Rockland County

Ed Day, Rockland County Executive

DEPARTMENT OF PLANNING
Dr. Robert L. Yeager Health Center
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Douglas J. Schuetz
Acting Commissioner

Arlene R. Miller
Deputy Commissioner

March 9, 2017

Wesley Hills Village Board
432 Route 306
Wesley Hills, NY 10952

Tax Data:

Re: GENERAL MUNICIPAL LAW REVIEW: Section 239 L and M
Map Date: **Date Review Received:** 2/2/2017

Item: ***VILLAGE OF WESLEY HILLS/FILMING (Whi-147)***

Local Law creating a new chapter in the Village Code related to filming.

Throughout the Village of Wesley Hills

Reason for Referral:

State and County roads and parks, Mahwah River, Willow Tree Brook, Rockland County Sewer District #1 Pumping Station, and adjacent municipalities

The County of Rockland Department of Planning has reviewed the above item. Acting under the terms of the above GML powers and those vested by the County of Rockland Charter, I, the Commissioner of Planning, hereby:

***Recommend the following modifications**

1 All filming permits for sites on or near a state road must be reviewed by the New York State Department of Transportation, and any required permits obtained.

2 All filming permits for sites on or near a county road must be reviewed by the Rockland County Highway Department, and any required permits obtained.

3 The adjacent municipalities of Ramapo, Pomona, Montebello and New Hempstead must be informed of any filming permits issued for sites in close proximity to their municipal boundaries.

4 All filming permits for sites near a state park must be reviewed by the Palisades Interstate Park Commission, and any concerns satisfactorily addressed.

5 All filming permits for sites near a county park must be reviewed by the Rockland County Division of Environmental Resources, and any concerns satisfactorily addressed.

VILLAGE OF WESLEY HILLS/FILMING (Whi-147)

Douglas J. Schuetz
Acting Commissioner of Planning

cc: Mayor Marshall Katz, Wesley Hills
Rockland County Sewer District #1
Palisades Interstate Park Commission
Rockland County Department of Highways
Rockland County Division of Environmental Resources
Rockland County Drainage Agency
New York State Department of Transportation

Ramapo, Pomona, Montebello, New Hempstead

Camille Guido-Downey, Village Clerk

**NYS General Municipal Law Section 239 requires a vote of a 'majority plus one' of your agency to act contrary to the above findings.*

The review undertaken by the Rockland County Planning Department is pursuant to, and follows the mandates of Article 12-B of the New York General Municipal Law. Under Article 12-B the County of Rockland does not render opinions, nor does it make determinations, whether the item reviewed implicates the Religious Land Use and Institutionalized Persons Act. The Rockland County Planning Department defers to the municipality forwarding the item reviewed to render such opinions and make such determinations if appropriate under the circumstances.

In this respect, municipalities are advised that under the Religious Land Use and Institutionalized Persons Act, the preemptive force of any provision of the Act may be avoided (1) by changing a policy or practice that may result in a substantial burden on religious exercise, (2) by retaining a policy or practice and exempting the substantially burdened religious exercise, (3) by providing exemptions from a policy or practice for applications that substantially burden religious exercise, or (4) by any other means that eliminates the substantial burden.

Proponents of projects are advised to apply for variances, special permits or exceptions, hardship approval or other relief.

Pursuant to New York State General Municipal Law §239-m(6), the referring body shall file a report of final action it has taken with the Rockland County Department of Planning within thirty (30) days after final action. A referring body which acts contrary to a recommendation of modification or disapproval of a proposed action shall set forth the reasons for the contrary action in such report.