

§ 230-58. Review of application.

[Amended 5-7-1990 by L.L. No. 2-1990; 1-31-2005 by L.L. No. 1-2005]

Every application for a special permit shall be filed with the Village Clerk. Fourteen copies of the application and supporting documentation shall be filed. Prior to decision by the Village Board of Trustees, the application shall be reviewed by the Planning Board, which shall submit its recommendations to the Village Board of Trustees. In reviewing such application, the Planning Board shall take into consideration the public health, safety and welfare and the comfort and convenience of the public in general and of the residents of the immediate neighborhood in particular. The Planning Board may also recommend the adoption of such terms and conditions to the special permit as it deems appropriate to achievement of the foregoing objectives and the following goals:

- A. The accessibility of all proposed structures to fire and police protection.
- B. The compatibility of the location, size and character of the proposed use with the orderly development of the zoning district in which it is located and with that of adjacent properties in conformity with the zoning district applicable to such properties.
- C. The safety, convenience and congruity with the normal traffic of the neighborhood and of the pedestrian and vehicular traffic generated by the proposed use, taking into particular account the location and size of such use, the nature and intensity of operations involved in or conducted in connection therewith, its site layout and its relation to access streets.
- D. The compatibility of the location and height of buildings, the location, nature and height of walls and fences and the nature and extent of landscaping on the site with adjacent land and buildings and their appropriate development.
- E. The preservation of ecological or environmental assets of the site or adjacent lands.

§ 230-59. Report from Planning Board.

The Planning Board shall within 30 days, or such longer period as may be agreed to, in writing, by the Planning Board and the applicant, of its receipt of such application in proper form, make its report to the Board of Trustees, together with its findings on the objectives set forth above. The report of the Planning Board may also contain recommendations of conditions or other relevant findings appropriate to the application. The Board of Trustees shall neither hold a public hearing nor make a decision on the application until it has received the report of the Planning Board or until the expiration of a term of 30 days, or such longer period as may be agreed to, in writing, by the Planning Board and the applicant, from the date of the Planning Board's receipt of the application, whichever event shall first occur.