

Local Law Number 3 of 2016

A local law to repeal Chapter 85 of the Code of the Town of Ossining entitled Environmental Quality Review

Be it enacted by the Town Board of the Town of Ossining as follows:

Section 1: Purpose.

Chapter 85 of the Town Code (“Chapter 85”) is inconsistent with Article 8 of the New York Environmental Conservation Law and the implementing regulations set forth at 6 NYCRR Part 617 entitled State Environmental Quality Review (“SEQRA”) in ways that are not permitted under State law. As SEQRA includes detailed procedural and substantive provisions governing the standard of environmental review required by the State, instead of modifying Chapter 85 to make it entirely consistent with the already governing SEQRA, it would be less costly and time consuming, and ensure total compliance with State law, to simply repeal the entire Chapter 85 and then to the extent the Town wants to adopt provisions related to environmental review to supplement SEQRA as permitted by State law, it can do so separately.

Section 2: Repeal of Chapter 85

Chapter 85 of the Code of the Town of Ossining is hereby repealed in its entirety.

Section 3: Supersession of other laws.

All laws, ordinances, rules and regulations of the Town are modified and superseded by this local law.

Section 3: Severability

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

Section 4: Effective Date

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.