

LOCAL LAW NO. \_\_\_\_ OF 2015 TO AMEND THE HENRIETTA TOWN CODE RELATING TO FENCES IN RESIDENTIAL DISTRICTS, SUCH THAT FENCES WILL NOT HAVE A REQUIRED SETBACK FROM THE PROPERTY LINE

BE IT ENACTED, by the Town Board of the Town of Henrietta, Monroe County, State of New York, as follows:

Section I. Authorization

The adoption of this Local Law is in accordance with Section 10 of the New York Municipal Home Rule Law.

Section II. Title and Purpose

This law shall be known as and may be cited as Local Law No. \_\_\_\_ of 2015, To Amend The Henrietta Town Code Relating to Fences in Residential Districts, such that Fences will not have a Required Setback from the Property Line.

Section III. Legislative Finding

The Town Board of the Town of Henrietta finds and hereby determines that requiring fences to be set back 12 inches from the property line unreasonably reduces the ability of homeowners to fully use and enjoy their property and, thus, setbacks for fences shall be eliminated.

Section IV. Amendment.

Chapter 295 entitled "Zoning," Section 295-41, "Fences in Residential Districts," Subsection "G," shall be amended to read as follows:

G. Fences shall be placed within the subject property.

Section V. Validity and Severability

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section VI. Repeal, Amendment and Supersession of Other Laws

All other ordinances or local laws of the Town of Henrietta which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law force and effect during its effective period.

Section VII. Effective Date

This Local Law will take effect upon filing in the office of the New York State Secretary of State.