

**A LOCAL LAW AMENDING CERTAIN SECTIONS
OF THE TOWN OF KINGSBURY ZONING LOCAL LAW CONTAINED IN
CHAPTER 280 OF THE CODE OF THE TOWN OF KINGSBURY**

Local Law No. 1 of ~~2023~~ 2024

Be it enacted by the Town of Kingsbury as follows:

Section 1. Short Title and Applicability.

This Local Law shall apply to certain provisions of the Zoning Local Law of the Town of Kingsbury contained in Chapter 280 of the Code of the Town of Kingsbury.

Section 2. Declaration of Policy.

The Town Board of the Town of Kingsbury has reviewed the regulations contained in the Zoning Local Law of the Town of Kingsbury contained in Chapter 280 of the Code of the Town of Kingsbury, specifically as it relates to the permitted uses for the Park Industrial / Commercial District (PIC-75) found in section 280-25. In this regard the Town Board has consulted with the Planning Board, Zoning Board of Appeals, and the Zoning Administrator. Additionally, the Town Board consulted with and received requests for the amendments contained herein from the Warren Washington Industrial Development Agency and other property owners located within the PIC-75 zoning District. After due deliberation, the Town Board believes that certain amendments and updates to the zoning regulations contained in said Chapter 280 of the Code of the Town of Kingsbury are reasonable and necessary. The recommended amendments shall therefore be enacted and authorized pursuant to the provisions of this Local Law.

Section 3. Amendments.

- A. The Definitions, as contained in section 280-7 shall amended to include the following definition:**

WATER RECREATION AND STORAGE – The intentional placement of boat(s) or vessel(s); travel trailer(s), motor home(s) and/or RV(s); construction equipment and trailers; and related equipment and vehicles.

- B. The authorized uses provided for in section 280-25 (D) shall be amended to include the following permitted use:**

- (18) Water Recreation and Storage, subject to the following conditions:
- a. All boat, vessels, vehicles, or equipment shall be located on a trailer;
 - b. All boats, vessels, vehicles, or equipment shall be properly titled, and/or registered as applicable;
 - c. All boats, vessels, vehicles, or equipment may be stored outside of an enclosed building for a limited duration not to exceed nine (9) months;
 - d. All storage shall be properly screened from abutting properties and

adjacent streets by an obscuring fence, wall, hedge, or landscaping wherever possible; and

e. Storage within an enclosed or partially enclosed building shall also be included in this definition; and

f. All boats, vessels, vehicles, or equipment shall be stored on impervious surfaces.

g. A logbook documenting owner, registration, and storage dates for all boats, vessels, vehicles, and/or equipment stored on the premises, shall be kept and maintained on premises. A copy of the logbook shall be provided to the Code Enforcement Officer upon reasonable request.

Section 4. Authority.

This Local Law is hereby adopted pursuant to the provisions of Section 10 of the Municipal Home Rule Law and Sections 264 and 265 of the Town Law of the State of New York.

Section 5. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective Date.

This Local Law shall take effect upon filing with the New York State Secretary of State, and after such other notices are complied with.