

Chapter 19

PLANNING BOARD

[HISTORY: Adopted by the Town Board of the Town of Canadice 8-8-1967. Amendments noted where applicable]

GENERAL REFERENCES

Building permits — See Ch. 55.
Flood damage prevention — See Ch. 67.
Junkyards — See Ch. 73.
Land use — See Ch. 77.
Mobile homes — See Ch. 81.

§ 19-1. Authorization.

Section 271 of the Town Law of the State of New York authorizes the Town Board to appoint a Planning Board for the town.

§ 19-2. Appointment of Board; membership; terms. [Amended 9-9-1996 by L.L. No. 3-1996]

- A. Pursuant to said section, seven citizens and resident taxpayers of the Town of Canadice shall be and hereby are appointed to the Planning Board of the Town of Canadice, with all powers granted by said Town Law of the State of New York, to hold office for the terms stated as follows: one member for a term of one year; one member for a term of two years; one member for a term of three years; one member for a term of four years; and one member for a term of five years; one member for a term of six years; and one member for a term of seven years.
- B. At the expiration of terms for the initial seven members appointed to the Planning Board as specified in Subsection A above, each member appointed thereafter shall hold office for a staggered term of seven years, with not more than one such term to expire in any one year.

§ 19-3. Appointment of alternate members. [Added 5-12-1997 by L.L. No. 3-1997]

- A. Title. This section shall be known as a "Local Law Designating the Appointment of an Alternate Member to the Town of Canadice Planning Board."
- B. Alternate membership. The Town Board of the Town of Canadice, Ontario County, New York, hereby designates that, in addition to the seven regular members of the Town Planning Board, one alternate member shall be appointed to serve on the Town of Canadice Planning Board. An alternate member shall be appointed by resolution of the Town Board and the term of office shall be for five years. The Town Board may provide for compensation to be paid to said alternate.

- C. Incompatible offices/conflict of interest. As with regular members, the alternate member shall hold no elective office in the Town of Canadice nor be permitted to act on any matter in which he or she has either directly or indirectly any personal or financial interest.
- D. Procedures regarding alternate members. The alternate member may participate in discussion of the proceedings of the Planning Board but may not vote except in the absence or disqualification of a regular member. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. No more than seven votes shall be cast for any matter. In the event that the alternate member shall be necessary to create a Board of seven members for any application, the absent regular member shall not thereafter vote in any manner with respect to that application.
- E. Amendment of Town Law. The foregoing provisions shall, where applicable, specifically amend and supersede § 271 of the Town Law of the State of New York. Where not so amended, § 271 shall remain in full force and effect.