

Press Republican

**LEGAL NOTICE**

**NOTICE OF PUBLIC HEARING**  
TOWN OF ESSEX, NEW YORK  
Notice is HEREBY GIVEN  
THAT Resolution No. 2-98 for  
the Town of Essex, County of  
Essex, State of New York  
approved at a **REGULAR**  
**TOWN BOARD MEETING** held  
on October 8, 1998 provides for  
a Public Hearing to be held for  
the purpose of considering the  
enactment by such Town Board  
of the following proposed Local  
Law:

Town of Essex, New York  
Local Law No. 2 of the year  
1998

**SUMMARY OF PROPOSED  
LOCAL LAW NO 2 OF 1998**

The proposed local law contains  
findings to the effect that the  
shoreline of the Essex hamlet  
and rural areas of the Town of  
Essex are experiencing develop-  
ment pressure, requiring a  
review of the Town's Ordinance  
Regulating Land Use and  
Development and a moratorium  
upon certain land uses during  
that review.

The proposed local law would  
impose a moratorium upon the  
creation of projects considered  
"Special Usos" in the  
Ordinance, and upon "Large  
Scale Agricultural Uses" and  
"Large Scale Agricultural  
Structures." The moratorium  
area would consist of the shore-  
line area of the Essex hamlet,  
and those portions of the Town  
outside the hamlet. The mora-  
torium would last for one year,  
and could be extended by the  
Town Board.

"Large Scale Agricultural Uses"  
are defined as those which use  
land intensively by concentrat-  
ing pigs, poultry or other live-  
stock, and which have the  
potential for non-point pollution,  
odor, or other noxious off-site  
effects. They are not the kind of  
agricultural uses now customar-  
ily found in the Town. "Large  
Scale Agricultural Structures"  
are those which exceed 15,000  
feet of interior space or 40 feet  
in height.

The Zoning Board of Appeals  
would have authority to interpret  
the local law, and the Zoning  
Officer would have responsibility  
to enforce it.

The local law would take effect,  
and the moratorium would  
begin, upon filing with the  
Secretary of State.

Public Hearing at town office,  
Thursday, Oct. 22, 1998 at 7  
pm.

Dated Oct. 12, 1998  
Ethel Barnaby, Town Clerk  
Town of Essex, New York  
VN-10/14/98-1TC-28856

**LEGAL NOTICE**

**PUBLIC HEARING** on the 1999  
tentative budget for the Town of  
Westport will be held on  
October 27th, 1998 at 6:30 PM  
at the Wada Building, 41 N.  
Main Street, Westport, NY. The  
regular 4th Tuesday 3:30 PM  
Town Board Meeting will imme-  
diately follow the Budget  
Hearing.

Brenda McCooey, Town Clerk  
VN-10/14-10/21/98-2TC-28555

# Essex zoning rules again under review

By LORRAINE LILJA  
Contributing Writer

**ESSEX** — The zoning ordi-  
nance in the Town of Essex has  
been in force for almost a quarter  
of a century.

But that could change soon.

An ad hoc committee, made up  
of members of the Zoning Board  
and Town Board, Town Supervi-  
sor William Drummond and  
County Planner William John-  
ston, has been meeting for sever-  
al months, researching the needs  
of the town and village.

Last week, Johnston brought  
news that the Town of Essex had  
been granted \$15,000 by the state  
to draft a new ordinance.

The "in-kind" contribution by  
Essex will consist of \$5,000 the  
town received for that purpose  
several years ago and work on  
the new plan by Department of  
State staffers and Johnston.

He said the existing ordinance  
has remained in force for years,  
but not because it served the pur-  
pose.

He recounted the many at-  
tempts through the years to up-  
date it. Each attempt improved  
on the previous, Johnston said,  
but they all met with failure.

Zoning Enforcement Officer  
David Lansing has had little to  
guide him when it came to special  
permits, he noted.

Johnston praised the ordinance  
drawn up by William Russell in  
the Town of Chesterfield last  
year. The work involved was  
state-funded with the under-  
standing it would serve as a mod-  
el for other communities, and he  
urged Essex officials to take a  
close look at it.

Westport's new ordinance for  
the hamlet is also very sensitive,  
creating a district for the entire  
shoreline, Johnston said.

The cry for new standards on  
the waterfront arose after some-  
one proposed a race course in  
Whallons Bay.

And though the needs of the  
hamlet are met, there are no  
rules concerning agricultural  
land, Suzanne Pearly, board  
member and chair of the ad hoc  
committee, said.

As the ordinance now stands,  
there is little protection from an  
unusual use of the agricultural  
land. These are the two areas the  
committee would like to address,  
she said.

The Town Board recently heard  
the recommendations of the ad  
hoc committee. It was agreed that  
work should start on the draft of  
the new ordinance.

The board agreed on a morato-  
rium on projects along the shore-  
line and in the agricultural dis-  
trict until the new laws are  
adopted.

James Morse, Town Board  
member, said he'd like to see the  
shoreline and agricultural dis-  
tricts addressed. "The zoning or-  
dinance is woefully inadequate,"  
he said.

Anita Denning, representing Co-  
operative Extension, voiced con-  
cerns over restricting farmland  
on conditions other than public  
health and safety.

William Finucane, Planning  
Board member, said planners  
should have a say in the granting  
of special-use permits.

The proposed moratorium  
would prohibit construction of  
buildings in excess of 15,000  
square feet within the agricultur-  
al district and suspend granting  
of special permits until the new  
ordinance is in effect.

A public meeting on the issue,  
which had been scheduled for  
tonight, will instead be held at 7  
Thursday, Oct. 22.