

Town of Olive
Resolution #12 of 2023

Extending the Applicability of Town of Olive Local Law No. 1 of 2023 entitled *“Establishing a Temporary Moratorium on Certain Applications for the Approval of Subdivisions of Land that are Pending or May be Subsequently filed with the Town of Olive.”*

WHEREAS, on February 15, 2023 the Town Board enacted Local Law No. 1 of 2023 entitled *“Establishing a Temporary Moratorium on Certain Applications for the Approval of Subdivisions of Land that are Pending or May be Subsequently filed with the Town of Olive,”* hereafter referred to as the “Moratorium.” A copy of the Moratorium is attached to this resolution as Exhibit A; and,

WHEREAS, the reasons in support for the moratorium are set forth in Section 3 in the attached moratorium; and

WHEREAS, Pursuant to Moratorium Section 7.1, the duration of the Moratorium is six (6) months. Hence, if not extended, the Moratorium will expire on August 15, 2023; and

WHEREAS, pursuant to Moratorium Section 7.2, this Town Board is authorized to extend the Moratorium by additional two (2) periods of up to six (6) months by resolution if the Town Board determines that such extension is necessary. Thus far, the Moratorium has not been extended; and

WHEREAS, with the expiration of the initial term of the Moratorium approaching, the Town Board has reviewed the ongoing efforts that have been undertaken in furtherance of the stated purpose of the Moratorium and has found the following:

- The Town Board appointed a Town of Olive Housing Committee in February of 2023 to make recommendation for changes in the Town's major subdivision code to accommodate affordable housing. They have completed a first draft of recommendations and have submitted them to the Town Board. The Town Board is in the midst of studying those recommendations.
- The Town of Olive Conservation Advisory Council [OCAC] has reviewed the major subdivision code and presented their first draft of recommendations to the Town Board. The OCAC is continuing to work on this matter and is expected to submit shortly a refined set of recommendations.
- Both the Housing Committee and OCAC will be submitting and reviewing their final recommendations with the Town of Olive Zoning Committee for further oversight and review.
- At its July 2023 meeting, the Town Board, granted to the Supervisor the authority to hire planning consultant Nan Stolzenburg, FAICP, of Community Environmental & Planning Associates, to review the recommendations made by the Zoning Committee, Housing Committee, and OCAC, and to draft an update to Chapter 133 of the Town of Olive Town Code entitled “Subdivision of Land” to implement those recommendations. The Town Board anticipates that the forthcoming revisions to Chapter 133 of the Town Code will, among other things, address issues of affordable housing in Olive and implement our community's goal of preserving the Town's rural character, both highly valued issues expressed in the Comprehensive Plan Phase 1 survey completed in the fall of 2022.
- The Town has received a grant of \$54,000 from New York State to complete its first Comprehensive Plan and will begin working on its completion this year. The Town has already

completed Phase 1 of the Comprehensive Plan process last year that included a survey and community outreach; and,

WHEREAS, based on the foregoing, the Town Board has determined that the Town’s efforts to pursue the goal of the Moratorium as set forth therein are ongoing, comprehensive, and diligent. Despite those efforts, the Town has not yet reached its goal of introducing an improved and revised amendment to Chapter 133 of the Town Code and that more time is needed in order to complete the efforts in furtherance of that goal.

NOW THEREFORE, BE IT RESOLVED, as follows:

- Section A. Pursuant to the authority set forth in Section 7 of the Moratorium, and for the reasons set forth in this Resolution, by this Resolution the Town Board extends the duration of the Moratorium for a period of six (6) months from August 15, 2023 to February 15, 2024 to allow the Town to continue to work toward the completion of revisions to Chapter 133 of the Town Code entitled “*Subdivision of Land.*”
- Section B. The Town of Olive Town Clerk is instructed to post a notice on the Town web site to advise the public that the Moratorium has been extended in accordance with this Resolution.
- Section C. The Town of Olive Town Clerk is instructed to file a copy of this Resolution in her office and to provide a courtesy copy of this Resolution to the Ulster County Planning Board.

AND MOVES ITS ADOPTION

Motion made by:

Seconded By:

A Vote was Duly Taken:

	Aye	Nay
Jim Sofranko, Supervisor	_____	_____
Andrew Boggess, Board Member	_____	_____
Scott Kelder, Board Member	_____	_____
David Edinger, Board Member	_____	_____
Victoria Read, Board Member	_____	_____

Dated this 8th day of August, 2023

Dawn Giuditta, Town Clerk