

Proposed Local Law K – 2018

Amend Ch. 240, Art. I, 240-1 “Zoning”, “Definitions”, ”Structure”

Section 1. Amending Chapter 240, “Zoning”, Article I, §240-1 “Definitions” to add the following underlined, italicized portion:

STRUCTURE

Anything constructed or erected, the use of which requires location on the ground or attachment to something having location on the ground. Structures shall include, but not be limited to, accessory buildings, buildings, decks, patios and terraces greater than 18 inches above grade, swimming pools, air-conditioning equipment, tennis courts, outdoor playsets and similar objects. Structures shall not include basketball poles, decorative lampposts, mailboxes, flagpoles less than six inches in diameter *and flat patios, however, flat patios must conform to the setback requirements of the zone in which they are located.*

Section 2. Exercise of supersession authority. The Village hereby exercises the power of supersession granted to it pursuant to Municipal Home Rule Law 10(1)(ii)(e)(3) with respect to the within local law and hereby supersedes Village Law section 7-706(2) to the extent it requires notice for publication other than has been, or will be, provided as to the within local law.

Section 3. Effective Date. This law shall take effect immediately.