

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.

~~County~~
~~City~~ of Livingston
~~Town~~
~~Village~~

Local Law No. 4 of the year 2025

A local law to amend the Zoning Law of the Town of Livingston in
relation to accessory structures

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

~~County~~
~~City~~ of Livingston as follows:
~~Town~~
~~Village~~

Section 1. LEGISLATIVE INTENT:

The Town of Livingston presently has in effect a Town Zoning Law which has established regulations for building, construction and allowable uses within the town. The Town Board finds minor amendments to the law for accessory structures is warranted. This law is adopted to advance and protect the public health, safety, and welfare of the residents of the Town of Livingston. This law is enacted by the Town Board pursuant to its authority to adopt local laws under Article IX of the New York State Constitution the NY Municipal Home Rule Law Section 10 and the NY Town Law Article 16.

Section 2. ENACTMENT

Be it enacted by the Town Board of the Town of Livingston that the Town of Livingston Zoning Law is amended as follows:

The definition of "Accessory Building" in Article I, Section 1.3 as follows:

ACCESSORY BUILDING – A building detached from and subordinate to a main building on the same lot and used for purposes customarily incidental to those of the main building. A residential garage or storage building for private use shall be permitted to be constructed upon a parcel without a principal building.

Amend Article IV Section 4.2 to add the following provision:

3. Accessory structures that are to be utilized as a residential garage, workshop, barn or any other accessory building for private use shall be permitted to be constructed upon a parcel without a principal building, notwithstanding anything set forth in this zoning law to the contrary.

Amend Article IV Section 4.39 (B) to add the following provision:

(5) All such systems shall be located upon the same parcel as the residential, commercial structure or accessory building, to which they are proposed to serve. No ground mounted solar energy systems shall be constructed upon a vacant parcel.

Section 3. SEVERABILITY

In the event that any word, phrase or part of this local law shall be declared unconstitutional, the same shall be severed and separated from the remainder of this local law and shall not effect the remainder of said local law which shall remain in full force and effect.

Section 4. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State

(Complete the certification in the paragraph that applies to the filing of this local law and strike out 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. 4 of 2025 of the Town of Livingston was duly passed by the Town Board on 2025, in
(Name of Legislative Body)
accordance with the applicable provisions of law.

~~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 20____ of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____, 20____, and was (approved)(not approved)(repassed after _____ (Name of Legislative Body) _____ disapproval) by the _____ and was deemed duly adopted on _____, 20____, _____ (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 20____ of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____, 20____, and was (approved)(not approved)(repassed after _____ (Name of Legislative Body) _____ disapproval) by the _____ on _____, 20____. Such local law was _____ (Elective Chief Executive Officer*) submitted 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 _____, 20____, 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 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20____, and (approved)(not approved)(repassed after _____ (Name of Legislative Body) _____ disapproval) by the _____ on _____, 20____. Such local law was subject _____ (Elective Chief Executive Officer*) to permissive referendum and no valid petition requesting such referendum was filed as of _____, 20____, 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 chairman 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.)~~

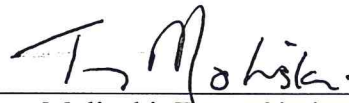
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, _____, 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 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____, 20____, 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 1, above.



Tammy Molinski, Town Clerk

Date: 5/8/25

(Seal)