

Chapter 49

ZONING BOARD OF APPEALS

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[HISTORY: Adopted by the Board of Trustees of the Village of Caledonia as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Flood damage prevention — See Ch. 121.

Zoning — See Ch. 215.

ARTICLE I Alternate Member

[Adopted 11-15-2005 by L.L. No. 6-2005]

§ 49-1. Legislative intent.

New York State Village Law § 7-712(11) authorizes the Board of Trustees to create the position of alternate Zoning Board of Appeals member in cases of conflict of interest, and Municipal Home Rule Law § 10 authorizes the Board of Trustees to create the position of alternate Zoning Board of Appeals member in all other cases. It is intended hereby to establish the position of Alternate Zoning Board of Appeals member.

§ 49-2. Position created.

The position of alternate Zoning Board of Appeals member is hereby created for purposes of substituting for Zoning Board of Appeals members in the event that a Zoning Board of Appeals member is unable to serve because of a conflict of interest or for any other reason.

§ 49-3. Appointment; term.

Such alternate Zoning Board of Appeals members shall be appointed by the Mayor, subject to the approval of the Board of Trustees, for terms established by the Board of Trustees.

§ 49-4. Designation by Zoning Board of Appeals Chairperson.

The Zoning Board of Appeals Chairperson may designate an alternate member to substitute for a Zoning Board of Appeals member when such member is unable to participate due to a conflict of interest or is otherwise unavailable to participate on an application or matter before

the Board, provided that such alternate member has been appointed to the position of alternate member by the Mayor and Board of Trustees pursuant to § 49-3 of this article. When so designated, such alternate member shall have all the powers and responsibilities of such member of the board. Such designation shall be entered into the minutes of the initial Zoning Board of Appeals meeting at which the designation occurred.

§ 49-5. General requirements and qualifications.

All other provisions of law relating to Zoning Board of Appeals member training and continuing education, attendance, conflict of interest, compensation, eligibility, vacancy in office, removal and service on other boards shall also apply to alternate members.