

## 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 Guilford

Local Law No. 1 of the year 20 19

A local law amending Local Law #2 of the year 2015 Town of  
(Insert Title)  
Guilford Subdivision Regulations

Be it enacted by the Guilford Town Board of the  
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village  
(Select one:)

of Guilford as follows:

Pages 1 - 3

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

(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. 1 of 2019 of the ~~(County)(City)(Town)(Village)~~ of Guilford was duly passed by the Guilford Town Board on Jan 9 2019, in accordance with the applicable provisions of law.  
(Name of Legislative Body)

**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 electors 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\_\_\_\_. 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.)**

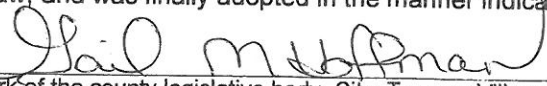
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority 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 the electors at 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 the 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 \_\_\_\_\_ above.

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

Date: January 14, 2019

(Seal)

## **TOWN OF GUILFORD**

### **LOCAL LAW NO. 1 OF THE YEAR 2019**

#### **A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2015 ENTITLED “LOCAL LAW AMENDING LOCAL LAW #1 OF 2007 OF THE TOWN OF GUILFORD SUBDIVISION REGULATIONS”**

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

#### **Section 1. Legislative Intent.**

It is the intent of this local law to amend the Town of Guilford’s subdivision regulations to include a simplified procedure for the review of property line adjustments.

#### **Section 2. Authority.**

This local law is adopted pursuant to Town Law §276 and Municipal Home Rule Law §10(1)(ii)(a).

#### **Section 3. Amendment of Local Law 2-2015 of the Town of Guilford.**

Local law 2-2015 of the Town of Guilford, as amended, shall be further amended as follows:

### **ARTICLE II: DEFINITIONS**

#### **Insert:**

**“Property Line Adjustment”** A change in the boundaries of two adjoining pieces of property where 1) the area changing ownership does not exceed 1/2 acre, and 2) the landowner acquiring the divided parcel intends to merge it with the existing contiguous property.

### **ARTICLE III: PROCEDURE FOR SUBMITTING SUBDIVISION APPLICATIONS**

#### **Insert:**

#### **SECTION 305. Property Line Adjustments**

Notwithstanding anything to the contrary within this local law, a property line adjustment may be approved without undergoing the full subdivision review process. Whenever any property line adjustment is proposed to be made and before contract for the sale of or any offer to sell such adjusted land or any part thereof is made, and before any permit for the erection of a structure shall be granted, the property line adjuster shall apply, in writing, to the Chairman of the Guilford Planning Board for review of the proposed adjustment.

The applicant must:

- 1) Submit a survey completed by a licensed Surveyor to the Chairman of the Guilford Planning Board, in a form adequate and acceptable to the Chenango County Clerk for filing; and
- 2) Provide such other information necessary for a determination as to whether such proposed property line adjustment meets with the definitional requirements of this local law and otherwise complies with the Town's laws.

Once the Chairman has reviewed the application, he/she will prepare a recommendation letter for the Guilford Town Supervisor's review. The Guilford Town Supervisor shall approve the property line adjustment if the same in fact meets with the definitional requirements of this local law and otherwise complies with the Town's law.

The Guilford Town Supervisor shall notify the applicant in writing of approval or denial, and properly sign the survey indicating such decision. If approved, the applicant shall file such approval with the Chenango County Clerk. Any survey not so filed or recorded within sixty-two (62) calendar days of the date on which such survey is approved shall become null and void, unless the particular circumstances of said applicant(s) warrant the Guilford Town Supervisor's granting of an extension which shall not exceed two additional periods of sixty-two (62) calendar days.

No changes, modifications, or revisions shall be made in any survey after approval has been given by the Guilford Town Supervisor and endorsed in writing thereon, unless the said survey is first resubmitted and is again approved with any modifications. In the event that any such survey is recorded without complying with this requirement, the same shall be considered null and void, and the Town shall institute proceedings to have the survey stricken from the records of the Chenango County Clerk.

*(The remainder of Local Law 2-2015 shall remain the same.)*

#### **Section 4.     Remainder.**

Except as hereinabove amended, the remainder of the Laws of the Town of Guilford shall remain in full force and effect.

#### **Section 5.     Separability.**

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

**Section 6.     Effective Date.**

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