TABLE OF CONTENTS

SECTION 1 - ENACTMENT AND ESTABLISHMENT OF PLANNING DISTRICTS

1.1 ENACTMENT 1

1.2 TITLE 1

1.3 PURPOSE 1

1.4 APPLICABILITY 2

1.5 RELATIONSHIP TO OTHER JURISDICTIONS 2

1.6 SEVERABLITY 2

1.7 PLANNING DISTRICTS 2

- **1.7.1 Objectives**
- **1.7.2 Planning Districts Established**
- **1.7.3 Interpretation of Boundaries**
- **1.7.4 Application of Planning Districts**
- **1.7.5 Classification of Uses**

SECTION 2 - BASE DISTRICTS / STANDARDS

2.1 RURAL COUNTRYSIDE DISTRICT 5

2.2 NORTH LAKE RESIDENTIAL DISTRICT 7

2.3 SOUTH LAKE RESIDENTIAL DISTRICT 9

2.4 TOWN RESIDENTIAL DISTRICT 11

2.5 VILLAGE RESIDENTIAL DISTRICT 14

2.6 VILLAGE CENTER DISTRICT 18

2.7 GATEWAY CORRIDOR DISTRICT 21

2.8 OLD MILITARY CORRIDOR DISTRICT 24

SECTION 3 - OVERLAY DISTRICTS / STANDARDS

3.1 OBJECTIVES 28

3.2 TYPES OF OVERLAY DISTRICTS 28

3.3 REVIEW REQUIRED 28

3.4 VIEWSHED OVERLAY DISTRICT 29

- **3.4.1 Requirements for Development in Areas Designated as View Corridors**
- **3.4.2 Requirements for Development in Areas of Visual Sensitivity**

3.5 HISTORIC RESOURCE OVERLAY DISTRICT 31

- **3.5.1 Guidelines for All Historic Structures**
- **3.5.2 Supplementary Guidelines**
- **3.5.3 Demolition of Historic Structures**

3.6 SHORELAND OVERLAY DISTRICT 36

- **3.6.1 Objectives**
- **3.6.2 Vegetative Cutting Restrictions Along Shorelines**
- **3.6.3 Lawns**
- **3.6.4 Development Standards**
- **3.6.5 Additional Submissions for the Review Process**
- **3.6.6 Additional Requirements for Subdivisions**

SECTION 4 - GENERAL STANDARDS APPLICABLE TO ALL DEVELOPMENT ACTIVITIES

4.1 OBJECTIVES AND APPLICABILITY 42

4.2 GENERAL STANDARDS 42

- **4.2.1 Health and Safety**
- **4.2.2 Non-Conformities**
- **4.2.3 Conversions and Changes of Use**
- **4.2.4 Accessory Structures**

4.3 SITE IMPROVEMENTS 46

- **4.3.1 Access and Frontage**
- **4.3.2 Lot and Yard Requirements**
- **4.3.4 Lighting**
- **4.3.5 Parking and Vehicle Storage**

4.4 RESOURCE PROTECTION 49

4.4.1 Permit Required
4.4.2 Protection of Slopes
4.4.3 Protection of Navigable Streams and Rivers
4.4.4 Protection of Wetlands
4.4.5 Protection of Flood Hazard Areas
4.4.6 Protection of Forest Resources

4.5 STORMWATER MANAGEMENT 52

4.5.1 Concerns and Objectives
4.5.2 Applicability
4.5.3 Exempt Activities
4.5.4 Prohibitions
4.5.5 Project Classification
4.5.6 Preferred Stormwater Management Methods
4.5.7 Design Requirements for Both Major and Minor Projects
4.5.8 Additional Requirements for Minor Projects
4.5.9 Additional Requirements for Major Projects
4.5.10 Maintenance of Stormwater Control Facilities
4.5.11 Permit Application Review Procedures

4.6 BUILDING AND SAFETY REGULATIONS 65

4.6.1 Objectives
4.6.2 Applicability
4.6.3 Maintenance of Existing Structures and Installations
4.6.4 Health, Safety and Welfare Considerations
4.6.5 Unsafe and Substandard Structures
4.6.6 Solid Waste Disposal
4.6.7 Construction Requirements
4.6.8 Water Supply
4.6.9 Sewage Disposal

SECTION 5 - REGULATIONS THAT APPLY TO DEVELOPMENT ACTIVITIES REQUIRING REVIEW BOARD APPROVAL

5.1 OBJECTIVES AND APPLICABILITY 72

5.2 LANDSCAPE DESIGN 73

5.2.1 Objectives
5.2.2 General Considerations
5.2.3 Preservation of Existing Vegetation
5.2.4 Landscaping
5.2.5 Required Maintenance

5.3 SITE IMPROVEMENTS 78

5.3.1 Parking Requirements
5.3.2 Loading Areas
5.3.3 Altering Parking and Loading Areas
5.3.4 Lighting
5.3.5 Fencing, Retaining Walls, and Sidewalks
5.3.6 Plazas and Courtyards
5.3.7 Screening of Service Areas / Mechanical Equipment

5.4 ARCHITECTURAL GUIDELINES AND REQUIREMENTS 84

5.4.1 Objectives and Applicability
5.4.2 Guidelines Applicable in All Districts
5.4.3 Guidelines Applicable in Gateway Corridor and Old Military Corridor Districts
5.4.4 Guidelines Applicable to the Village Center District
5.4.5 Guidelines Applicable to the Lake Side of Main Street

5.5 ADDITIONAL REQUIREMENTS FOR PARTICULAR USES 90

5.5.1 Automobile / Boat Repair and Restoration
5.5.2 Cemeteries
5.5.3 Commercial Excavation
5.5.4 Fuel Sales and Service
5.5.5 Hotels and Motels, Eating and Drinking Establishments, Commercial, Recreational, and Tourist Facilities
5.5.6 Home Occupations
5.5.7 Marinas / Boat and Slip Rental Facilities
5.5.8 Places of Worship
5.5.9 Retail and Grouped Retail Businesses
5.5.10 Satellite Dishes and Antennae
5.5.11 Vehicle Fuel Sales

5.6 PROVISIONS FOR INCOME BASED HOUSING 98

5.6.1 Objectives and Definitions
5.6.2 Mandatory Inclusion of Income Based Housing
5.6.3 General Requirements
5.6.4 Applications for Projects with Dedicated Income Based Housing

SECTION 6 - SIGN GUIDELINES AND REGULATIONS

6.1 OBJECTIVES 102

6.2 APPLICABILITY 102

6.3 SIGNS THAT DO NOT REQUIRE REVIEW 102

- **6.3.1 Exempt Signs**
- **6.3.2 Prohibited Signs**
- **6.3.3 Existing Non-Conforming Signs**
- **6.3.4 Temporary Signs**

6.4 SIGNS THAT REQUIRE REVIEW 106

- **6.4.1 Review Required**
- **6.4.2 Location and Visibility**
- **6.4.3 Construction**
- **6.4.4 Lighting**
- **6.4.5 Maintenance**
- **6.4.6 Sign Area Calculation**

6.5 REQUIREMENTS BY SIGN TYPE 109

- **6.5.1 Freestanding Signs**
- **6.5.2 Projecting Signs**
- **6.5.3 Wall Signs**
- **6.5.4 Window Signs**
- **6.5.5 Awning Signs**
- **6.5.6 Three-Dimensional and Representative Signs**
- **6.5.7 Off-Premise Signs**
- **6.5.8 Franchise Signs**
- **6.5.9 Home Occupation Signs**
- **6.5.10 Subdivision Identification Signs**

6.6 REQUIREMENTS BY DISTRICT 112

- **6.6.1 Village Center District**
- **6.6.2 Gateway Corridor / Old Military Corridor / Rural Countryside Districts**
- **6.6.3 Multi-Tenant Property Signs**

6.7 DESIGN GUIDELINES 114

- **6.7.1 Applicability**
- **6.7.2 Architecture and Location**
- **6.7.3 Sign Design, Color and Legibility**
- **6.7.4 Advertising / Franchise Graphics**

6.8 PERMIT PROCESS 117

- **6.8.1 Applicability**
- **6.8.2 Permit Application**
- **6.8.3 Master Sign Permits**

SECTION 7 - LAND SUBDIVISION AND DEVELOPMENT

7.1 SUBDIVISIONS 120

7.1.1 Objectives
7.1.2 Applicability
7.1.3 Application Process
7.1.4 Design Considerations and Requirements
7.1.5 Administration and Enforcement

7.2 DESIGN ALTERNATIVES FOR RESIDENTIAL SUBDIVISIONS 141

7.2.1 Objectives
7.2.2 Lot Averaging
7.2.3 Conservation Design

7.3 PLANNED DEVELOPMENT 144

SECTION 8 - REVIEW PROCESS

8.1 PERMIT PROCESS 146

8.1.1 Objective
8.1.2 Applicability
8.1.3 Application Process
8.1.4 Actions of the Enforcement Officer
8.1.5 Duration of Validity
8.1.6 Certificates of Compliance and Occupancy and Operating Permits

8.2 REVIEW BOARD PROCESS 151

8.2.1 Applicability
8.2.2 Sketch Plan Phase
8.2.3 Preliminary Plan Phase
8.2.4 Final Plan Phase
8.2.5 Notice of Determination
8.2.6 Duration of Approval
8.2.7 As-Built Drawings
8.2.8 Review Considerations

8.3 APPEALS PROCESS 161

8.3.1 Applicability
8.3.2 Standards for Granting Variances
8.3.3 Procedure

SECTION 9 - ADMINISTRATION AND ENFORCEMENT

9.1 REVIEW BOARD 167

9.2 BOARD OF APPEALS 167

9.3 PROCEDURES 168

9.3.1 General Board Procedures
9.3.2 Public Hearings
9.3.3 Referral to County Planning Board

9.4 POWERS OF LEGISLATIVE BODIES 169

9.5 ENFORCEMENT 170

9.5.1 Duties of Enforcement Officer
9.5.2 Procedures for Enforcement

SECTION 10 - DEFINITIONS

10.1 INTERPRETATION 172

10.2 DEFINITIONS 172

*Section 11-Short-Term Rental Registration Required

Part 1..... 179

Part 2..... 180

11.1 Purpose..... 180

11.2 Short-Term Rental Regulations..... 180

11.3 Appeals Process Applicable to Section 11..... 189

11.3.1 STR Appeals Board

11.3.2 STR Appeals Board General Procedures

11.4 Required Off-Street Parking..... 190

11.5 Penalties for Offenses..... 191

11.6 Miscellaneous..... 191

APPENDICES

Appendix 1 - Native Plants for the Adirondack Park
Appendix 2- Stormwater Definitions
Appendix 3- Stormwater Design Standards for Professionals
Appendix 4- Sample Stormwater Agreement
Appendix 5- SEQR Guidelines
Appendix 6- Common Sense
Appendix 7- Reserved for Fee Schedule

MAPS

PLANNING DISTRICTS - TOWN OF NORTH ELBA
PLANNING DISTRICTS - VILLAGE VICINITY
PLANNING DISTRICTS - RAY BROOK VICINITY
SHORELAND OVERLAY DISTRICT
VIEWSHED OVERLAY DISTRICT
HISTORIC RESOURCE OVERLAY DISTRICT