

RESOLUTION NO. 8 OF 2023

RESOLUTION OF INTRODUCTION

Local Law No. _____ of 2023

The following proposed Local Law, to be known as Local Law No. _____ of 2023 of the Town of Clinton (the “Town”), entitled “Revised Amendment to Section 250-31 of the Town Code – Alternate Care Facilities”, a copy of which is attached hereto and made part hereof, is hereby introduced.

WHEREAS, the Town Board of the Town of Clinton (the “Town Board”) previously considered a local law entitled “Amendment to Section 250-31 of the Town Code – Alternate Care Facilities”, including holding a public hearing on December 13, 2022 where interested members of the public were able to comment on the proposed local law, and determined that revisions to that Local Law were necessary and appropriate;

WHEREAS, the Town Board has determined that consideration of a revised Local Law amending Chapter 250 of the Town Code (Zoning) in regard to the regulation of alternate care facilities is in the best interest of the Town in order to protect the health, safety and welfare of its citizens;

WHEREAS, the Town Board must comply with the requirements of the New York State Environmental Quality Review Act (“SEQRA”) when considering the action of adopting this Local Law;

NOW THEREFORE BE IT RESOLVED, the Town Board hereby refers the proposed Local Law and full Environmental Assessment Form (“EAF”) to the Dutchess County Department of Planning and Development for review and recommendations pursuant to 239-m of the New York General Municipal Law;

BE IT FURTHER RESOLVED, the Town Board directs the Town of Clinton Town Clerk (the “Town Clerk”) to notify the Town Clerks of each of the surrounding towns of the date, the time, and the purpose of the public hearing pursuant to Section 239-nn of the New York General Municipal Law;

BE IT FURTHER RESOLVED, that the Town Board determines that the action to adopt this proposed Local Law is an Unlisted Action under SEQRA regulations for which an environmental review is required;

BE IT FURTHER RESOLVED, that the Town Board hereby designates itself lead agency for the purpose of conducting an uncoordinated environmental review; and

BE IT FURTHER RESOLVED, that a public hearing be held in relation to the proposed Local Law as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens

shall have an opportunity to be heard, to be held at the Town of Clinton Town Hall, 1215 Centre Rd, Rhinebeck, New York on Tuesday, February 14, 2023 at 6:00 p.m. Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town by the Town of Clinton Town Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

Town of Clinton Town Board

Notice of Public Hearing

PLEASE TAKE NOTICE that the Town of Clinton will hold a Public Hearing on Tuesday, February 14, 2023 at the Town of Clinton Town Hall, 1215 Centre Rd, Rhinebeck (Town of Clinton), New York at 6:00 p.m. Prevailing Time, or as soon thereafter as the matter is reached on the agenda, concerning proposed Local Law No. __ of 2023, entitled, “Revised Amendment to Section 250-31 of the Town Code – Alternate Care Facilities” pursuant to Article 16 of the N. Y. Town Law.

This Local Law will take effect immediately upon filing with the Secretary of State. Complete copies of the proposed Local Law and full Environmental Assessment Form (“EAF”) are available at the Town of Clinton Clerk’s Office for inspection during regular business hours and the Town of Clinton website.

All interested persons and citizens shall have an opportunity to be heard on said proposals at the date, time and place aforesaid.

Dated: January 10, 2023

By order of the Town of Clinton



Carol – Jean Mackin, Town Clerk

Motion: Supervisor Whitton

Second: Councilman Michael

Roll Call Vote:

Michael Whitton, Supervisor Aye

Eliot Werner, Councilperson Aye

Katherine Mustello, Councilperson Aye

Dean Michael, Councilperson Aye

Christopher Juliano, Councilperson Aye