

LOCAL LAW NO. 9 OF 2023

A local law amending Town Code Chapter 165 Zoning

I. Section 165-6 of Article III, Chapter 165 of the Town Code, entitled “Interpretation of District Boundaries”, is hereby amended and restated as follows:

§165-6 Interpretation of District Boundaries.

A. An interpretation as to district boundaries on the Zoning Map shall apply the following rules:

- (1) Where district boundaries are indicated as approximately following the center line or right-of-way line of streets, alleys, highways, railroads or streams, such lines shall be construed to be such district boundaries.
- (2) Where district boundaries are indicated as approximately following lot lines, such lot lines shall be construed to be the boundaries.
- (3) If a lot or parcel is divided by a zoning district boundary, each portion of the lot or parcel so divided shall be subject to the zoning regulations for the district in which it is located.
- (4) Whenever a street, alley or public way is abandoned as authorized by law, the zoning adjoining each side of such street, alley or public way shall be extended to the center of the former right-of-way, and the area included in the abandonment shall be subject to all regulations of the extended district.

B. In the event that none of the above rules is applicable, the location of such boundary, unless indicated by dimensions on the map, shall be determined by the Town Board upon recommendation of the Planning Board.

II. Section 165-10(D) of Article IV, Chapter 165 of the Town Code, entitled “Supplementary Regulations”, shall be Deleted in its entirety and the remaining paragraphs in this Section shall be renumbered.

III. Section 165-10(R)(1) of Article IV, Chapter 165 of the Town Code, entitled “Supplementary Regulations”, is hereby amended and restated as follows:

§165-10(R)(1). No excavation or grading shall be permitted except for the installation of driveways or minor operations designed to change existing land contours by not more than two feet except by special permit.