

**TOWN OF NORTH CASTLE**  
**Local Law No. 8 For The Year 2009**  
**Adopted July 8, 2009**

**A local law to revise Section 213-32 and Section 213-41 of the Town Code so that Site Plan Approvals and Special Use Permit Approvals will not expire if a valid Building Permit exists.**

**Section 1.** Revise Section 213-32 of the Town Code as follows:

§ 213-32 Expiration.

A special permit shall be deemed to authorize only the particular use or uses specified in the permit, and unless other provisions are set forth by the Town Board or Planning Board in connection with their issuance of that permit, shall expire if work is not initiated pursuant thereto within one year, or if said use or uses shall cease for more than one year for any reason or if the building permit obtained for the project has expired or if all such required improvements are not maintained and all conditions and standards complied with throughout the duration of the use.

**Section 2.** Revise Section 213-41 of the Town Code as follows:

§ 213-41 Expiration.

A site development plan approval shall be deemed to authorize only the particular use or uses shown on the approved site plan and shall expire if work is not initiated in accordance therewith within one year, or if the uses for which site development plan approval was granted ceases for more than one year from the date of the issuance of the certificate of occupancy, or if the building permit obtained for the project has expired, or if all such required improvements are not maintained and all conditions and standards complied with throughout the duration of the use.

**Section 3.** Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of North Castle, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

**Section 4.** Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

**Section 5.** Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.

Dated: July 8, 2009