

Town of Cortlandville
Proposed Local Law No. 1 of 2017

WHEREAS, as the result of construction and development within the Town, there has been a diminution of retail gasoline and related sales locations available to Town residents; and

WHEREAS, it appears that there are limited provisions in the Code of the Town regulating the location of such facilities; and

WHEREAS, the Town Board is desirous of clarifying such regulations and providing additional locations for the operation of Gas Stations in the Town;

NOW THEREFORE BE IT ENACTED as follows:

Chapter 75

Section 1. As used in this Chapter, the term Gas Station shall be defined as:

A building or portion thereof used for the retail sale of fuel including the retail sale of lubricants, supplies and accessories for motor vehicles, but not including painting or body repair.

Section 2.

- A. A permit for a Gas Station shall only be allowed for premises located in Zoning Districts denominated B-1, B-2, and B-3.
- B. No permit for a gas station shall be granted in any Zoning District denominated AG, R-1, R-2, R-3, I-1, I-2 or PUD.
- C. No permit shall be granted, regardless of Zoning District for a location within an Area designated 1A or 1B pursuant to the provisions of the Wellhead Protection provisions of this Code (See Chapter 178, Article 1A).
- D. A permit for the location and operation of a Gas Station shall only be granted upon the issuance of a Conditional Permit by the Planning Board of the Town, as well as an Aquifer Protection Permit by the Town Board.

Section 3.

This Local Law shall be effective upon filing with the Secretary of State as required by law.

Received by Town Board at their meeting on March 1, 2017