

**SUPPORTING DOCUMENTATION REGARDING THIS AGENDA CAN BE FOUND  
IN THE CLERK'S Office  
LaGrange Town Board Meeting  
September 9, 2015  
AGENDA**

**Call to Order**

**Salute to the Flag**

**Minutes**

- Accept Minutes from August 26, 2015

**Monthly Reports**

**The Town Board will consider acceptance of the monthly revenue reports from town department's as follows:**

- |   |                   |
|---|-------------------|
| • Building, Zoning, Planning & Public Works | Total \$Pending   |
| • Highway Department                        | Total \$300.00    |
| • Justice Hayes (incl. State Share)         | Total \$22,785.00 |
| • Justice O'Hare (incl. State Share)        | Total \$19,654.00 |
| • Recreation                                | Total \$Pending   |
| • Town Clerk                                | Total \$1,463.69  |

**Public Hearing**

- Solar City Solar Power Purchase Agreement

**Agenda Items**

- Town Board to Appoint Domenic Benedetti as Fire Inspector
- The Building Inspector is requesting approval for Domenic Benedetti to attend Annual NYS Building Officials Conference in Colonie, NY on October 19-21, 2015. The total cost will be \$787.00. He is also requesting the use of the Town car.
- Highway Superintendent is requesting to go to bid for Untreated Road Deicing Salt for 10/1-15-12/29/15
- Town Board to reappoint Anthony Serino to Board of Assessment Review; 5 yr term
- Resolution of Introduction: Proposed Local Law 240-70.2 Solar Energy Systems
  - Set Public Hearing for 10/14/2015

- Resolution of Introduction: Rezoning a parcel to Gateway Hamlet
  - Set a Public Hearing for 10/14/2015

#### **Bond Agreements**

- No bonds to be accepted or released

#### **Committee Reports**

- Water and Sewer
- Recreation
- Open Space
- Highway
- Business/Economic Development
- Assessor

#### **Town Attorney**

- This time is set aside each meeting for new business by the Towns Attorney not listed elsewhere in the agenda

#### **Administrator of Planning & Public Works**

- This time is set aside each meeting for the Administrator of Public Works to discuss planning, water, sewer, MS4 and related topics not listed elsewhere on the agenda

#### **Environmental Consultants**

- Reports from the operators of the Town's water and sewer facilities

#### **Public Comment**

- Public comments are accepted during this time

#### **Town Board Discussion**

#### **Adjournment**

RESOLUTION

\_\_\_\_\_ introduced the following resolution, which was seconded by \_\_\_\_\_,

WHEREAS, the Town Board and SolarCity Corporation ("SolarCity") have a proposed agreement under which the Town of LaGrange issues a license of its real properties at Scenic Hills Drive in the Town (Tax Parcel Nos. 6360-01-305525-0000 and 6360-01-286509-0000) to SolarCity for the purpose of installing solar energy facilities of SolarCity which, in turn, will sell solar energy to the Town at an agreed rate (the "Project"); and

WHEREAS, the Town Board duly noticed and conducted a public hearing on September 9th, 2015 regarding whether the Project should be exempt from local land use review and approvals under the LaGrange Town Code; and

NOW, IT IS HEREBY RESOLVED that the Town Board makes the following findings that local land use approvals are not required for the Project, because this transaction is deemed exempt from local land use and related regulations under standards identified by the courts of this State in Matter of Monroe County (72 N.Y.2d 338; 533 N.Y.S.2d 702):

1. The nature and scope of the instrumentality seeking immunity from the Town's local zoning laws and regulations is, in effect, the municipality itself.

2. There is no "encroaching government" proposing to make use of lands within the municipality.

3. The Project is consistent with Town policies, including encouragement and expansion of use of solar energy in lieu of fossil fuels.

4. Project development plan regulations, if applied, would not be more protective of town land use policies or the environment, in that the Project is subject to same sort of scrutiny by the Town Board under the terms of the proposed agreement between the Town and SolarCity, and the Project amounts to a passive and environmentally helpful use.

5. There are no reasonable or relevant alternative locations for the Project, as the site amounts to inactive and surplus real property of the Town.

6. The effect of the Project is to benefit legitimate local, state, federal and global interests.

7. The extent of the public interest to be served by the transaction is set forth hereinabove.

8. There is no inter-governmental aspect to the project. There has been opportunity for public comment in the form of the aforesaid public hearing.

IT IS FURTHER RESOLVED, that the Town Board approves of the Solar Power Purchase Agreement and the Performance Guarantee Agreement between the Town of LaGrange and SolarCity, copies of which are annexed hereto as Exhibit "A", and the Town Board

authorizes the Supervisor to sign said agreements, or any other versions for said agreements which have the same or substantially the same content.

IT IS FURTHER RESOLVED that the Town Board ratifies the issuance and publication of a Corrective Public Hearing Notice dated September 1, 2015, and authorizes and ratifies the fact of its publication at least 5 days prior to the public hearing as suitable and adequate.

The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Bell	_____
Councilman Jessup	_____
Councilman Luna	_____
Councilman Polhemus	_____
Councilman Dyal	_____

DATED: LaGrangeville, New York  
\_\_\_\_\_, 2015

\_\_\_\_\_  
CHRISTINE O'REILLY-RAO,  
Town Clerk

**RESOLUTION**

\_\_\_\_\_, seconded by \_\_\_\_\_,  
introduced the following proposed local law, to be known as Local Law No. \_\_ of 2015, entitled  
A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO  
AMEND CHAPTER 240, ZONING, OF THE LAGRANGE TOWN CODE TO ADD A NEW  
SECTION 240-70.2 ENTITLED SOLAR ENERGY SYSTEMS, TO AMEND SCHEDULE  
A1.1 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE, TO AMEND SCHEDULE  
A1.2 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE, AND TO ADD A NEW  
FOOTNOTE 39 TO SCHEDULE A OF 240-27 OF THE LAGRANGE TOWN CODE.

BE IT ENACTED by the Town Board of the Town of LaGrange that the Town Code is  
amended to read as follows:

Section 1. Chapter 240 of the LaGrange Town Code is amended to add a new Section 240-  
70.2 reading as follows:

§240-70.2. Solar Energy Systems.

- A. Purpose. Because it is in the public interest to provide for and encourage  
renewable energy systems and a sustainable quality of life, the purpose of this  
chapter is to facilitate the development and operation of renewable energy  
systems based on sunlight. Solar energy systems are appropriate in all zoning  
districts when measures are taken, as provided in this chapter, to minimize  
adverse impacts on neighboring properties and protect the public health, safety  
and welfare.

B. Definitions.

- (1) Building-Integrated Photovoltaic (BIPV): the incorporation of photovoltaic (PV) material into a building's envelope. Technologies include PV shingles or tiles, PV laminates, and PV glass. Examples of placement include vertical facades, semi-transparent skylights, awnings, fixed awnings, and roofs.
- (2) Ground-Mounted System: A solar energy system that is anchored to the ground and attached to a pole or similar mounting system, detached from any other structure.
- (3) Large-Scale System (Solar Farm): Solar energy systems located on land primarily used to convert solar energy into electricity for offsite energy consumption.
- (4) Roof-Mounted System: A solar panel located on a roof of a permitted principal use or accessory structure.
- (5) Solar Energy Equipment: Energy storage devices, material, hardware, or electrical equipment and conduit associated with the production of electrical energy.
- (6) Solar Energy System: An electrical generating system composed of a combination of both solar panels and solar energy equipment.
- (7) Solar Panel: A device capable of collecting and converting solar energy into electrical energy.

C. Solar as an Accessory Use/Structure.

- (1) Roof- Mounted Systems. Roof-mounted systems are permitted as an accessory use in all zoning districts when attached to lawfully permitted

principal uses and accessory structures, subject to the requirements set forth in this section:

(a) Height: Solar energy systems shall not exceed maximum height restrictions within any zoning district and are provided the same height exemptions granted to building-mounted mechanical devices or equipment.

(b) Aesthetics: Solar installations shall incorporate the following design requirements:

[1] Solar energy equipment shall be installed inside walls and attic spaces to reduce their visual impact. If solar energy equipment is visible from a public right of way, it shall match the color scheme of the underlying structure.

[2] Panels facing the front yard must be mounted at the same angle as the roof's surface with a maximum distance of 18 inches between the roof and highest edge of the system.

[3] Solar panels affixed to a flat roof shall be placed below the line of sight from a public right of way.

(2) Ground-Mounted Systems. Ground-mounted solar energy systems are permitted as an accessory structure in all zoning districts, subject to the requirements set forth in this section:

(a) All ground-mounted solar panels in residential districts shall be installed in the side yard or rear yard.

(b) Setback: Ground-mounted solar panels are subject to setback requirements of the underlying zoning district.

- (c) Height: Solar panels are restricted to a height of 12 feet.
- (d) Lot Coverage: The surface area of ground-mounted solar panels shall be included in lot coverage and impervious surface calculations.
- (e) Special use Permit Requirements. In addition to the requirements of Section 240-71 of this Chapter, the following requirements shall apply:
  - [1] Verification of utility notification. Foreseeable infrastructure upgrades shall be documented and submitted. Off-grid systems are exempt from this requirement.
  - [2] Name, address, and contact information of the applicant, property owner(s), and agent submitting the proposed project.
  - [3] Site plan approval is required.
  - [4] Blueprints signed by a Professional Engineer or Registered Architect of the solar installation showing the layout of the system.
  - [5] The equipment specification sheets shall be documented and submitted for all photovoltaic panels, significant components, mounting systems, and inverters that are to be installed.
  - [6] A ground-mounted system shall be fully screened from adjacent properties and roads by fencing or a combination

of fencing, and evergreen and deciduous plantings.

Plantings used for screening shall be of such a height and width, at the time of planting, so as to obscure the ground-mounted system from adjacent properties. Said screening shall be subject to the prior review and approval of the Planning Board to ensure compliance with this requirement.

[7] General placement of ground mounted systems should be done in a manner which maximizes distance from adjacent properties to ensure that the installation does not seek to minimize impact to the applicant at the expense of adjacent properties. The Planning Board has authority to increase the setback requirements to accomplish this goal.

(3) Installation Requirements

- (a) All solar energy system installations must be performed in accordance with applicable electrical and building codes, the manufacturer's installation, and industry standards, and prior to operation the electrical connections must be inspected by the Town Code Enforcement Officer or by an appropriate electrical inspection person or agency, as determined by the Town. In addition, any connection to the public utility grid must be inspected by the appropriate public utility.
- (b) When solar storage batteries are included as part of the solar energy system, they must be placed in a secure container or

enclosure meeting the requirements of the New York State Building Code when in use and when no longer used shall be disposed of in accordance with the laws and regulations of Dutchess County and other applicable laws and regulations.

- (c) Electric solar system. A sign shall be installed on the utility meter and any alternating current (AC) disconnect switch indicating that there is an operating solar electric co-generating system on site.

D. Solar as a Principal Use. Large-scale solar systems (Solar Farms) are permitted through the issuance of a special use permit within all zoning districts except TCB, H, MGH, and GH, in addition to the requirements set forth in this section:

- (1) Height and Setback: Large-scale solar energy systems shall adhere to the height and setback requirements of the underlying zoning district. Additional restrictions may be imposed during the special use permit process.
- (2) All large-scale solar energy systems shall be enclosed by fencing to prevent unauthorized access. Warning signs with the owner's contact information shall be placed on the entrance and perimeter of the fencing. The height and type of fencing shall be determined by the special use permit process.
- (3) Special use Permit Requirements. In addition to the requirements of Section 240-71 of this Chapter, the following requirements shall apply:
  - (a) Verification of utility notification. Foreseeable infrastructure upgrades shall be documented and submitted. Off-grid systems are exempt from this requirement.

- (b) Name, address, and contact information of the applicant, property owner(s), and agent submitting the proposed project.
- (c) If the property of the proposed project is to be leased, legal consent between all parties, specifying the use(s) of the land for the duration of the project, including easements and other agreements, shall be submitted.
- (d) Site plan approval is required.
- (e) Blueprints signed by a Professional Engineer or Registered Architect of the solar installation showing the layout of the system.
- (f) The equipment specification sheets shall be documented and submitted for all photovoltaic panels, significant components, mounting systems, and inverters that are to be installed.
- (g) Property Operation and Maintenance Plan: A property operation and maintenance plan is required, describing continuing photovoltaic maintenance and property upkeep, such as mowing, trimming, etc.
- (h) Height restrictions. The maximum height for ground-mounted solar systems shall not exceed 15 feet in height above the ground.
- (i) Design standards.

[1] Ground-mounted solar systems. A ground-mounted solar energy system shall be screened with perimeter plantings, to consist of evergreen plantings having a minimum height of 4 feet at the time of installation, and shall not be setback more than five feet from said system.

- [2] A landscaped buffer shall be provided around all equipment and solar panels to provide screening from adjacent residential properties and roads.
- [3] Ground cover under and between the rows of solar panels shall be low-maintenance, drought resistant natural fauna.
- [4] Roadways within the site shall not be constructed of impervious materials and shall be designed to minimize the extent of roadways constructed and soil compaction.
- [5] All on-site utility and transmission lines shall, to the extent feasible, be placed underground.
- [6] All large scale solar system facilities shall be designed and located in order to prevent reflective glare toward any inhabited buildings on adjacent properties as well as adjacent street rights-of-way.
- [7] All mechanical equipment of a large scale solar system, including any Structure for batteries or storage cells, shall be completely enclosed by a minimum six-foot-high fence with a self-locking gate and provided with landscape screening in accordance with the landscaping provisions of this chapter.
- [8] A large scale solar system connected to the utility grid shall provide a proof of concept Letter from the local utility company acknowledging the solar farm will be

interconnected to the utility grid in order to sell electricity to the public utility entity.

(4) Signs.

- (a) A sign not to exceed 8 square feet shall be attached to a fence adjacent to the main access gate and shall list the facility name, owner and phone number.
- (b) A clearly visible warning sign concerning voltage must be placed at the base of all pad-mounted transformers and substations.

(5) Abandonment

- (a) All applications for large scale solar system shall be accompanied by a decommissioning plan to be implemented upon abandonment, or cessation of activity, or in conjunction with removal of the structure. Prior to issuance of a building permit, the owner or operator of the facility or structure shall post a performance bond or other suitable guarantee in a face amount of not less than 150% of the estimated cost, as determined by the Town Engineer, to ensure removal of the solar energy system or facility or structure in accordance with the decommissioning plan described below. The form of the guarantee must be reviewed and approved by the Town Engineer and Town Attorney and the guarantee must remain in effect until the system is removed. Review of the guarantee by the Town Engineer and Town Attorney shall be paid from an escrow established by the applicant. Prior to removal of a solar energy

production facility or structure, a demolition permit for removal activities shall be obtained from the Town of LaGrange.

(b) If the applicant ceases operation of the solar energy system or structure for a period of 18 months, or begins but does not complete construction of the project within 18 months after receiving final site plan approval, the applicant will submit a decommissioning plan that ensures that the site will be restored to a useful, nonhazardous condition without delay, including but not limited to the following:

- [1] Removal of aboveground and belowground equipment, structures and foundations.
- [2] Restoration of the surface grade and soil after removal of equipment.
- [3] Revegetation of restored soil areas with native seed mixes, excluding any invasive species.
- [4] The plan shall include a time frame for the completion of site restoration work.

(c) In the event that construction of the solar energy system or structure has been started but is not completed and functioning within 18 months of the issuance of the final site plan, the Town may notify the operator and for the owner to complete construction and installation of the facility within 180 days. If the owner and/or operator fails to perform, the Town may notify the owner and/or operator to implement the decommissioning plan. The

decommissioning plan must be completed within 180 days of notification by the Town.

- (d) Upon cessation of activity of a fully constructed solar energy system or structure for a period of one year, the Town may notify the owner and/or operator of the facility to implement the decommissioning plan. Within 180 days of notice being served, the owner and/or operator can either restore operation equal to 80% of approved capacity or implement the decommissioning plan.
- (e) If the owner and/or operator fails to fully implement the decommissioning plan within the one-hundred-eighty-daytime period and restore the site as required, the Town may, at its own expense, provide for the restoration of the site in accordance with the decommissioning plan and may, in accordance with the law, recover all expenses incurred for such activities from the defaulted owner and/or operator. The cost incurred by the Town shall be assessed against the property, shall become a lien and tax upon said property, shall be added to and become a part of the taxes to be levied and assessed thereon, and enforced and collected with interest by the same officer and in the same manner as other taxes.

Section 2. Schedule A1.1 of Section 240-27 of the LaGrange Town Code is amended to add categories for “Solar Panels (ground mounted)” and “Solar: Large-Scale System (Solar Farm)” with the content provided within the Attachment “A” annexed hereto.

Section 3. Schedule A1.2 of Section 240-27 of the LaGrange Town Code is amended to add categories for “Solar Panels (ground mounted)” and “Solar: Large-Scale System (Solar Farm)” with the content provided within Attachment “B” annexed hereto, and to add the Symbol “P” for Townhouse in the MGH and GH districts.

Section 4. New Footnote 39 is added to Schedule 240-27 of the LaGrange Town Code, reading as follows: “See Section 240-70.2 Solar Energy Systems”.

Section 5. If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law.

Section 6. The requirements of this local law shall apply to all solar energy systems to be installed or modified after the effective date of this local law, excluding general maintenance and repair of such facilities.

Section 7. This local law shall take effect immediately upon filing with this state's Secretary of State.

Supervisor Bell advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this law. He offered

the following resolution which was seconded by Councilman \_\_\_\_\_, who moved its adoption:

Whereas, on \_\_\_\_\_, 2015, \_\_\_\_\_ has introduced this local law for the Town of LaGrange, to be known as “Town of LaGrange Local Law No. \_\_ of the Year 2015, A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO AMEND CHAPTER 240, ZONING, OF THE LAGRANGE TOWN CODE, TO ADD A NEW SECTION 240-70.2 ENTITLED SOLAR ENERGY SYSTEMS, TO AMEND SCHEDULE A1.1 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE, TO AMEND SCHEDULE A1.2 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE, AND TO ADD A NEW FOOTNOTE 39 TO SCHEDULE A OF 240-27 OF THE LAGRANGE TOWN CODE.

RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form of notice, hereinafter provided, at which hearing parties of interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, 120 Stringham Road, LaGrangeville, New York, on \_\_\_\_\_, 2015, at \_\_\_\_\_ o’clock \_\_.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of LaGrange, by the Town Clerk, at least five (5) days before such hearing and that notice shall be in the following form:

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that the Town Board of the Town of LaGrange will hold a public hearing at the Town Hall, 120 Stringham Road, LaGrangeville, New York on \_\_\_\_\_, 2015 at \_\_\_\_\_ o'clock, \_\_.m., on Local Law No. \_\_ of the Year 2015, A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK TO AMEND CHAPTER 240, ZONING, OF THE LAGRANGE TOWN CODE TO ADD A NEW SECTION 240-70.2 ENTITLED SOLAR ENERGY SYSTEMS, TO AMEND SCHEDULE A1.1 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE REGARDING SOLAR ENERGY SYSTEMS, TO AMEND SCHEDULE A1.2 OF SECTION 240-27 OF THE LAGRANGE TOWN CODE REGARDING SOLAR ENERGY SYSTEMS AND TOWNHOUSES IN THE MGH AND GH DISTRICTS, AND TO ADD A NEW FOOTNOTE 39 TO SCHEDULE A OF 240-27 OF THE LAGRANGE TOWN CODE REGARDING SOLAR ENERGY SYSTEMS.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of LaGrange, at the Town Hall, 120 Stringham Road, LaGrangeville, New York between the hours of 8:30 a.m. and 4:00 p.m. on all business days, except Tuesdays when the hours are between 8:30 a.m. and 3:30 p.m., between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED:       LaGrangeville, New York  
                  \_\_\_\_\_, 2015

\_\_\_\_\_  
CHRISTINE O'REILLY-RAO  
TOWN CLERK

The foregoing resolution was voted upon with all councilmen voting as follows:

Supervisor Bell	_____
Councilman Jessup	_____
Councilman Luna	_____
Councilman Polhemus	_____
Councilman Dyal	_____

DATED: LaGrangeville, New York  
\_\_\_\_\_, 2015

\_\_\_\_\_  
CHRISTINE O'REILLY-RAO  
TOWN CLERK

**APPENDIX A**  
**Town of LaGrange**  
**Schedule A1.1 (240-27)**  
**Permitted Uses & Special Use Permits**  
**Residential Districts**

**Key:**

P Permitted  
 SP Special permit (§ 240-71)  
 N Not permitted  
 A Permitted only as accessory use  
 M Permitted only as a mixed use

RFD Residential Flexible Density  
 RFS Residential - Frank & Slight  
 RMD Residential Moderate Density  
 RLD Residential Low Density  
 TCR Town Center Residential

*NOTE: Uses omitted from this table are not permitted*

Use <sup>1</sup>	Residential Districts						
	RFD			RMD	RLD	RFS	TCR
	40	60	80				
Single-family	P	P	P	P	P	P	P
Two-family	N	N	N	N	N	N	P
Townhouse <sup>37</sup>	N	N	N	N	N	N	P
Multifamily <sup>37</sup>	N	N	N	N	N	N	P <sup>19</sup>
Rental apartment	N	N	N	N	N	N	P
Accessory apartment <sup>37</sup>	A,SP <sup>12,11,17</sup>						
Carriage unit <sup>37</sup>	N	N	N	N	N	N	SP <sup>12,11,15</sup>
Detached accessory apartment	A,SP <sup>12,11,17</sup>						
Second kitchen	A,SP <sup>12,11</sup>	A,SP <sup>12,11,15</sup>					
Accessory structure <sup>37</sup>	A <sup>22</sup>	A <sup>22</sup>	AP <sup>22</sup>	A <sup>22</sup>	A <sup>22</sup>	A <sup>22</sup>	A <sup>22</sup>
Home occupation <sup>37</sup>	A <sup>29</sup>						
Bed-and-breakfast <sup>37</sup>	SP <sup>12,11,30</sup>	SP <sup>12,11,30</sup>	SP <sup>12,30</sup>	SP <sup>12,11,30</sup>	SP <sup>12,11,30</sup>	SP <sup>12,11,30</sup>	SP <sup>12,11,30</sup>
Residential health care facilities, adult homes & group homes (congregate housing) <sup>37</sup>	P <sup>20</sup>	N					
Cemeteries	N	N	N	SP <sup>12,11,23</sup>	SP <sup>12,11,23</sup>	N	N
Civic buildings & place of public assembly, e.g. community buildings, churches, schools	SP <sup>12,11</sup>	SP	SP <sup>12,11</sup>				
Commercial kennels <sup>37</sup>	N	N	N	SP <sup>12,11,24</sup>	SP <sup>12,11,24</sup>	N	N
Essential services <sup>37</sup>	P	P	P	P	P	P	P
Excavation or removal of earth, topsoil, sand, gravel, clay, or stone; soil and stone crushing, washing and processing operations <sup>3</sup> 240-67							
Farming <sup>37</sup>	P	P	P	P	P	P	P
Farm Stand	N	N	N	P <sup>34</sup>	P <sup>34</sup>	N	N



APPENDIX B  
**Town of LaGrange**  
**Schedule A1.2 (§240-27)**

**Non-Residential Districts**

Key:

P Permitted  
 SP Special permit  
 N Not permitted  
 A Permitted only as accessory use  
 M Permitted only as a mixed use

TCB Town Center Business  
 H Hamlet  
 MGH Manchester Gateway Hamlet  
 GH Gateway Hamlet  
 GB General Business  
 C Commercial  
 I Industrial

*NOTE: Uses omitted from this table are not permitted*

Use <sup>1</sup>	Non-Residential Districts						
	TCB	H	MGH	GH	GB	C	I
Accessory structure <sup>37</sup>	P <sup>15,22,35</sup>	P <sup>13,22,35</sup>	P <sup>22,35,36</sup>	P <sup>22,35,36</sup>	P <sup>14,35</sup>	P <sup>14,22,35</sup>	P <sup>16,22,35</sup>
Adult-oriented business <sup>37</sup>	N	N	N	N	N	N	SP <sup>12,16,18</sup>
Ambulance Service (private)	N	N	N	N	N	P <sup>14,35</sup>	P <sup>16,35</sup>
Auto audio installation, service	N	N	N	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto body shop & collision repair	N	N	N	N	N	N	P <sup>16,28,35</sup>
Auto brake service	N	N	N	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto car wash (automated)	N	N	SP <sup>12,11,36</sup>	N	N	P <sup>14,35</sup>	P <sup>16,35</sup>
Auto car wash (self service)	N	N	SP <sup>12,11,36</sup>	N	N	P <sup>14,35</sup>	P <sup>16,35</sup>
Auto detailing service	N	N	SP <sup>12,11,28,36</sup>	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto diagnostic service	N	N	N	N	N	SP <sup>12,14,28</sup>	P <sup>16,28,35</sup>
Auto towing service (light duty)	N	N	N	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto towing service (medium duty)	N	N	N	N	N	N	P <sup>16,28,35</sup>
Auto towing service (heavy duty)	N	N	N	N	N	N	P <sup>16,28,35</sup>
Auto muffler service	N	N	N	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto quick lube & oil change	N	N	SP <sup>12,11,28,36</sup>	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto repair (major)	N	N	N	N	N	SP <sup>12,14,28</sup>	SP <sup>12,16,28</sup>
Auto sales (new car dealership)	N	N	SP <sup>12,11,28,36</sup>	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto sales (used car dealership)	N	N	N	N	N	N	N
Auto state inspection service	N	N	N	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto tire sales & service	N	N	P <sup>28,35</sup>	N	N	P <sup>14,28,35</sup>	P <sup>16,28,35</sup>
Auto transmission service	N	N	N	N	N	N	P <sup>16,28,35</sup>
Bank & financial institutions	P <sup>15,33,35</sup>	N	P <sup>33,35,36</sup>	P <sup>33,35,36</sup>	P <sup>14,33,35</sup>	P <sup>14,33,35</sup>	N
Barber, beauty salon, nail salon	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Bed-and-breakfast <sup>37</sup>	N	SP <sup>12,11,13</sup>	SP <sup>12,11,30,36</sup>	SP <sup>12,11,30,36</sup>	SP <sup>12,11,14,30</sup>	N	N
Cemetery	P <sup>15,23,35</sup>	SP <sup>12,11,13</sup>	N	N	N	N	N
Child care center <sup>37</sup>	SP <sup>12,11,15</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	P <sup>14,35</sup>	N
Clubhouse <sup>37</sup>	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	N	N
Commercial Kennel <sup>37</sup>	N	N	N	N	SP <sup>12,11,14,24</sup>	SP <sup>12,11,14,24</sup>	N
Conference Center <sup>37</sup>	P <sup>15,35</sup>	N	N	N	N	P <sup>14,35</sup>	N

NOTE: Uses omitted from this table are not permitted

Use <sup>1</sup>	Non-Residential Districts						
	TCB	H	MGH	GH	GB	C	I
Contractor's yard	N	N	SP <sup>12,11,36</sup>	N	N	P <sup>14,35</sup>	P <sup>16,35</sup>
Convenience store	P <sup>8,15,35</sup>	P <sup>8,13,35</sup>	P <sup>8,35,36</sup>	P <sup>8,35,36</sup>	P <sup>8,14,35</sup>	P <sup>8,14,35</sup>	N
Dance studio	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Drive-in restaurant <sup>37</sup>	SP <sup>8,11,12,15</sup>	SP,M <sup>8,12,11,13</sup>	SP <sup>8,12,11,36</sup>	SP <sup>8,12,11,36</sup>	SP <sup>8,12,11,14</sup>	SP <sup>8,12,11,14</sup>	N
Drive-Through Service Facility <sup>37</sup>	A,SP <sup>12,11,15,33</sup>	A,SP <sup>12,11,15,33</sup>	A,SP <sup>12,11,33,36</sup>	A,SP <sup>12,11,33,36</sup>	A,SP <sup>12,11,14,33</sup>	A,SP <sup>12,11,14,33</sup>	N
Dry-cleaning and laundry service	P <sup>15,35</sup>	N	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Educational services	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Essential services <sup>37</sup>	P <sup>15,35</sup>	P <sup>13,35</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Excavation or removal of earth, topsoil, sand, gravel, clay, or stone; soil and stone crushing, washing and processing operation <sup>3</sup>	N	N	N	N	N	N	P
Farm Stand	N	P <sup>14,35</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	N	N
Farm <sup>37</sup>	P <sup>34</sup>	P <sup>34</sup>	N/A	N	N	N	N
Fast-food restaurant <sup>37</sup>	M <sup>8,12,15,27</sup>	SP,M <sup>12,11,13,27</sup>	M <sup>27,36</sup>	M <sup>27,36</sup>	SPM <sup>12,14,27</sup>	SP <sup>12,14,27</sup>	N
Fitness center/gymnasium	P <sup>15,35</sup>	N	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Food service business <sup>37</sup>	P <sup>8,15,35</sup>	SP <sup>8,12,11,13</sup>	P <sup>8,35,36</sup>	P <sup>8,35,36</sup>	P <sup>8,14,35</sup>	P <sup>8,14,35</sup>	N
Funeral parlor	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	P <sup>14,35</sup>	N
Gas station (fuel dispensing only)	N	N	N	N	N	SP <sup>12,11,14,28</sup>	SP <sup>12,11,16,28</sup>
Gas Mart	N	N	N	N	N	SP <sup>8,12,11,14,28</sup>	SP <sup>8,12,11,16,28</sup>
Hotel <sup>37</sup>	SP <sup>12,11,15,30</sup>	N	SP <sup>12,11,30,36</sup>	SP <sup>12,11,30,36</sup>	SP <sup>12,11,14,30</sup>	P <sup>14,30,35</sup>	N
Indoor theater	P <sup>15,35</sup>	N	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	P <sup>14,35</sup>	N
Inn <sup>37</sup>	P <sup>15,35,30</sup>	SP <sup>12,11,13,30</sup>	SP <sup>12,11,30,36</sup>	SP <sup>12,11,30,36</sup>	SP <sup>12,11,14,30</sup>	SP <sup>12,11,14,30</sup>	N
Laboratory (testing & research)	N	N	N	N	N	N	SP <sup>12,11,16</sup>
Land trust facility	P <sup>15,35</sup>	P <sup>13,35</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Laundromat (self service)	N	N	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Library	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Light Industry <sup>37</sup>	N	N	N	N	N	SP <sup>11,12,14</sup>	P <sup>16,35</sup>
Livery/Taxi Service	N	N	N	N	N	P <sup>14,35</sup>	P <sup>16,35</sup>
Lumber yard (outdoor)	N	N	SP <sup>12,11,36</sup>	N	N	N	P <sup>16,35</sup>
Medical and dental office	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	SP <sup>12,11,14</sup>	P <sup>14,35</sup>	N
Motel <sup>37</sup>	N	N	SP <sup>12,11,36</sup>	N	N	SP <sup>12,11,14</sup>	N
Museum	P <sup>15,35</sup>	P <sup>13,35</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	P <sup>14,35</sup>	N
Night club	SP <sup>12,11,15</sup>	N	N	N	N	P <sup>14,35</sup>	N
Office <sup>37</sup>	P <sup>15,35</sup>	N	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Outdoor recreation area <sup>37</sup>	N	N	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Passive recreation <sup>37</sup>	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Place of public assembly	SP <sup>12,11,15</sup>	SP <sup>12,11,13</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Civic buildings & place of public assembly, e.g. community buildings, churches, schools	P	SP <sup>12,11,13</sup>	P	P	P	P	P
Pharmacy	P <sup>15,33,35</sup>	P <sup>13,33,35</sup>	P <sup>33,35,36</sup>	P <sup>33,35,36</sup>	P <sup>14,33,35</sup>	P <sup>14,33,35</sup>	N

NOTE: Uses omitted from this table are not permitted

Use <sup>1</sup>	Non Residential Uses						
	TCB	H	MGH	GH	GB	C	I
Print shop	P <sup>15,35</sup>	N	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Private school	SP <sup>12,11,15</sup>	SP <sup>12,11,13</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	SP <sup>12,11,14</sup>	SP <sup>12,11,16</sup>
Public swimming pool	N	A <sup>13</sup>	A <sup>36</sup>	A <sup>36</sup>	A <sup>14</sup>	A <sup>14</sup>	N
Radio & television stations	N	N	N	N	N	N	P <sup>16,35</sup>
Residential health care facilities, adult homes & group homes (congregate housing) <sup>37</sup>	SP <sup>12,11,15,20</sup>	SP <sup>12,11,13,20</sup>	SP <sup>12,11,20,36</sup>	SP <sup>12,11,20,36</sup>	SP <sup>12,11,14,20</sup>	SP <sup>12,11,14,20</sup>	N
Single family	SP <sup>12,11,15,21</sup>	P <sup>13,35</sup>	N	P <sup>35,36</sup>	P <sup>14,35</sup>	N	N
Townhouse <sup>37</sup>	P <sup>15,35</sup>	P <sup>13,35</sup>	P	P	N	N	N
Two-family	N	P <sup>13,35</sup>	N	N	N	N	N
Multifamily <sup>37</sup>	P <sup>15,19,35</sup>	P <sup>13,19,35</sup>	SP <sup>12,11,19</sup>	N	N	N	N
Rental apartment	N	N	P <sup>35,36</sup>	N	N	N	N
Accessory apartment <sup>37</sup>	SP <sup>12,11,15,17</sup>	SP <sup>12,11,13,17</sup>	N	SP <sup>12,11,17,36</sup>	N	N	N
Detached accessory apartment	SP <sup>12,11,15,17</sup>	SP <sup>12,11,13,17</sup>	N	SP <sup>12,11,17,36</sup>	N	N	N
Carriage unit <sup>37</sup>	SP <sup>12,11,15</sup>	N	N	N	N	N	N
Residential mixed use <sup>37</sup>	M <sup>10,11,15</sup>	M <sup>10,11,13</sup>	P <sup>10,35,36</sup>	M <sup>10,11,36</sup>	M,SP <sup>10,12,11,14</sup>	N	N
Home occupation <sup>37</sup>	A <sup>15,29</sup>	A <sup>13,29</sup>	N	A <sup>29,36</sup>	A <sup>14,29</sup>	A <sup>14,29</sup>	N
Restaurant <sup>37</sup>	SP <sup>8,12,11,15</sup>	SP <sup>8,12,11,13</sup>	SP <sup>8,12,11,36</sup>	SP <sup>8,12,11,36</sup>	P <sup>8,14,35</sup>	P <sup>8,14,35</sup>	SP <sup>8,12,11,16</sup>
Retail Business <sup>37</sup>	P <sup>15,35</sup>	P <sup>13,2,35</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Retail sale of products of horticulture, as well as hand tools, fertilizer, seeds, bulbs and other materials customarily used in horticulture on parcels of 5 acres or	SP <sup>12,11,15</sup>	N	N	N	P <sup>14,35</sup>	P <sup>14,35</sup>	N
Skating rink	N	N	N	N	N	N	P <sup>16,35</sup>
Stables, riding establishments and clubs <sup>37</sup>	N	N	N	N	SP <sup>12,11,14,31</sup>	N	N
Storage (self service)	N	N	N	N	N	P <sup>14,35</sup>	P <sup>16,35</sup>
Summer day camp <sup>37</sup>	N	N	N	N	SP <sup>12,11,14,25</sup>	SP <sup>12,11,14,25</sup>	SP <sup>12,11,16,25</sup>
Tavern, bar & pub	P <sup>15,35</sup>	SP <sup>12,11,13</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	SP <sup>12,11,14</sup>	N
Tennis club	N	N	N	N	N	N	P <sup>16,35</sup>
Theaters	P <sup>15,35</sup>	N	SP <sup>12,11,36</sup>	SP <sup>12,11,36</sup>	SP <sup>12,11,14</sup>	SP <sup>12,11,14</sup>	N
Veterinary clinic <sup>37</sup>	SP <sup>12,11,15,24</sup>	SP <sup>12,11,13,24</sup>	SP <sup>12,11,24,36</sup>	SP <sup>12,11,24,36</sup>	SP <sup>12,11,14,24</sup>	SP <sup>12,11,14,24</sup>	SP <sup>12,11,16,24</sup>
Veterinary office <sup>37</sup>	P <sup>15,35</sup>	P <sup>13,35</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Warehousing and wholesale goods	N	N	N	N	N	SP <sup>12,11,14</sup>	P <sup>16,35</sup>
Wireless communications facilities <sup>7,37</sup>	SP <sup>12,11,15,32</sup>	SP <sup>12,11,13,32</sup>	SP <sup>12,11,32,36</sup>	SP <sup>12,11,32,36</sup>	SP <sup>12,11,14,32</sup>	SP <sup>12,11,14,32</sup>	SP <sup>12,11,16,32</sup>
Solar: large scale system (solar farm)	N	N	N	N	P,SP <sup>12,11,14,39</sup>	P,SP <sup>12,11,14,39</sup>	P,SP <sup>12,11,16,39</sup>
Solar: roof mounted	A <sup>39</sup>	A <sup>39</sup>	A <sup>39</sup>	A <sup>39</sup>	A <sup>39</sup>	A <sup>39</sup>	A <sup>39</sup>
Solar: ground mounted	A,SP <sup>12,11,15,39</sup>	A,SP <sup>12,11,13</sup>	A,SP <sup>12,11,36,39</sup>	A,SP <sup>12,11,36,39</sup>	A,SP <sup>12,11,14,39</sup>	A,SP <sup>12,11,14,39</sup>	A,SP <sup>12,11,16,39</sup>
Swimming pool	P <sup>15,35</sup>	P <sup>13,35</sup>	P <sup>35,36</sup>	P <sup>35,36</sup>	P <sup>14,35</sup>	P <sup>14,35</sup>	P <sup>16,35</sup>
Pool house/cabana	A,SP <sup>12,11,15</sup>	A,SP <sup>12,11,13</sup>	A,SP <sup>12,11,36</sup>	A,SP <sup>12,11,36</sup>	A,SP <sup>12,11,14</sup>	A,SP <sup>12,11,14</sup>	A,SP <sup>12,11,16</sup>
Outdoor kitchen	A <sup>15</sup>	A <sup>13</sup>	A <sup>36</sup>	A <sup>36</sup>	A <sup>14</sup>	A <sup>14</sup>	A <sup>16</sup>

*NOTE: Uses omitted from this table are not permitted*

	<b>Non Residential Uses</b>						
<b>Use<sup>1</sup></b>	<b>TCB</b>	<b>H</b>	<b>MGH</b>	<b>GH</b>	<b>GB</b>	<b>C</b>	<b>I</b>
Outdoor Fuel Burning Device	N	N	N	N	N	N	N
Tennis/sport court	A <sup>15</sup>	A <sup>13</sup>	A <sup>36</sup>	A <sup>36</sup>	A <sup>14</sup>	A <sup>14</sup>	A <sup>16</sup>

**Schedule A (§240-27)**  
**Permitted Uses and Special Use Permits**  
**NOTES PAGE**

1 Several overlay zones are not indicated on this table. These include the Stream Corridor ( 240-31C), Historic ( 240-31D), Scenic ( 240-31E), Ridgeline Protection (240-31F) and Groundwater Protection ( 240-31G) Overlay Zones.

2 In H District maximum footprint per structure is 6,000 square feet

3 With the exception of Industrial Districts, permitted only by the mapping of a floating zone as provided in 240-34; however, excavation or removal in the following cases shall be permitted in all zoning districts, subject only to such other permits as this chapter may require:

- (1) A landscape operation in which topsoil is removed from one part of the property and deposited on another part of the same property, provided that it is replaced with a cover of the earth in which the vegetable matter may take root and grow and is seeded with grass, permanent pasture mixture or other fast-growing vegetation, repeatedly as necessary until the growth is established.
- (2) The excavation of topsoil and other natural resources from within the limits of the right-of-way or slope rights of any Town, county or state highway or for the sole purpose of building roads and slopes incidental thereto which lie within the area of a subdivision approved by the Planning Board of the Town of LaGrange or on file in the County Clerk's office in Dutchess County, New York.
- (3) The improvement of a single lot or parcel of land in connection with construction of a dwelling, multiple dwelling, building or any other structure or structures for which a building permit has been issued or in connection with agricultural land improvements such as farm ponds and soil conservation measures, provided that such improvement conforms to the following standards and conditions:
  - (a) Final slopes shall be finished at a grade no greater than the natural angle of repose, except where supported by a retaining wall.
  - (b) Any lakes or ponds that are created shall have a sufficient depth and inflow of water to prevent eutrophication and to prevent their becoming stagnant in dry periods.
  - (c) Topsoil may be disturbed and relocated in connection with any permitted excavation but shall be replaced with earth in which vegetable matter may take root and grow and shall be seeded with grass, permanent pasture mixture or other fast-growing vegetation, repeatedly as necessary until the growth is established.
  - (d) Topsoil or other natural resources which are excavated to permit the improvement of property may be removed from the property, provided that this amount is specified in the building permit for such improvement.
  - (e) There shall be no processing of excavated materials by a rock crusher or similar equipment on the premises.
  - (f) Any regarding, removal or excavation that is permitted under these provisions of exception, subject to the issuance of a building permit, shall be completed within one year of the date of the issuance of said permit.
  - (g) In the event that the construction for improvements for which preparatory excavation is performed does not commence within six months of the commencement of such excavation, the permittee shall be required to immediately begin reclamation operations to restore the land to a condition that will minimize erosion and any unsightly conditions.
- (4) The above provisions notwithstanding, excavation and removal shall be limited to not more than 100 cubic yards of material from each 40,000 square feet of lot area, in any calendar year, and not more than 600 cubic yards of materials may be removed on any parcel in any calendar year.

4 A school that lawfully existed prior to, and that has been continuously used as a school since February 18, 1988.

5 Special permits required in some cases. - See § 240-54.

6 Limited to one model home per lot.

7 The SP designation is qualified and limited by the standards for locating new towers set forth within § 240-49D.(1),(2) and (3)

8 Drive through windows are prohibited.

9 Passive recreation is permitted in all zoning districts as accessory to site plan or special permit uses. Passive recreation as an accessory use need not be open to the public. Whether the accessory use of passive recreation shall be open to the public shall be determined the Planning Board during the site plan/project development plan review process.

10 One or more apartments may be included in combination within a building predominantly devoted to commercial use, subject to service of the uses by public sewer and water, and availability of at least 1.65 parking spaces for each apartment unit in such mixed-use building, with discretion of the Planning Board, but not the obligation, to allow for allocated use of common parking spaces as between commercial and residential units as circumstances may reasonably allow.

11 See § 240-72, Project Development Plans

12 See §240-71, Standards for Special Use Permits

13 See §240-38, Hamlet District

14 See §240-39, Design standards for the GB and C Districts

15 See §240-35, Town Center design standards

16 See §240-40, Design standards for the Industrial (I) District

17 See §240-52, Accessory apartments

18 See §240-69, Adult-oriented business

19 See §240-51, Multifamily dwellings

20 See §240-64, Residential health care facilities, adult homes and group homes (long-term-care facilities)

21 See §240-59, Single-family residential units in TC-B District

22 See §240-47, Accessory structures

- 23 See §240-63, Cemeteries
- 24 See §240-61, Veterinary clinics and commercial kennels
- 25 See §240-70, Summer day camps may be permitted in certain instances as an additional principal special permit use.
- 26 Reserved
- 27 See §240-112, the definition of fast food restaurant
- 28 See §240-65, Automotive repair and gasoline filling stations
- 29 See §240-54, Home Occupations
- 30 See §240-55, Overnight accommodations
- 31 See §240-62, Boarding stable and horse riding school
- 32 See §240-49, Wireless communications towers and facilities
- 33 See §240-71.1, Drive-through service facilities
- 34 See §240-68, Farm stands
- 35 See §240-85c, Use permits
- 36 See §240-38.1 Manchester Gateway Hamlets & Gateway Hamlets
- 37 See §240-112 Definitions
- 38 See §126 Furnaces (Outdoor Furnaces)
- 39 See §240-\_\_ Solar Energy Systems

**RESOLUTION**

WHEREAS, \_\_\_\_\_ introduced the following local law for the Town of LaGrange, entitled "Town of LaGrange Local Law No. \_\_\_ of the Year 2015, A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK, AMENDING THE ZONING MAP OF CHAPTER 240, SECTION 240-22, OF THE TOWN CODE TO CHANGE THE DESIGNATION OF LAGRANGE TAX PARCELS 6559-03-304356, LOCATED GENERALLY AT THE CORNER OF ARTHURSBURG ROAD AND ROUTE 82, FROM A MIXTURE OF RLD AND GH ZONING DISTRICTS TO ENTIRELY GH DISTRICT DISTRICT.

BE IT ENACTED by the Town Board of the Town of LaGrange as follows:

Section 1. The zoning map of Chapter 240, Section 240-22, of the Town Code is amended to change the district designation of LaGrange Tax Parcel 6559-03-304356 from a mixture of the RLD and GH zoning districts to entirely the GH zoning district.

Section 2. This local law will take effect upon the filing with the Secretary of State as prescribed by law.

WHEREAS, \_\_\_\_\_ advised the Town Board that, pursuant to the Municipal Home Rule Law of the State of New York, it was necessary to hold a public hearing upon this local

law. He offered the following resolution which was seconded by Councilman \_\_\_\_\_, who moved its adoption:

Whereas \_\_\_\_\_ has introduced this local law for the Town of LaGrange, to be known as "A LOCAL LAW OF THE TOWN OF LAGRANGE, DUTCHESS COUNTY, NEW YORK, AMENDING THE ZONING MAP OF CHAPTER 240, SECTION 240-22, OF THE TOWN CODE TO CHANGE THE DESIGNATION OF LAGRANGE TAX PARCELS 6559-03-304356, LOCATED GENERALLY AT THE CORNER OF ARTHURSBURG ROAD AND ROUTE 82, FROM A MIXTURE OF RLD AND GH ZONING DISTRICTS TO ENTIRELY GH DISTRICT DISTRICT.

LET IT BE RESOLVED, that a public hearing be held in relation to the proposed changes as set forth in the form notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Town Hall, LaGrangeville, New York on \_\_\_\_\_, 2015, at 7:00 p.m., Prevailing Time, and that notice of said meeting shall be published in the official newspaper of general circulation in the Town of LaGrange, by the Town Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE that the Town Board of the Town of LaGrange will hold a public hearing at the Town Hall, 120 Stringham Road, LaGrangeville, New York on \_\_\_\_\_, 2015, at 7:00 o'clock p.m. prevailing time, on a proposed Local Law of the Town of LaGrange, Dutchess County, New York, amending the zoning map of Chapter 240, Section 240-22, of the Town Code to change the designation of LaGrange tax parcel 6559-03-304356, located generally at the corner of Arthursburg Road and Route 82, from a mixture of the RLD and GH zoning district to entirely the GH zoning district.

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Town of LaGrange, at the Town Hall, 120 Stringham Road, LaGrangeville, New York, between the hours of 8:30 a.m. and 4:00 p.m. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED:       LaGrangeville, New York  
              September     , 2015

CHRISTINE O'REILLY-RAO,  
TOWN CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor Bell	_____
Councilman Jessup	_____
Councilman Luna	_____
Councilman Polhemus	_____
Councilman Dyal	_____

Dated: LaGrangeville, New York  
September , 2015

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CHRISTINE O'REILLY-RAO  
TOWN CLERK, TOWN OF LAGRANGE