

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Poughkeepsie does hereby set the 28th day of November, 2018 at 7:00 P.M. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as the time date and place of a public hearing to afford all interested parties an opportunity to be heard and seek public comment concerning an amendment to Chapter 210, entitled "Zoning", specifically Section 210-9 entitled "Definitions", and with the addition of §210-80.1, entitled "Little Free Libraries", and

AND PLEASE ALSO TAKE FURTHER NOTICE that said amendment is available in full, to preview in the Town Clerk's Office located at One Overocker Road, Poughkeepsie, New York, between the hours of 8:00 A.M. - 4:00 P.M., Monday thru Friday and also on our website at www.townofpoughkeepsie.com.

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
October 18, 2018

RESOLUTION 10:17 - # 9 OF 2018

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 28th day of November, 2018 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie as and for the time, date and place of a public hearing by local law to amend Town Code Chapter 210, entitled "Zoning", specifically §210-9, entitled "Definitions", and with the addition of §210-80.1, entitled "Little Free Libraries", and

BE IT FURTHER RESOLVED, that the proposed amendments are attached hereto and incorporated herein, and the Town Board does hereby waive a verbatim reading of said amendments and does direct that said amendments be spread across the record as if they, in fact, had been read verbatim, with those words underlined to be added, and words ~~stricken~~ to be deleted; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby determine that this action is a Type II Action involving the ongoing administration of the Town and it requires no environmental review; and

BE IT FURTHER RESOLVED, that said local law, if adopted, shall take effect immediately upon filing with the Secretary of State.

Dated: October 17th 2018

Moved: William Carlos

Seconded: Jeffrey Kenihan

Motion passes/ fails: Ayes 7 Nays 0

JEN/mem

t-10/11/2018

m-10/17/2018

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		AYE	NAY	ABSTAIN
<u>PRESENT/ABSENT</u>	Councilman Renihan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u>	Councilman Carlos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u>	Councilwoman Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u>	Councilman Cifone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u>	Councilman Woolever	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u>	Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT/ABSENT</u>	Supervisor Baisley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

[NOTE: New text is shown as underline; deleted text is shown as ~~strikethrough~~.]

Article II, §210-9 of Chapter 210 of the Town of Poughkeepsie Zoning Code entitled “Definitions” is hereby amended as follows:

§ 210-9. Definitions

LIBRARY, LITTLE FREE

A “take a book, return a book” free book exchange, typically sponsored by an individual or family, that is housed in a small enclosed structure on the owner’s property, near a road or sidewalk, where neighbors and visitors may freely exchange literary material.

Article VIII of Chapter 210 of the Town of Poughkeepsie Zoning Code entitled “Supplementary Regulations” is hereby amended as follows:

§ 210-80.1 Little Free Libraries

- A. For Little Free Libraries, the requirements of §210-80.1B supersede those in 210-48.
- B. Little Free Libraries are permitted as an accessory use in any zoning district provided that the structure containing the Little Free Library meets all of the following criteria:
 - (1) Overall height must not exceed five feet above grade;
 - (2) Must be sized and designed so that no person (child or adult) is able to enter;
 - (3) Any enclosed area shall not exceed more than two feet wide, two feet tall, and two feet deep;
 - (4) Must be located on private property owned or occupied by the sponsor of the Little Free Library;
 - (5) Shall be located only in a front yard;
 - (6) Closest point on the structure shall be set back at least three (3) feet from the public right-of-way;
 - (7) Where a sidewalk is present, the closest point on the structure shall be set back at least one foot from the sidewalk;
 - (8) Shall not be located within, or overhang, any easement;
 - (9) Shall not interfere with or obstruct the view or free passage of pedestrian, bicycle, or vehicle traffic;