

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~~ of Cazenovia
~~Town~~
Village

Local Law No. _____ of the year 2014.

A local law _____ to amend Chapter 180 of the Code of the Village of Cazenovia
(Insert Title)

Be it enacted by the Board of Trustees of the Village of Cazenovia as follows:

I. Chapter 180 of the Code of the Village of Cazenovia is hereby amended to add a new section 180-68A to read as follows:

§ 180-68A. WG Western Gateway District - Purpose and Intent.

The provisions of the WG Western Gateway Zone are intended to promote desirable economic development emphasizing uses that will create jobs, attract visitors and have a synergistic effect on the community as a whole while minimizing negative effects on the aesthetic appearance of the area and the residential properties in the zone. The district regulations are intended to encourage the maintenance and historic preservation of the “grand homes” that are prevalent in the Western Gateway Zone by allowing compatible non-residential uses that will make the upkeep of these historically and architecturally significant buildings economically feasible, while effectively blending the potential new nonresidential uses with the existing residences and the natural, cultural and historic resources in or near the area, such as Lorenzo State Historic Site, Gypsy Bay Town Park, the Fairchild Hill nature and recreation area maintained by the Cazenovia Preservation Foundation, and the New York State Department of Transportation Rest Area on the south shore of Cazenovia Lake, to enhance their public use and positive role in the Cazenovia community by fostering and promoting an aesthetically pleasing gateway to the community as viewed by people enter from the west via Route 92 and Route 20 and from other public places.

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

II. Chapter 180 of the Code of the Village of Cazenovia is hereby amended to add a new section 180-68B to read as follows:

§ 180-68B. WG District Design Guidelines and Standards.

In addition to all other applicable sections of this Code, all plans for development and re-development of lots and property for other than single family use in the WG District shall comply with the following requirements:

- A. Landscape Design. Any proposed development or re-development subject to a building permit or review under this Chapter shall include a landscape and planting plan that includes:
 - (1) A map or sketch of existing vegetation to be retained or removed,
 - (2) A detailed landscape plan that includes a list of the number, type and location of proposed vegetation.
 - (3) A narrative or drawing demonstrating how the development or re-development will preserve existing natural features, including mature trees, tree canopies, land forms, existing topography and vegetation, and avoid conflicts with existing residential, public and quasi-public uses.
- B. Building Scale and Streetscape. The size, location and shape of any new structure or modification to an existing structure shall be consistent and compatible with the existing streetscape formed by the structures within this District.
- C. Exterior Materials. Masonry block, sheet metal, preformed concrete and similar materials commonly used for exterior surfaces on commercial structures shall not be used except in a manner consistent with residential construction. Use of such materials shall be kept to the minimum necessary for the structural integrity of the building.
- D. Pavement and Landscaping. Use and design of both man-made and natural materials for walks, outdoor activity areas and decorative areas shall be compatible with the treatment of nearby residential properties. Front and side lawn areas shall be maintained and rear yard landscaping shall effectively screen parking areas from view from abutting residential properties.
- E. Lighting. Residential styles and intensities of lighting shall be utilized on the site and for light emanating from windows with exposures to public streets and other public areas.
- F. Lake View. The design and location of all structures and landscaping shall preserve or enhance an aesthetic view of lakeshore properties from Cazenovia Lake and other public places that maximizes natural elements and green space.

III. Chapter 180 of the Code of the Village of Cazenovia is hereby amended to add a new section 180-68C to read as follows:

§ 180-68C. WG District Permitted Uses.

A. The following structures and uses are permitted in this District upon the issuance of a building permit and/or zoning permit by the Code Enforcement Officer:

- (1) One-Family Dwellings.
- (2) Residential accessory structures, including garages, storage sheds, gazebos and pools.

B. The following uses are allowed upon issuance of a Special Use Permit issued by the village planning board:

- (1) Bed-and-Breakfast.
- (2) Motel/Hotel with not more than thirty (30) guest rooms, including spas and other related facilities as defined in section 180-9 of this Chapter.
- (3) Office Uses (but excluding space for the garaging and/or dispatching of motor vehicles).
- (4) Conservation Areas.
- (5) Recreation, Public Outdoor.
- ~~(6) Recreation, Private Outdoor, limited to yacht club and marina, golf course, swimming pool, and tennis club. Businesses or non-profit organizations renting canoes, kayaks and other forms of non-motorized watercraft.~~
- (6) Tennis Clubs.
- (7) Museums.
- (8) Educational Facility.
- (9) Retail Sales that are clearly accessory to, and a component of an otherwise permitted nonresidential principal use, with the items and/or services sold being related to the business of the principal use.
- (10) Mixed Use of otherwise permitted residential and nonresidential uses.

C. Design and Dimension Requirements:

(1) Except as otherwise set forth in this section, Lot and Structure Requirements in the WG District shall be the same as those for the R-20 District as set forth in sections 180-24 and 180-25 of this Chapter.

(2) On lots with existing structures as of the effective date of this section, the front yard depth to the existing structure closest to the public street or highway which it faces shall be maintained. In the event of destruction or demolition of any such existing structure, any reconstruction, redevelopment or new construction shall adhere to the same front yard setback line.

D. Prohibited Uses:

All uses not listed in permitted uses in this section 180-68C are expressly prohibited in this District.

IV. Subsection A of Section 180-10 of the Code of the Village of Cazenovia is hereby amended to read as follows:

§ 180-10. Enumeration of districts.

In order to achieve the purposes of these regulations and in accordance with Comprehensive Plan determinations as to the suitability of all areas of the community for particular uses which will protect and preserve the character and value of existing buildings and uses and encourage the corporate use and development of land throughout the community, the Village of Cazenovia is hereby divided into zoning districts and overlay districts as herein described.

A. Zoning districts. All lots within the Village shall be subject to the regulations of one of the following hereby established zoning districts as designated on the Zoning Map:

AC	Conservation Area District
R-30	Residential District
R-20	Residential District
R-10	Residential District
R-6	Residential District
RM	Residential Multifamily District
C-1	College District 1
C-2	College District 2
B-1	General Business District 1
B-2	General Business District 2
VEN	Village Edge North District
VES-R	Village Edge South Residential District
VES-MU	Village Edge South Mixed Use District
WG	Western Gateway
LM	Light Manufacturing District
PD	Planned Development District

V. The Zoning Map of the Village of Cazenovia is hereby amended to change the zoning classification of the hereafter identified tax map parcels presently classified as R-20 and R-30 to Western Gateway District in accordance with the boundaries indicated on the map attached hereto and made a part hereof as Attachment A~~;~~:

094.59-1-1; 094.59-1-2; 094.59-1-3; 094.59-1-4; 094.59-1-5; 094.59-1-6; 094.59-1-7; 094.59-1-8; 094.59-1-9; 094.04-1-2; 094.04-1-3; 094.04-1-5(part of); and 094.04-1-29.

VI. Paragraph (2)(e) of Subsection D of Section 180-113 of the Code of the Village of Cazenovia is hereby amended to read as follows:

Parking spaces shall not be located between the street curb, or the edge of pavement on streets without curbs, and the front building line or in required buffer areas. In the VES-MU, B-1 and WG districts, parking spaces shall not be located between the street curb, or the edge of pavement

on streets without curbs, and the principal building on the lot. Parking areas adjoining a residential district shall not be closer than 50 feet to the residential lot lines. This required distance may be reduced by up to 50% by the Planning Board where warranted by site conditions, provided that proposed screening of the parking area from residential uses is in accordance with the provisions of sections 180-109 and 180-110 of this chapter. All required parking spaces shall be located on the same lot as the use which they are intended to serve except as provided below.

VII. ~~The opening paragraph of Subsection G of Section 180-117 of the Code of the Village of Cazenovia is hereby amended to read as follows:~~

~~Signs permitted in the B and WG Districts shall be those hereafter listed. Other than signs permitted upon issuance of a permit by the Code Enforcement Officer under subsection (E)(1) above, all signs in this District, shall be subject to review by the Historic Preservation Committee and issuance of a Certificate of Compatibility and Site Plan Approval by the Planning Board and issuance of a sign permit by the Code Enforcement Officer.~~

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Section 10-117 of the Code of the Village of Cazenovia is hereby amended to add a new Subsection L to read as follows:

L. Signs permitted in WG District, subject to Site Plan Approval by the Planning Board, approval of a certificate of compatibility by the Historic Preservation Commission, and issuance of a sign permit by the Code Enforcement Officer shall be as follows:

- (1) One business identification ground sign, not exceeding five feet in height, identifying each business, profession, or other permissible use, other than a one family or two family dwelling, conducted upon the premises. Each such sign shall not exceed 24 square feet in sign area.
- (2) On-premises directional signs for the safety of the general public, identifying direction of traffic flow, parking areas, fire zones, entrances and exits, not exceeding two square feet per face and mounted not more than four feet above grade. Business names and logos only shall be allowed, excluding all other advertising messages.
- (3) For each building containing more than one business, office or other commercial enterprise, one directory sign attached to the building identifying all businesses, professions, industries or other nonresidential uses conducted within that single building. Individual business names on directory signs shall not exceed four inches in height and 36 inches in length. The total area of a directory sign shall, not exceed 10 square feet in sign area.

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IX. If any section or provision of this Local Law shall be adjudicated invalid for any reason, such invalidity shall not affect the validity of the remainder of this Local Law.

X. This local law shall take effect immediately upon its filing with the 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 2014 of the
(County)(City)(Town)(Village) of Cazenovia _____ was duly passed by the
Board of Trustees _____ on _____, 2014 in accordance with the applicable
(Name of Legislative Body)
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)
(Name of Legislative Body)
(repassed after disapproval) by the _____ and was deemed duly adopted
(Elective Chief Executive Officer*)
on _____ 20 _____, 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 elector 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 _____.
(Elective Chief Executive Officer*)
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 electors of 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 such 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

(Seal) _____ Date: _____

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF MADISON

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Attorney for the Village
Title

~~County~~
~~City~~
_____ of Cazenovia
~~Town~~
Village

Date:

**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 _____ 2014 of _____ the
(County)(City)(Town)(Village) of _____ Cazenovia _____ was duly passed by the
_____ Board of Trustees _____ on _____, 2014 in accordance with the applicable
(Name of Legislative Body)
provisions of law.~~

**~~2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief
Executive Officer².)~~**

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.

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 elector 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 (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.~~

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

(Seal) _____ Date: _____

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF MADISON

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Attorney for the Village
Title

County

City

of _____ Cazenovia

Town

Village

Date: _____