

## ***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**        **Goshen**  
**Town**  
**Village**

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

**A local law**    amending Village Code Sections 2-163(2) and (3) to the extent of deleting the references to the professional escrow fees established therein and making those fees a part of the Village Fee Schedule

*(Insert Title)*

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

**of the**  
**County**  
**City**  
**of**        **Goshen** as follows:  
**Town**  
**Village**

### **Section 1.    Title**

1.1    A Local Law amending Village Code Sections 2-163(2) and (3) to the extent of deleting the references to the professional escrow fees established therein and making those fees a part of the Village Fee Schedule.

### **Section 2.    Purpose and Intent**

2.1    The purpose and intent of this Local Law is to increase administrative efficiency and lower Village expense. To accomplish this objective, the Village determines it to be in overall public interest to amend Sections 2-163(2) and (3) of the Village Code which established the professional consultant escrow fees and make those fees a part of the Village Fee Schedule. This schedule may be changed by Resolution from time-to-time as deemed appropriate by the Village Board without the expense incurred by conducting public hearings which require the publication of associated legal notices and without the expense necessary to print updates to the Village Code.

**Section 3. Amendment to Village Code Section 2-163(2)**

3.1 Village Code Section 2-163(2) is repealed in its entirety and replaced with the following:

(2) an initial escrow amount to cover the costs of obtaining and securing professional consultations, hearing notices and other services as deemed appropriate by the Board and as necessary to insure proper review of proposals before the Board shall be established in the Village Fee Schedule which may be amended from time-to-time by Resolution of the Village Board.

**Section 4. Amendment to Village Code Section 2-163(3)**

4.1 Village Code Section 2-163(3) is repealed in its entirety and replaced with the following:

(3) Escrow accounts:

Professional escrow fees as set forth in the Village Fee Schedule shall be paid in full at the time of the submittal of the application to the Village. Replenishment of escrow account shall be accomplished in accordance with the Village Fee Schedule. At no time shall the planning board entertain or approve an application that does not have a positive escrow balance. Failure to have a minimum escrow balance as established by the Village Fee Schedule shall result in an application being removed from the planning board agenda and said application shall not be heard by the planning unless and until the professional escrow fees are replenished as required by the Village Fee Schedule.

**Section 5. Severability**

5.1 If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**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.