

..TITLE

A legislative Public Hearing Request by the Goldston Town Board to consider amendments to the Goldston Unified Development Ordinance; specifically, sections 8.1.3- Exemptions to Applicability, 8.1.4- Repeal of Existing Watershed Ordinance, 8.1.9- General Definitions and 8.5.1- Watershed Administrator and Duties Thereof.

..ABSTRACT

Action Requested:

A legislative Public Hearing Request by the Goldston Town Board to consider amendments to the Goldston Unified Development Ordinance; specifically, sections 8.1.3- Exemptions to Applicability, 8.1.4- Repeal of Existing Watershed Ordinance, 8.1.9- General Definitions and 8.5.1- Watershed Administrator and Duties Thereof.

Introduction & Background:

The Goldston Unified Development ordinance will need to be updated from time to time to reflect statutory updates and state governing board regulatory revisions. Upon adoption of the UDO, the final language for Chapter 8- Watershed Protection Regulations was sent to Paul Clark with Department of Environmental Quality for certification. The language from this chapter had been sent to Mr. Clark for prior approval during the long process of drafting and approving the UDO. However, statutory language evolves, and Mr. Clark has required some amendments to the ordinance to comply with state statutes and obtain DEQ's approval. These text amendments are not changing how the watershed regulations are enforced and do not change any policies or practices.

Discussion & Analysis:

In section 8.1.3 paragraph D was replaced with three new subsections: E, F, and G; pertaining to non-conforming lots of record, parcels created as part of family subdivisions, and parcels created from exempt subdivisions. Section 8.1.4 is being amended to include the date of the interlocal agreement between the Town and County for the County to provide Watershed Protection services. Section 8.1.9 has two definitions added for non-conforming lot of record and protected areas. The definition for non-conforming lot of record is also in the definitions section of the UDO, but Mr. Clark required it to be in the watershed definition section as well. There was also some new language added to the subdivision definition. The language in section 8.5.1 was changed to update the statutory references from DEQ to Division of Energy, Mineral, and Land Resources.

How does this relate to the Land Use Plan:

These amendments are consistent with the Land Use Plan specifically community goals for Public Health and Welfare and the promotion of development that will have a positive impact on air and water quality.

Recommendation:

Hold the hearing and forward the matter to the Watershed Review Board.