons interested in this matter shall be entitled to be heard upon the proposed Local Law at said public hearing.

BY ORDER OF THE TOWN BOARD



Linda Bartone Hughes, Town Clerk
Town of Amsterdam