

Town of Bethel
Local Law No. 2 of the Year 2018

A local law to amend certain sections of Chapter 345 of the
Town Code captioned Zoning, by:

Amending 345.15C(4) by adding 345.15C(4)(a)
In relation to Accessory Structures

Be it enacted by the Town Board of the Town of Bethel as follows:

Article I. Amendment of Town Code Chapter 345

Section 1.1. Section 345-15(C)(4) of the Existing Zoning Code is hereby amended by adding the following text:

345-15(C)(4)(a) Authority of the Planning Board. The Planning Board, in its sole discretion, may, upon the request of the applicant, waive or vary the requirements set forth in 345-15(C)(4) where it finds that such waiver, if granted, would be consistent with the purposes of this chapter, is necessary to avoid undue hardship on the applicant, will not be detrimental to the health, safety, general welfare or environment, including the visual and scenic characteristics of the area, and where strict application of 345-15(c)(4) is impractical because of unique circumstances.

Article II. Miscellaneous Provisions.

Section 1.1 RATIFICATION, READOPTION AND CONFIRMATION

Except as specifically modified by the amendments contained herein, the Code of the Town of Bethel as adopted and amended from time to time thereafter is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

Section 1.2 INCLUSION IN CODE

It is the intention of the Bethel Town Board and it is hereby enacted that the provisions of this local law shall be included in the Code of the Town of Bethel; that the sections and subsections of this local law may be renumbered or re lettered to accomplish such intention; and that the word “local law” shall be changed to “chapter,” “section” or other appropriate word, as required for codification.

Section 1.3 RENUMBERING

The location and numerical designation of this local law and the sections included herein shall be delegated to the discretion of the codifier, General Code, which may renumber or re letter this local law and sections as are necessary to accommodate these amendments.

Section 1.4 CODIFIER'S CHANGES

This local law shall be included in the Code of the Town of Bethel. The codifier shall make no substantive changes to this local law, but may renumber, rearrange and edit it without first submitting it to the Bethel Town Board. Any such rearranging, renumbering and editing shall not affect the validity of this local law or the provisions of the Code affected thereby.

Section 1.5 SEVERABILITY

The provisions of this Local Law are severable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

Section 1.6 EFFECTIVE DATE

This Local Law shall take effect immediately upon adoption and filing with the Secretary of State as provided by the Municipal Home Rule Law.