

RESOLUTION NO. 358

**AMENDING RESOLUTION NO. 254 FOR 2023 REGARDING AMENDMENTS
TO THE ALBANY COUNTY PLANNING BOARD'S LIST OF NON-REFERRAL
ITEMS**

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, By Resolution No. 254 for 2023, this Honorable Body authorized the expansion of the Albany County Planning Board's list of Non-Referral items to include EV charging stations, fencing, and installation and modification of certain new and existing signage, and

WHEREAS, An amendment is necessary in order to complete the request, now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 254 for 2023 is hereby amended as follows:

After the First Resolved Clause, ADD:

“RESOLVED, That the Albany County Planning Board's lists of Non-Referral items is hereby amended as annexed hereto, and be it further”

and, be it further

RESOLVED, That Resolution No. 254 for 2023 is hereby further amended to annex the Albany County Planning Board's lists of Non-Referral items, as annexed hereto, to said Resolution, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



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COUNTY EXECUTIVE

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GERALD A. ENGSTROM JR.,
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CHAIRPERSON

TRAVON T. JACKSON
VICE CHAIRPERSON

Exhibit A
LIST OF NON-REFERRAL ITEMS TO THE ALBANY COUNTY PLANNING BOARD
APRIL 2023

From the Planning Board and/or Planning and Economic Development
Department: Minor Site Plans for:

1. Temporary tents
2. Change in tenant or use
3. Storage sheds in all zoning categories except when there is a change to curb cuts on county or state roads
4. Façade changes to existing buildings
5. Replacement of wall signs on existing building

From the Zoning Board of Appeals and/or Planning and Economic Development Department:

1. Area Variances (i.e. yard setbacks, lot width, lot frontage) that relate to existing or proposed residential structures only, and are for the following types of construction or remodeling:
 - a. Additions
 - b. Decks
 - c. Swimming Pools
 - d. Sheds
 - e. Replacement of mobile homes, except those where a driveway has access to a county or state road
 - . garages, except those where a driveway has access to a county or state road

2. *Area Variance related to signage,*

- a. Installation/replacement of free standing signs or changes to the existing signs including the ones that may require an area variance from the Town/City/Village, as long as the signs do not cause existing and/or proposed site visibility or pedestrian obstruction to the road or located in a County/ DOT ROW.*
 - b. Signs that may require variance for internal or external illumination*
 - c. Proposal for new signs or change in square footage for existing signs that are wall/building mounted.*
- 3. Use Variances for relocation of businesses within the same building.
- 4. *Accessory Structure - EV Charging Stations*
- 5. *Chickens – Special Use Permit and Variance to have chickens*
- 6. *Lot Line Adjustment that is,*
 - a. Not a part of subdivision review*
 - b. Does not create land lock parcels*
 - c. Does not create any land disturbance (disturbance over one acre will require a SWPPP review)*
- 7. *Fences (unless it is corner lot due to possible site distance issues)*

The Albany County Planning Board requires the Town/City/Village to send a summary list of all non-referrals showing project name, type of action, and location within 30 days of approval.