

LOCAL LAW NO. 2 OF THE YEAR 1998

To provide a moratorium on all permits for use of land or premises as a trailer court under Article IV & VIII of the Town of Sheldon Zoning Ordinance.

Be it enacted by the Town Board of the Town of Sheldon as follows:

I. Purpose

For the purpose of protecting the health, safety and general welfare of the residents of the Town of Sheldon, and for the purpose of drafting and considering legislation amending the Town of Sheldon Zoning Ordinance Article IV & VIII provisions requiring issuance of a permit prior to use of land or premises as a trailer court, said amendments possibly to include the addition of definitions for the purpose of clarifying the subject of regulation, the development of criteria to assist in determining the basis for permit issuance or denial, and addressing relevant constitutional issues, the Town Board hereby declares and enacts a moratorium on the issuance of all special use permits for trailer courts under Article IV & VIII of the Town of Sheldon Zoning Ordinance, said moratorium to lapse 6 months and 1 day following the filing of this Local law with the Secretary of State, unless repealed or extended by enactment of the Town Board of the Town of Sheldon prior thereto.

II. Severability

If any word, clause, phrase, sentence, paragraph, section, subpart or part of this Local Law shall be judged by a Court of competent jurisdiction to be invalid, said judgment shall not effect the balance of the Local Law. Nothing herein contained shall be deemed to be a waiver of or restriction of the right of the Town of Sheldon under Federal, State, County, or Town Laws, ordinances, rules and regulations or those of any agency having appropriate jurisdiction.

III. Penalties.

Any persons, partnership, corporations, or other entities violating this moratorium shall be guilty of a violation punishable by a fine not to exceed three hundred fifty dollars (\$350.00) or a jail sentence not to exceed six (6) months or both such fine and imprisonment for a first offense, a fine of not less than three hundred fifty dollars (\$350.00) nor more than seven hundred dollars (\$700.00) or a jail sentence not to exceed six (6) months or both such fine and imprisonment for a second offense, and a fine of not less than seven hundred dollars (\$700.00) nor more than one thousand dollars (\$1,000.00) or a jail sentence not to exceed six (6) months or both such fine and imprisonment for a third offense. Each day's violation of this moratorium shall constitute a separate offense.