
Basic Form for Complaint, Violation of Zoning Ordinance (or Local Law)

STATE OF NEW YORK

SUPREME COURT : COUNTY OF [NAME OF COUNTY]

[TITLE OF ACTION]

COMPLAINT

Index No.

Plaintiff, complaining of Defendant, alleges:

FOR A FIRST CAUSE OF ACTION

1. At all times hereinafter mentioned, Plaintiff, the [City/Village/Town] of [name of City/Village/Town] (the “[City/Village/Town]”), was and still is a municipal corporation organized and existing under and the laws of the State of New York, and situate within the County of [name of County], with offices and principal place of business at [address].

2. At all times hereinafter mentioned, Defendant, [name of Defendant], was and still is a resident of the [City/Village/Town] of [name of City/Village/Town], [name of County], New York, residing at [address].

3. At a meeting held on [date], the [Governing Body] of the [City/Village/Town] duly authorized the institution of this action on behalf of the [City/Village/Town].

4. Pursuant to the authority conferred by Article [no.] of the [General City/Village/Town] Law of the State of New York, and for the purpose of guiding the future growth and development of the [City/Village/Town] in accordance with a comprehensive plan of land use and population distribution that represents and promotes beneficial and convenient relationships among residential, commercial, industrial and public areas within the [City/Village/Town], considering the suitability of each area for these uses as indicated by existing conditions, trends in population and mode of living and future needs for various types of land development and to achieve the purposes of promoting the health, safety and general welfare of the inhabitants of the community, on or about [date], the [Governing Body] of the [City/Village/Town] duly enacted an Ordinance entitled [title of Ordinance] (the “Zoning Ordinance”), which divided the [City/Village/Town] into districts and in these districts regulated and restricted, among other things, [describe the activity being regulated].

5. The location and boundaries of the districts as established by the Zoning Ordinance are shown on a map entitled [title of map], which was and is filed in the office of the Clerk of the [City/Village/Town] and made a part of the Zoning Ordinance.

6. The Zoning Ordinance was entered in the minutes of the [Governing Body] of the [City/Village/Town] on [date] and was thereafter duly published and posted as required by the [General City/Village/Town] Law of the State of New York and has at all the times hereinafter mentioned been