

RESOLUTION 23 of 2021

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AMENDING SPECIFIED SUBSECTIONS OF SECTION 405 OF THE CITY CODE OF THE CITY OF KINGSTON

Sponsored By: Laws & Rules Committee: Alderman: Ventura
Morell, O'Reilly, Scott-Childress, Tallerman,
Worthington

WHEREAS, a request has been made to amend specified subsections of Section 405 of the City Code of the City of Kingston; and

WHEREAS, said amendment to the City Code of the City of Kingston is an unlisted action under SEQRA and no further environmental review is required; and

WHEREAS, accepting the comments of the Ulster County Planning Board, the Kingston Planning Board and the Historic Landmarks Preservation Board and noting that no specific objections were raised; and

WHEREAS, overriding the objections of the City of Kingston Planning Board with regard to granting the Planning Board the authority to waive the affordable housing requirements; and

WHEREAS, overriding the objections of the County of Ulster Planning Board with regard to the manner in which eligibility and affordability will be calculated under this law; and

WHEREAS, accepting the recommendations of the County Planning Board that the Common Council of the City of Kingston will continue to study, review and monitor issues related to eligibility and affordability after the adoption of this legislation.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby amends Section 405 as follows and as set forth in the annexed writing:

Amending Section 405-3 "Definitions" as annexed

Renumber current paragraph 405-5 into 405 (A)

Adopt new 405-8 "Affordable Housing" as annexed

Replace current Section 405-27.1 "Mixed Use Overlay District" as annexed

SECTION 2. The Common Council of the City of Kingston overrides the objections of the City of Kingston Planning Board with regard to granting the Planning Board the authority to waive the affordable housing requirements.

SECTION 3. The Common Council of the City of Kingston overrides the objections of the Ulster County Planning Board with regard to the manner in which eligibility and affordability will be calculated under this law.

SECTION 4. The Common Council of the City of Kingston accepts the comments of the Ulster County Planning Board, the City of Kingston Planning Board and the Historic Landmarks Preservation Board and notes that no specific objections were raised.

SECTION 5. The Common Council of the City of Kingston finds that the amendments to the City Code of the City of Kingston are unlisted actions under SEQRA and that no further environmental review is required.

SECTION 6. The Common Council of the City of Kingston accepts the recommendations of the County Planning Board that the Common Council of the City of Kingston will continue to study, review and monitor issues related to eligibility and affordability after the adoption of this legislation.

SECTION 7. This resolution shall take effect immediately.

Submitted to the Mayor this 3rd day of

February, 2021

Elisa Tinti

Elisa Tinti, City Clerk

Approved by the Mayor this 3rd day of

February, 2021

Steven T. Noble

Steven T. Noble, Mayor

Adopted by Council on February 2, 2021