

LOCAL LAW NO. **7** OF 2023

AMENDING VILLAGE CODE CHAPTER 250, ARTICLE IV, § 250-14B.(3)(b), AND RELATED PROVISIONS OF § 250-24, AND THE CORRESPONDING TABLE OF GENERAL USE REQUIREMENTS (250 ATTACHMENT 8 - "C" ZONING DISTRICT)

Be it enacted by the Village Board of the Village of West Haverstraw as follows:

Village Code Chapter 250, Article IV, § 250-14 B.(3)(b), and Article VII, § 250-24, and corresponding provisions of the Table of General Use Requirements applicable to the "C" District (250 Attachment 4) shall be amended as follows:

Section 1: Chapter 250, Article IV, § 250-14 B.(3)(b), shall be amended to delete subsection (b)[8], relating to site plan approval by the Planning Board.

Section 2: Chapter 250, Article IV, § 250-24 A., "Off-Street Parking Requirements", relating to "Restaurant, drinking establishment", shall be amended to read as follows:

Use	Required Number of Off-Street Parking Spaces
Restaurant, drinking	1 space for each 4 seats or 1 for each 100 sq. ft. of gross floor area, whichever is greater. Where accessory outdoor dining is permitted by special permit of the Village Board, pursuant to § 250-14B.(3)(b), the Village Board, in consultation with the Building Inspector, shall determine what, if any, additional off-street parking may be required for the accessory use, giving consideration to the location of the establishment, the size, density and location of the proposed accessory outdoor use, the existing off-street parking, available and approved, if any, available street parking in proximity, and such other factors, as in the Board's judgment, relating to the health, safety and welfare of the general public, should be considered.

Section 3: Chapter 250, Article IV, 250 Attachment 4, Table of General Use Requirements C Districts, shall be amended to add a new Requirement 9, which shall read as follows:

Where accessory outdoor dining is permitted by special permit of the Village Board, the Village Board, in consultation with the Building Inspector, shall determine what additional parking, if any, may be required to accommodate the accessory use, taking into

consideration the requirements of §§ 250-14 B.(3)(b), § 250-24 A. and the general criteria applicable to all special permit uses established at § 250-75 C.

Section 3: Effective date. This Local Law shall take effect upon the filing of same with the NYS Secretary of State.