

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town

of Somers

FILED
STATE RECORDS

~~DEC 30 2022~~

Local Law No. 8 of the year 2022

DEPARTMENT OF STATE

A local law

See below

Be it enacted by the Town Board
of the *(Name of Legislative Body)*

Town

of Somers

A Local Law to amend Section 170.3 entitled Definitions and Section 170-21.2 entitled Principal Uses with regard to Pet care services in the Community Shopping District in the Code of the Town of Somers.

Be It Enacted by the Town Board of the Town of Somers as follows:

§ 170-3. Definitions.

PET CARE SERVICES

A daytime care service establishment for dogs, cats, and occasionally other small household pets. This facility may also provide overnight boarding and hygiene/grooming services. In contrast to breeding or boarding kennels, these facilities focus on delivering amenity-rich services geared towards pets and their owners and may include a retail space offering an assortment of associated pet care products. The breeding and/or selling of animals at these facilities is not permitted.

170-21.2 Principal Uses.

G. Pet care services with all facilities and amenities within an enclosed building.

H. Pet care services with outdoor areas for pets, subject to the following conditions:

(1) The applicant shall provide a survey which shows the full extent of the areas on the site which may be occupied by pets. This survey shall demonstrate that any area on the site which may be occupied by pets is at least 200 feet from a residential property line in the R-40 or PH zoning districts.

(2) The applicant shall show, to the Planning Board's satisfaction, that noise from the pets on the site will be mitigated.

(3) The applicant shall show, to the Planning Board's satisfaction, that odors from the pets on the site will be mitigated.

Effective Date: This Local Law shall be effective upon filing of same with the Secretary of State of the State of New York.

(Complete the certification in the paragraph that applies to the filing of this local law and strikeout that which is not applicable).

1. (Final adoption by local legislative body only).

I hereby certify that the local law annexed hereto, designated as local law No. 8 of 2022 of the (County) (City) (Town) (Village) of Somers was duly passed by the Town Board on November 10 2022, in accordance with the applicable provisions of law.

(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2022 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2022, and was (approved) (not approved) (repassed after

(Name of Legislative Body)

disapproval) by the _____ and was deemed duly adopted on _____ 2022,

(Elective Chief Executive Officer)*

in accordance with the applicable provisions of law.

3. (Final adoption by referendum).

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2022 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2022, and was (approved) (not approved) (repassed after

(Name of Legislative Body)

disapproval) by the _____ on _____ 2022. Such local law was submitted

(Elective Chief Executive Officer)*

to the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special) (annual) election held on _____ 2022, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum).

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2022 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2022, and was (approved) (not approved) (repassed after

(Name of Legislative Body)

disapproval) by the _____ on _____ 2022. Such local law was subject to

(Elective Chief Executive Officer)*

permissive referendum and no valid petition requesting such referendum was filed as of _____ 2022, in accordance with the applicable provisions of law.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition).

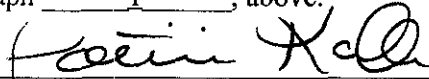
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2022 of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 2022, became operative.

6. (County local law concerning adoption of Charter).

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2022 of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 2022, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

If any other authorized form of final adoption has been followed, please provide an appropriate certification).

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____, above.



Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

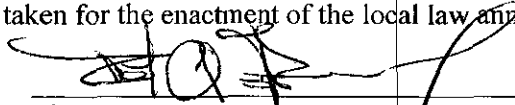
(Seal)

Date: 12/15/2022

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality).

STATE OF NEW YORK
COUNTY OF WESTCHESTER

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature

Town Attorney

Title

County _____
City of Somers

Town _____
Village _____

Date: 12/15/2022