
Ad Hoc Temporary Members Appointed to Zoning Board of Appeals

A LOCAL LAW AMENDING AND SUPERSEDING THE APPLICATION OF
[CITY/VILLAGE/TOWN] LAW SECTION [NO.] TO PERMIT THE APPOINTMENT OF
AD HOC TEMPORARY MEMBERS TO THE ZONING BOARD OF APPEALS OF THE
[CITY/VILLAGE/TOWN] OF [NAME OF CITY/VILLAGE/TOWN]

Be it enacted by the [Governing Body] of the [City/Village/Town] of [name of City/Village/Town] as follows:

Section 1. Authority

This Local Law is enacted pursuant to the authority of chapter 365 of the Laws of 1976 which added a new subparagraph (3) to paragraph d of subdivision 1 of section 10 of the Municipal Home Rule Law authorizing [cities/villages/towns] to adopt a local law which amends or supersedes any provision of the [City/Village/Town] Law in relation to the property, affairs or government of the [City/Village/Town] or in relation to any of the other enumerated subject matters in such section 10, unless there is a state legislative restriction on such amendment or supersession.

Section 2. Purpose

In order to permit the Zoning Board of Appeals to transact business in the event that absence or conflicts of interest preclude a full membership of five (5) members from considering a particular matter, it is deemed advantageous by the [Governing Body] of the [City/Village/Town] of [name of City/Village/Town] to enact a local law superseding said [City/Village/Town] Law section [no.] to provide for the appointment of ad hoc members to the Zoning Board of Appeals.

Section 3.

Section [no.] of the [City/Village/Town] Law is hereby amended and superseded in its application to the [City/Village/Town] of [name of City/Village/Town] by adding a new subparagraph [no.] provided as follows:

The [Governing Body] of the [City/Village/Town] of [name of City/Village/Town] may, in any year it deems necessary, appoint temporary ad hoc members to its Zoning Board of Appeals to serve as provided in this section. The number of temporary members so appointed pursuant to this section in any year shall not exceed three (3). Each temporary member shall be appointed for a one-year term of office. The chairman of the Zoning Board of Appeals shall assign the temporary members as necessary when absence of regular members of the Board or conflicts of interest of regular members of the Board would otherwise prevent five (5) members of the Board from considering any pending matter. No more than two temporary members shall sit in determination on any pending matter. The temporary members shall be designated on a rotating basis in the manner