

**TOWN BOARD OF THE TOWN OF FORT ANN
COUNTY OF WASHINGTON, STATE OF NEW YORK
Local Law 3 of 2018**

**A LOCAL LAW AMENDING LOCAL LAW 1 OF 2008 REDUCING THE NUMBER OF
PLANNING BOARD MEMBERS**

Be it enacted by the Town Board of the Town of Fort Ann as follows:

Section 1. Title and Authority

This Local Law shall be known as “A Local Law Reducing the Number of Planning Board Members.” The Town Board has determined that in order to promote the public health, safety and welfare of the Town, the Town having established the Planning Board needs to reduce the number of members from seven (7) to five (5). This is being done in order to have a more efficient and responsive board, and in partial response to the Town Board being unable to find willing and qualified residents to serve on the Planning Board. This Local Law is adopted pursuant to NYS town Law S271, and NYS Municipal Home Rule Law S10.

Section 2. Planning Board Composition and Membership

Section 2.A. of Local Law 1 of 2008 shall be amended by deleting the existing subpart and replaced as follows:

Section 2. Planning Board Composition and Membership

- A. There shall be reconstituted herein, a Town Planning Board consisting of **five (5) members** appointed by the Town Board in accordance with S271 of the NYS Town Law. All appointments and reappointments shall be made such that the terms of no two members shall expire at the end of the same calendar year. Appointments and reappointments, and the terms thereof, shall be made by resolution of the Town Board in a manner determined by the Town Board to accomplish the purpose of this chapter. Any person appointed to fill an unexpired term of a member shall be entitled to serve the remainder of the unexpired term. Any member may be removed by the Town Board for cause after an opportunity for hearing. The terms of the existing Planning Board members comply with the foregoing, and as such, the current appointment of said members shall continue as provided for above.

Section 3. Repealer.

Any and all local laws, resolutions or ordinances or parts of local laws, resolutions, or ordinances in conflict with any part of this Local Law are hereby repealed in its entirety.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or

circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. Effective Date.

This Local Law shall take effect upon filing with the New York State Secretary of State.