



# TOWN OF GREENBURGH

## OFFICE OF THE TOWN BOARD

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June 18, 2026

Ms. Claudia Zuck  
General Code Publishers  
781 Elmgrove Road  
Rochester, NY 14624

Re: Local Law # 3 - 2026

Dear Ms. Zuck:

Enclosed please find one copy of Local Law No. 3 - 2026 of the Town of Greenburgh. This Local Law is amending the Zoning Ordinance, Chapter 285 of the Code of the Town of Greenburgh, as it pertains to the definition of the term "Family", pursuant to New York State Constitution Article IX and New York Municipal Home Rule Law Section 10, New York Environmental Conservation Law Article 8 (SEQR).

The Town Board duly adopted said Local Law No. 3 on June 10, 2026.

Sincerely,

Holly Cancro  
Town Council Aide

Encl.

cc: Joseph Danko, Town Attorney



## TOWN of GREENBURGH

Local Law No. 3 / 2026

A local law amending Chapter 285 of the Code of the Town of Greenburgh, specifically, §285-5 (“Definitions”), pursuant to New York State Constitution Article IX and New York Municipal Home Rule Law Section 10, New York Environmental Conservation Law Article 8 (SEQR) to revise the definition of “Family.”

**BE IT ENACTED** by the Town Board of the Town of Greenburgh:

- § 1. Legislative Findings and Intent.**
- § 2. Amendment to Chapter 285-5 “Definitions”**
- § 3. Severability.**
- § 4. Effective Date.**

### **Section 1. Legislative Intent and Findings**

1. The existing definition of “Family” in § 285-5 contains numerical and relationship-based limitations that may be inconsistent with constitutional protections as interpreted by state and federal courts.
2. It is the intent of the Town to regulate land use based upon legitimate zoning concerns, including density, health, safety, and neighborhood character, rather than biological, legal, or familial relationships among occupants.
3. A definition based upon the concept of a single housekeeping unit provides a constitutionally sound, rational, and enforceable standard.

### **Section 2. Amendment to § 285-5 (Definitions)**

The unconstitutional provisions of the definition of “FAMILY” in § 285-5 is hereby severed and the definition is amended with the following:

#### **FAMILY**

One or more persons occupying a dwelling unit as a single nonprofit housekeeping unit. ~~More than five persons, exclusive of domestic employees, not related by blood, marriage or adoption or guardianship shall not be considered to constitute a family. Where two or more people are related to one another, they shall constitute one person for the purposes of this definition.~~ Customary domestic employees are considered an adjunct to the term “family.” A maximum of three such employees may be associated with each family.

### **Section 3. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law shall be adjudged invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder thereof.

### **Section 4. Effective Date**

This Local Law shall take effect immediately upon filing with the Secretary of State.



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