

**TOWN OF GALLATIN  
LOCAL LAW NO. 1 OF 2015**

**BE IT ENACTED** by the Town Board of the Town of Gallatin as follows:

**SECTION I. TITLE.**

This local law shall be entitled “A Local Law to Amend Local Law No. 1 of 2013 Which Established an FCID on a 6.137 Parcel of Land on West Pond Lily Road.”

**SECTION II. LEGISLATIVE PURPOSE.**

A. The Town Board, by Local Law No. 1 of 2013, created an FCID on a 6.137 acre parcel of land on West Pond Lily Road which, in relevant part, allowed the property to be utilized as a venue for weddings, corporate retreats, and other single purpose gatherings, and the use of an existing barn on the property in conjunction with said use (hereinafter, collectively referred to as the “event barn use.”)

B. The Local Law, in Section IV(12), as part of the Bulk Requirements, Performance Standards and Special Conditions, prohibited the outside amplification of voice, music and/or instruments.

C. The property owner has requested an amendment to the FCID that would permit amplification of music under certain conditions, and the request for the amendment has been referred to the Planning Board for its review and comment, and the Planning Board has recommended adoption of the requested amendment to the Local Law. The Town Board members have determined that the requested amendment to the FCID would not result in any detriment or harm to the general public, and would enable the property owner to fully utilize the premises for the intended use.

**SECTION III. AMENDMENTS TO EXISTING ZONING LAW.**

Local Law No. 1 of 2013 is hereby amended as follows:

A. Section IV(12) of Local Law No. 1 of 2013 is hereby deleted in its entirety and a new Section IV(12) is hereby adopted which reads as follows:

“Amplified voice, music or instruments shall be permitted if the amplification equipment is located within the Event Barn. The use outdoors of amplification equipment for voice music and/or instruments is prohibited unless the voice, music and/or instrument amplifications are between 10:00 a.m. and 9:00 p.m. and only if the outdoor amplification is inaudible at any residential dwelling not owned or controlled by the owner of the FCID parcel(s).”

**SECTION IV. SEVERABILITY.**

If any part or provision of this Local Law, or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved and the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Town of Gallatin hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provisions been apparent.

**SECTION V. REPEAL.**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby superseded.

**SECTION VI. EFFECTIVE DATE.**

This local law shall take effective immediately upon its filing in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.