

## *Local Law Filing*

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**Town of LeRay  
Local Law No. 1 of the year 2023**

**A Local Law to Amend Sections 158-6, 158-20, and 158 Attachment 1, Schedule of District Uses of the Code of the Town of LeRay**

**Be it enacted by the Town Board of the Town of LeRay as follows:**

**Section 1. Authority.**

**This Local Law is adopted pursuant to the authority of the Municipal Home Rule Law of New York State, and the Town Law of New York State.**

**Section 2. Amendment to Section 158-6.**

**Section 158-6 of the Code of the Town of LeRay shall be amended by changing the definition of RETAIL, CONVENIENCE to read as follows:**

**RETAIL, CONVENIENCE**

**Small commercial establishments, less than 8,000 square feet in gross building area, catering primarily to residents of nearby areas, providing frequently needed retail goods and personal services, which may include ready-to-order and prepared foods such as but not limited to sandwiches, pizza, and beverages. The sale or dispensing of petroleum-based fuels and lubricants for motor vehicles shall be limited to eight fuel pump dispensers. Convenience retail may include the sale of prefilled propane fuel tanks 40 pounds and smaller yet does not include the refilling of any-sized propane tank. See "motor vehicle truck stop" for uses exceeding eight fuel pump dispensers and "retail, large-product" for the sale of bulk petroleum products.**

**Section 3. Amendment to Section 158-20.**

**Section 158-20(B), Uses Requiring Site Plan Approval of the Code of the Town of LeRay shall be amended by adding the following:**

**Brewery, Winery, and Distillery**

**Section 4. Amendment to Section 158, Attachment 1, Schedule of District Uses.**

**Section 158, Attachment 1, Schedule of Districts Uses shall be amended by adding the following to uses allowed in a Mixed Use District (MU) via Site Plan Approval (SP):**

**Brewery, Winery, or Distillery**

**Section 3. Effective Date.**

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

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.) I hereby certify that the local law annexed hereto, designated as Local Law No. 1 of 2023 of the Town of LeRay was duly passed by the Town Board on January 12, 2023, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_ of 2023 of the (County)(City)(Town/Village)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 2023, and was (approved) (not approved) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_, 2023 in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_ of 2023 of the (County) (City) (Town/Village) (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 2023, and was (approved) (not approved)

\_\_\_\_\_  
(Name of Legislative Body)

(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_, 2023.  
(Elective Chief Executive Officer\*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special)(annual) election held on \_\_\_\_\_, 2023, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.) I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 2023 of the (County) (City) (Town) (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 2023, and

was  
(Name of Legislative Body)

(approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 2023. (Elective Chief Executive Officer \*)

Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 2023, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a Town/Village where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

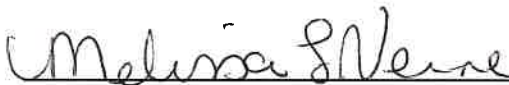
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of \_\_\_\_\_, 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the Town/Village of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.


  
\_\_\_\_\_  
Melissa L. Verne  
Clerk, of the Town of LeRay

\_\_\_\_\_  
(seal)

Date: January 12, 2023

**(Certification to be executed by County Attorney, Corporation Counsel, Town/Village Attorney, Village Attorney or other authorized attorney of locality.)**

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

  
\_\_\_\_\_  
Title James A. Burrows, Attorney  
Town of LeRay  
Date: 1/13/2023

