

**Local Law No.                    of 2010**

**A Local law to extend the Moratorium on the enforcement of Village Code 210-68, entitled “Off-Street Parking”, conditionally limiting the requirement of providing off-street parking spaces for the establishment of a permitted use or a change of occupancy in the “Business-B” zoning district, for and additional six (6) month period of time through May 15, 2011.**

**Section 1: Legislative intent.**

The Village of Piermont Board of Trustees have previously adopted a Local Law declaring a six month moratorium on the application of the provisions of Village Code section 210-68 to the Business B zoning district, providing that those specific parking regulations be temporarily suspended relative to any application to establish a use or change of occupancy in the Business B Zoning District when an applicant expressly agrees to:

- A. Be bound by any new Village Code provisions adopted by the Board of Trustees pertaining to the off-street parking requirements.
  
- B. Pays to the Village of Piermont a fee in lieu of providing the number of parking spaces currently called for in Village Code 210-68 for the use or change in occupancy which the applicant seeks to establish in the Business B zoning district, which spaces the applicant can not otherwise provide in accord with the standards set forth in the Zoning Code. The fee in lieu of parking shall consist of a sum to be paid annually per space in an amount set by resolution of the Board of Trustees, to wit \$240.00. The fee schedule shall be made available at the Building Inspector's office.

The Village Board has considered various iterations of legislation regarding off-street parking requirements in the Village of Piermont while the moratorium has been pending.

The Village Board requires an additional period of time to complete the substantive and procedural requirements associated with the adoption of legislation modifying the off-street parking requirements within the Village of Piermont.

**Section 2: Moratorium.**

The local law establishing a moratorium conditionally limiting the requirement of providing off-street parking spaces for the establishment of a permitted use or a change of occupancy in the “Business-B” zoning district shall be extended for an additional six (6) month period of time through May 15, 2011, while the Village Board of Trustees considers amendments to the off-street parking requirements in the Village of Piermont.

### **Section 3: Scope.**

All provisions of the moratorium, including but not limited any exception and variance provisions contained therein, shall remain in effect during the term of the extension of the moratorium.

### **Section 4: Severability.**

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this law which can be given effect without such invalid part or parts.

### **Section 5: Superseding other Laws**

A. All ordinances or local laws or parts thereof in conflict with the provisions of this article are hereby suspended or superseded to the extent necessary to give this article full force and effect during the effective period.

B. During the duration of this article, it shall supersede inconsistent provisions of the New York State Village Law, including but not limited to §§ 7-706, 7-712-a, 7-712-b, 7-718, 7-725-a, 7-725-b, 7-728, and 7-730.

### **Section 6: Effective Date.**

This local law shall be effective immediately upon filing with the Secretary of State of the State of New York.