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(Use this form to file a local law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

TOWN OF POUND RIDGE

LOCAL LAW NO. 1 OF THE YEAR 2014

Local Law amending Chapter 89 of the code of the Town of Pound Ridge regarding the Protection of Steep Slopes in the Town of Pound Ridge.

BE IT ENACTED by the Town Board of the Town of Pound Ridge, as follows:

§89-7G. Burden of proof.

(3) Notwithstanding § 89-4C(2) above, the Planning Board may waive the prohibition to create or disturb any steep slope above 35%, but only with respect to ingress and egress over the property's road frontage. In this case, the applicant shall have the additional burden of demonstrating that the applicant's circumstances are compelling and exceptional, including, at a minimum, an analysis of the relative environmental impacts of ingress and egress alternatives and demonstration by the applicant that:

- [a] no reasonable use of the entire site, lot or parcel is possible without disturbance to a steep slope having a grade of over 35%; and/or
- [b] a traffic hazard relative to sight distance(s) would result without disturbance to a steep slope having a grade of over 35%; and/or
- [c] the adverse environmental impacts of the disturbance to a steep slope having a grade of over 35% can be mitigated to the extent acceptable to the Planning Board in consultation with the Conservation Board, and clearly outweigh the impacts of other alternatives.

In addition, the Planning Board may permit utilities to be installed on steep slopes over 35%, if in doing so adverse environmental impacts can be mitigated to the extent acceptable to the approval authority.

**Effective date.**

This shall take effect immediately upon filing with the Secretary of State of the State of New York.