

## 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 ☒ Town ☐ Village  
(Select one:)

of Canandaigua

Local Law No. \_\_\_\_\_ of the year 20<sup>16</sup>

A local law Amendment to Chapter 220 Section 220-18 (SCR-1 Zoning District)  
(Insert Title)

DRAFT

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

☐ County ☐ City ☒ Town ☐ Village  
(Select one:)

of Canandaigua as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

§1. Legislative Intent. It is the intent of the Town Board of the Town of Canandaigua to clarify the language of Town Code § 220-18 and to specify the principal permitted uses allowed in the SCR-1 Southern Corridor Residential Zoning District.

§ 2. The text of Town Code § 220-18 shall be replaced in its entirety as follows:

A. Purpose. The purpose of the SCR-1 Southern Corridor Residential District is to maintain an open rural character, to protect viable agricultural soils and areas, and to conserve natural resources and lake views. The Town seeks to promote orderly, conservation-oriented residential development in this district. Development in this district should create compact and walkable residential neighborhoods while simultaneously producing meaningful open space preservation. Much of this district has public water and/or public sewers.

B. Density and minimum lot size. The minimum lot size in the SCR-1 Southern Corridor Residential District is one acre.

C. Permitted principal uses.

- (1) One single-family dwelling per lot.
- (2) One single-family dwelling with accessory apartment.
- (3) Agricultural uses and agricultural structures.

D. Permitted accessory uses, buildings and structures.

- (1) One detached private garage for the parking of residents on the premises;
- (2) One customary accessory structure serving a residential use, including but not limited to swimming pools, hot tubs, and greenhouses. The structure must be located in the rear yard of an SCR-1 lot where the principal building is located. There shall be no additions to an accessory building or structure such as decks or porches.
- (3) Agricultural structures associated with an agricultural use.
- (4) Off-street parking, fencing and signs in accordance with the provisions of this Chapter.
- (5) Accessory buildings or structures (movable and temporary) may be utilized for the sale of seasonal agricultural products grown principally by the operator on the premises, under the following conditions.
  - (a) The stand shall be set back not less than 30 feet from the edge of the pavement of the highway.

- (b) Ground display area for produce shall not exceed twice the size of the stand.
- (c) Sufficient land area shall be provided to accommodate off-street parking for not less than three vehicles on site. In no event shall a stand operation be allowed to continue when parking along a public street becomes a traffic safety concern in the opinion of either the Town Highway and Water Superintendent, or local law enforcement officials.
- (6) Tennis courts for private use.
- (7) One accessory storage building, not to exceed 200 square feet in total area and 16 feet in height above average finished grade may be permitted in the rear yard of an SCR-1 lot where the principal building is located. There shall be no additions to an accessory storage building or structure such as decks or porches.
- (8) Barn, nonagricultural.
- E. Dimensional requirements. The dimensional requirements for this district are specified in Schedule I, which is part of this chapter.
- F. Special permitted uses.
  - (1) Public uses.
  - (2) Temporary uses.
  - (3) Essential services, public utility, or communication installations.
  - (4) Golf courses and country clubs.
  - (5) Kennels.
  - (6) Tourist homes.
  - (7) Commercial indoor storage of motor vehicles, recreational vehicles and boats.
  - (8) Keeping of horses.
- § 3. Severability. The provisions of this local law are declared to be severable, and if any section, subsection, sentence, clause or part thereof is, for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of any remaining sections, subsections, sentences, clauses or part of this local law.
- § 4. This local law shall take effect immediately upon filing with the 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. \_\_\_\_\_ of 20<sup>16</sup> of the (County)(City)(Town)(Village) of Canandaigua was duly passed by the Town Board \_\_\_\_\_ on \_\_\_\_\_ 20<sup>16</sup>, in accordance with the applicable provisions of law.

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**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 disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_, 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 disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.

Such local law was 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 was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject 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 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 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 \_\_\_\_\_ 20\_\_\_\_, 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 \_\_\_\_\_ above.

\_\_\_\_\_  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

(Seal)

Date: \_\_\_\_\_

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