

Local Law Filing

(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.

County
City
of Walden
Town
Village

Local Law No. 6 of the year 2014

A local law Amending Chapter 305 of the Code of the Village of Walden entitled "Zoning."
(Insert Title)

Be it enacted by the Village Board
(Name of Legislative Body)

of the
County
City
of Walden as follows:
Town
Village

Section 1. **Legislative Intent.** The local law is intended to amend Chapter 305 of the Village of Walden for the purpose of amending the Use Tables in the B-1 Zoning District to allow properties in the B-1 Zoning District to be used as a health club as that term is defined hereinafter. The Village Board finds that the adoption to this amendment to the zoning ordinance will serve to provide needed facilities to accommodate the greater Walden community to provide needed exercise facilities. Presently, this type of use is not permitted anywhere in the Village of Walden and, accordingly, the Village Board finds that it is the overall public interest to provide such a facility as will be allowed by this amendment to provide this much needed service.

Additionally, this amendment is consistent with and in furtherance of the Town Comprehensive Plan duly adopted by the Village of Walden in 2012 which plan specifically notes that the B-1 zoning district encompasses the *Thruway Shopping Center* property solely and applies to that property only. The uses currently permitted as of right in the B-1 zone include uses such as "personal service shops" which uses are consistent with the "Health Club" is that is proposed by this amendment.

Section 2. Chapter 305, Section 305-3, shall be amended by adding the following definition:

HEALTH CLUB

A commercial recreation membership facility designed and used for body conditioning including activities such as aerobic and related class exercises, weight lifting, stationary bicycles, treadmills, elliptical machines and other similar equipment together with sauna, steam room, showers and locker facilities.

Section 3. Section 305, Attachment 2, shall be amended by adding the following to the table of permitted uses: as follows:

Use Classification	B-1	B-2	B-3	B-4	OL1	I-2	MX
	Neighborhood Business	Village Business	Central Business	Service Commercial	Office Light Industry	Village Industrial	Mixed Use
D. Business Uses							
34. Health Club	P						

Section 3. This local law is enacted pursuant to the authority of the Municipal Home Rule Law and General Municipal Law §103(1).

Section 4. SEQRA

4.1 This local law is an unlisted action pursuant to the implementing regulations of the *Environmental Conservation Law* as set forth at *6 NYCRR 617 et.seq.* There are no other involved agencies, coordinated review is not required and Board of Trustees shall act as Lead Agency in connection with this local law.

Section 5. Severability

5.1 The invalidity or unenforceability of any particular provision of this local law shall not affect the validity or enforceability of other provisions of this local law, which such provisions shall continue to be both enforceable and valid.

Section 6. Effective Date

6.1 This local law shall take effect upon the filing of certified copies thereof with the Office of the Secretary of State in accordance with the Municipal Home Rule Law.