

TOWN OF MAYFIELD LOCAL LAW # 3 OF THE YEAR 2004

A Local Law Extension of Local Law No. 1 of the year 2003 entitled "A local law creating a moratorium on the siting and placement of wireless telecommunications facilities in the Town of Mayfield, Fulton County, New York".

Be it enacted by the Town Board of the Town of Mayfield, Fulton County, New York as follows:

SECTION 1. TITLE: This local law will be known as the Extension of Local Law No. 1 of the year 2003 entitled "A local law creating a moratorium on the siting and placement of wireless telecommunications facilities in the Town of Mayfield, Fulton County, New York".

SECTION 2. INTENT: In its legislative findings contained in Local Law No. 1 of the year 2003, the Mayfield Town Board set forth that it had determined that the Planning Board should conduct a study to examine the most appropriate areas in the Town where wireless telecommunications facilities may be erected and to determine what special regulations, if any, need to be adopted to accomplish the stated purposes of encouraging shared use of existing and future towers, the use of tall buildings and other high structures, and to minimize adverse effects from wireless communications facilities through careful siting, visual impact assessment and appropriate landscaping. Since the passage of the said Local Law, the Town of Mayfield Zoning Commission, in concert with the Town Planning Board, has developed a proposed Zoning Ordinance which it will ultimately present to the Mayfield Town Board with a recommendation for its approval. Upon such presentation and recommendation, it will be necessary for the Town Board to conduct at least one public hearing, if not more, in order to fulfill its statutory requirements. Since Local Law No. 1 of the year 2003 is due to expire on September 19, 2004, which date is eighteen (18) months after its effective date of March 19, 2003, and since the Town Board may not be able to complete its statutory duties in regard to the proposed Zoning Ordinance before the said expiration date, an extension of the said Local Law for an additional period of three (3) months is hereby declared to be necessary. During the period of such extension, all of the provisions of the said Local Law, including the relief procedure therein contained, will continue in full force and effect, thereby protecting the interests of all concerned parties.

SECTION 3. MORATORIUM EXTENDED: Local Law No. 1 of the year 2003 creating a moratorium on the siting and placement of wireless telecommunications facilities in the Town of Mayfield shall be and the same is hereby extended for an additional period of three (3) months, commencing September 19, 2004 through and including December 19, 2004. Except as modified hereby or inconsistent herewith, all of the provisions, terms and conditions contained in said Local Law No. 1 of the year 2003 shall be and are hereby continued in full force and effect, and are also hereby ratified and affirmed.

SECTION 4. EFFECTIVE DATE: This local law shall take effect immediately upon filing with the Secretary of State.