New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001
www.dos.ny.gov

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 New Lebanon

Local Law No. __ of the year 2026

A LOCAL LAW TO AMEND CHAPTER 103 OF THE CODE OF THE TOWN OF NEW LEBANON

Be it enacted by the Town Board of the Town of New Lebanon as follows:

See attached.

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

TOWN OF NEW LEBANON

LOCAL LAW NO. __ OF THE YEAR 2026

A LOCAL LAW TO AMEND CHAPTER 103 OF THE CODE OF THE TOWN OF NEW LEBANON

SECTION 1 TITLE

This local law shall be referred to as "A Local Law to Amend Chapter 103 of the Code of the Town of New Lebanon".

SECTION 2 AUTHORITY

This Local Law is enacted pursuant to New York Municipal Home Rule Law §§ 10 and 22. To the extent that New York Town Law does not authorize the Planning Board and Zoning Board of Appeals to require the reimbursement to the Town of legal, planning and engineering consulting services incurred by the Town in connection with the review of land use applications, it is the expressed intent of the Town Board to change and supersede such statutes and empower the Town to require such payments as conditions of approvals to the maximum extent allowed under law.

SECTION 3 PURPOSE

The Town Board of the Town of New Lebanon hereby finds and determines that the Town incurs significant costs in connection with the retention of planning, legal, and engineering consultants in review land use applications, that it is unfair for the Town taxpayers to bear the burden and that it is essential that the reasonably necessary costs of such consultants ultimately be paid by those who seek and benefit from such review and determination.

The Town Board of the Town of New Lebanon hereby finds and determines that adoption of this Local Law is necessary to adopt a procedure to be followed regarding the payment of consulting fees by the applicant.

SECTION 4 CODE

Chapter 103 of the Code of the Town of New Lebanon, entitled "Fees, Consulting", is hereby amended as follows:

SEE ATTACHMENT*

SECTION 5 SEVERABILITY

If any word, phrase, sentence, part, section, subsection, or other portion of this Law or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the proscribed application thereof, shall be severable, and the remaining provisions of this Law, and all applications thereof, not having been declared void, unconstitutional, or invalid, shall remain in full force and effect.

SECTION 6 EFFECTIVE DATE

This Law shall become effective upon filing with the New York Secretary of State.

(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. __ of 2026 of the ~~(County)(City)~~(Town)~~(Village)~~ of New Lebanon was duly passed by the Town Board of the Town of New Lebanon on _____, 2021 in accordance with the applicable provisions of law.

~~**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) (repassed after disapproval) by the _____ and was deemed duly adopted on_____ 20_____in accordance with the applicable provisions of law.~~
~~*(Name of Legislative body)*~~
~~*(Elective Chief Executive Officer*)*~~

~~**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) (repassed after disapproval) by the _____ on _____ 20_____. 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.~~
~~*(Name of Legislative body)*~~
~~*(Elective Chief Executive Officer*)*~~

~~**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) (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.~~
~~*(Name of Legislative body)*~~
~~*(Elective Chief Executive Officer*)*~~

* 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 _____ 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 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.

_____

Marcie Robertson, Town of New Lebanon Town Clerk
Clerk of the county legislative body, City, Town or Village
Clerk or officer designated by local legislative body

(Seal)

Date: _____