

RESOLUTION TO SET PUBLIC HEARING ON LOCAL LAW __ OF 2022:
Authorizing the Town to Charge Consulting Fees and Require Escrows

WHEREAS, regulating proposed uses and development of land and construction of improvements is among the most important functions of Town government; and

WHEREAS, expert evaluation of technical and legal issues is essential to accurate and fair land use determinations in the public interest; and

WHEREAS, the Town has authority to require applicants for land use approvals to defray the Town's costs to hire expert consultants; and

WHEREAS, state law and fairness to applicants requires that consultant fees charged to applicants be reasonable and that the charged services be necessary to evaluate the merits and legality of the application; and

WHEREAS, The Town Board wishes to clarify the authority of the Town's land use approval boards and officials to charge applicants to defray such costs, to establish a procedure to require applicants to deposit funds in a separate account to secure funding for such professional services, and to ensure that charges to such accounts be fair and consistent with the law.

THEREFORE BE IT RESOLVED that the Town Board hold a public hearing on proposed Local Law __ of 2022 on June __, 2022 at Town of Hurley Town Hall at ___ pm in the evening; and

BE IT FURTHER RESOLVED that the Town Clerk shall cause a notice of said public hearing to be published in the Town's newspaper of record and in all other outlets as provided by law and resolution of the Town Board.

AYE

NAY

Melinda McKnight, Supervisor

Peter Humphries, Councilmember

Jana Martin, Councilmember

Michael Boms, Councilmember

Gregory Simpson, Councilmember