

**Town of Lancaster
Local Law No. 5 of 2022**

A Local Law Amending § 400-75(D)(9) Site Plan Review Procedures of the Town Code to Include Recommendations be Provided by the Town's Planning Board/Department Prior to Granting an Extension.

Be it hereby enacted by the Town Board of the Town of Lancaster as follows:

Section 1. Section 400-75(D)(9) of Chapter 400 of Article XIV of the Town Code is hereby amended to read in its entirety as follows:

Section 400-75(D)(9) Zoning, Site plan review

D. Site plan review procedure.

9. Except for subdivisions that have been duly filed in the office of the County Clerk, if construction of an approved development (site plan) has not commenced within two (2) years from the date of site approval, that approval shall be deemed revoked. A one-time additional one-year (1) extension **may** be granted by the Town Board upon receipt of the following:

A. A written request for extension must be submitted to the Town Board, Town Clerk, and Town Attorney's Office.

B. Request must include a current Environmental Assessment Form, and comply with current State, County and Town Zoning and Building Codes/Laws/Regulations.

C. Applicant must present to and receive approval recommendation from, the Town's Planning Board/Department.

Section 2. **Severability Clause.** If any part of this local law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this local law. The Town Board of the Town of Lancaster hereby declares that it would have passed this local law and each section and subsection thereof, irrespective of the fact that any one or more of these sections, subsections, sentences, clauses, or phrases may be declared unconstitutional or invalid.

Section 3. **Effective Date.** This local law shall be effective immediately upon filing with the New York Secretary of State.