



DIANE M. TERRANOVA
Town Clerk

Town of Lancaster

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
WWW.LANCASTERNY.GOV

CLERK'S OFFICE
PHONE: (716) 683-9028
FAX: (716) 683-2094

TAX OFFICE
PHONE: (716) 683-1328
FAX: (716) 681-7059

August 11, 2023

General Code Publishers
781 Elmgrove Road
Rochester, New York 14624

Re: Local Law No. 1 of 2023

Entitled "Commercial and/or unlicensed vehicles in residential areas."


Ladies/Gentlemen:

Enclosed is a resolution adopted by the Town Board of the Town of Lancaster on August 7, 2023.

This resolution adopts Local Law No. 1 of the Year 2023 entitled "Commercial and/or unlicensed vehicles in residential areas." Would you kindly supplement this amendment into Local Law No. 1 of the Year 2023 of the Town of Lancaster.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova, R.M.C.
Town Clerk

DMT/dm

Encl.

cc: T. Fowler, Town Attorney
E. Schiller, Engineer
M. Fischione, Code Enforcement Officer
C. DiRienzo, Planning Board Chairman

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MAZUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws; and

WHEREAS, a proposed Local Law of the year 2023 revising Chapter 400 of the Town of Lancaster Code, Zoning, Article IV updating 400-16(D) "**Commercial and/or unlicensed vehicles in residential aeras**," was introduced to the Town Board of the Town of Lancaster by Council Member Mazur on the 17th day of April, 2023; and

WHEREAS, the Town Board, acting as Lead Agency under the State Environmental Quality Review Act ("SEQRA") has determined the action is a Type I action and has issued a negative declaration; and

WHEREAS, the Town Board called for, noticed, and held public hearings on the proposed Local Law on May 1, and May 15, 2023, where all interested parties were allowed to address the proposed Local Law.

NOW, THEREFORE,
BE IT RESOLVED, by the Town Board of the Town of Lancaster
that:

1. The attached Local Law **No. 1 of 2023** is hereby adopted.
2. The Local Law shall be effective upon its filing with the Secretary of State pursuant to the Municipal Home Rule Law.

The question of the adoption of the foregoing resolution was duly put to vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED YES
COUNCIL MEMBER DICKMAN	WAS ABSENT
COUNCIL MEMBER LEARY	VOTED YES
COUNCIL MEMBER MAZUR	VOTED YES
SUPERVISOR RUFFINO	VOTED YES

August 7, 2023

LEGAL NOTICE

NOTICE OF ADOPTION

LOCAL LAW NO. 1 OF THE YEAR 2023

TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, County of Erie, State of New York, on August 7, 2023, Local Law No. 1 of the Year 2023, which amends **Chapter 400, Zoning, Article IV updating 400-16(D) “Commercial and/or unlicensed vehicles in residential areas”** to the Town Code of the Town of Lancaster. Copies of the revised Local Law can be reviewed at Lancaster Town Hall, 21 Central Avenue, during normal business hours and on the Town of Lancaster’s website, <http://www.lancasterny.gov>. All interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

By: DIANE M. TERRANOVA
Town Clerk

August 10, 2023

**Town of Lancaster
Local Law No. 1 of the Year 2023**

A Local Law amending the current and enacting a revised Chapter 400, Zoning, Article IV updating 400-16(D) "Commercial and/or unlicensed vehicles in residential areas."

Be it hereby enacted by the Town Board of the Town of Lancaster as follows:

Article IV Residential Districts

- D. Commercial and/or unlicensed vehicles in residential districts.
- (1) Principal garaging or open storage of any commercial vehicle, as defined in this chapter, is only permitted in the A-R District, except that one commercial vehicle, the rated capacity of which shall not exceed 3/4 ton, shall be permitted only if housed within a completely enclosed building.
- E. Trailers, camper-trailers, campers, recreational vehicles or boats in residential districts.
- (1) One trailer, camper-trailer, camper, recreational vehicle, or boat may be parked on a driveway in the required front yard of any residence district, provided that:
 - (a) It shall not obstruct clear vision under § 400-35 of this chapter.
 - (b) It shall not be parked or stored within 10 feet of the front lot line.
 - (c) It shall not be parked or stored within five feet of any side lot line.
 - (d) If the stored or parked height exceeds 13.0 feet, total height from ground to the top of any roof-mounted apparatus, the vehicle shall be parked or stored in the rear yard or housed within a completely enclosed building.
 - (e) It shall comply with the provisions of Chapter 355, Vehicles, Abandoned, of this Code, including, without limitation:
 - i. The person having the property and/or title, including a person entitled to the use and possession of a vehicle subject to a security interest of another person, and also including any lessee or bailee of a vehicle having the use thereof under lease or otherwise shall be the same owner of the real property upon which the trailer, camper-trailer, camper, recreational vehicle, or boat is stored.
 - ii. As referenced above, the owner of real property shall be read to mean the legal owner, contract purchaser, tenant, lessee, occupant, subtenant, trustee, bailee, receiver or assignee of premises or real property located within the Town of Lancaster.
 - (f) It shall have been registered within the previous 12 months.
- F. Formerly E
- G. Formerly F