


TOWN OF CLARKSTOWN  
OFFICE OF THE TOWN ATTORNEY  
INTER OFFICE-MEMORANDUM

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**TO:** George Hoehmann, Supervisor  
Town Board Members

**FROM:** Lino J. Sciarretta, Town Attorney 

**RE:** Proposed Local Law - Amending Chapter 290 (Zoning)  
Re Electric Vehicle Charging Stations

**DATE:** July 7, 2017

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Enclosed, for your information, is a copy of the proposed local law referred to above.

The purpose of this proposed local law is to amend Section 290 of the Town Code to permit electric vehicle charging stations as accessory uses to all non-residential uses and standardize their required parking stall size.

LJS/pm  
Encl.

cc: Town Clerk ✓

TOWN OF CLARKSTOWN

LOCAL LAW NO. - 2017

Be it enacted by the Town Board of the Town of Clarkstown as follows:

**Section 1. Title.**

A Local Law amending Chapter 290 (Zoning) of the Clarkstown Town Code with respect to Electric Vehicle Charging Stations.

**Section 2. Legislative intent.**

The purpose of this Local Law is to amend Chapter 290 of the Town Code to permit electric vehicle charging stations as an accessory use to all non-residential uses and to standardize their required parking stall size.

**Section 3. Amendment to Move Electric Vehicle Charging Stations Section of Town Code.**

Remove Section 290-7.6J – Electric Vehicle Charging Stations and insert into a new section, 290-22C – Electric Vehicle Charging Stations, and renumber accordingly.

Retitle Section 290-7.6J – Reserved.

**Section 4. Amendment to Permit Electric Vehicle Charging Stations as Accessory Uses in all Non-Residential Zones.**

Modify the new Section 290-22C(2)(a) to read as follows:

Level 1 and Level 2 electric vehicle charging station(s) shall be permitted in the CO, COS, CS, H1, H2, H3, H4, HC, LIO, LO, LS, M, MRS, NS, PED, PO and RS zoning districts to serve commercial and public vehicles. Level 1 and Level 2 charging stations may be located adjacent to public parking stalls, following the guidelines included in this section.

Modify the new Section 290-22C(2)(b) to read as follows:

Electric vehicle charging station(s) with a Level 3 or greater charging level shall be permitted in the CO district for commercial vehicles only. Level 3 charging equipment must be installed in a parking lot at a commercial or municipal destination, or located in a vehicle service station.

Add two new sub-sections, Section 290-7.3J(2)(g) – Hamlet Commercial District and Section 290-7.5I(13) – New City Hamlet Zoning to read as follows:

Level 1 and Level 2 electric vehicle charging stations are permitted pursuant to Section 290-22C.

**Section 5. Amendment to Standardize Parking Stall Size for Electric Vehicle Charging Stations.**

Add the following to the new Section 290-22C(3)(b):

Notwithstanding any other parking requirements within the Town Code, the minimum stall size for electric vehicle charging station spaces shall be 9 feet by 18 feet.

Modify Section 290-24D to read as follows:

Size of spaces. Except for within CS, RS, H1, H2, H3, H4 and MRS Districts, and electric vehicle charging station parking stalls pursuant to Section 290-22C, 300 square feet shall be considered one parking space, including standing area and aisles for maneuvering. Entrance and exit roadways shall not be computed as parking space, except for single-family and two-family residences as in Subsection B, and shall be provided in addition to required parking space. In CS, RS and MRS Districts, the size of the parking spaces, their layout and provisions for standing areas, aisles for maneuvering, entrances and exit roadways shall be as shown on the site plan.

**Section 6. Referencing.**

All references to Section 290-7.6J shall be amended to now refer to Section 290-22C.

**Section 7. When effective.**

This local law shall become effective immediately upon filing with the Secretary of State.