

RESOLUTION NO. 446

AUTHORIZING AN AGREEMENT REGARDING THE EXEMPTION OF CERTAIN MATTERS FROM REFERRAL TO THE ALBANY COUNTY PLANNING BOARD

Introduced: 11/13/07

By Conservation and Improvement Committee, Messrs. Dawson, Reilly, Cotrofeld, Aylward and Ms. McKnight:

WHEREAS, The Albany County Planning Board has requested authorization to enter into an intermunicipal agreement with the Towns of Colonie, Bethlehem, Guilderland, New Scotland and the City of Albany regarding the exemption of certain matters from referral to the County Planning Board, and

WHEREAS, In order to streamline applications and benefit citizens seeking permits, the intermunicipal agreement exempts the matters indicated below from referral to the Albany County Planning Board that are a local concern and do not have a countywide or intercommunity impact:

Exempted referrals from local planning boards regarding 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 buildings

Exempted referrals from zoning boards of appeals:

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
 - f. garages, except those where a driveway has access to a county or state road
2. Area Variances that relate to changes to or replacement of existing signs, both free standing and building mounted, as long as the signs do not increase in square footage and are not located directly adjacent to county or state roadways.

3. Use Variances for relocation of businesses within the same building.

now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an intermunicipal agreement with the Towns of Colonie, Bethlehem, Guilderland, New Scotland and the City of Albany regarding the exemption of certain matters from referral to the Albany County Planning Board, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, 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

Adopted by unanimous vote. 11/13/07