

LOCAL LAW FILING

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001

(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 of Farmington
Village

Local Law No. 12 of the year 2021

“Amendments to Part II, General Legislation, Chapter 165, Article II, Terminology, Section 165-10, Definitions, of the Farmington Town Code.”

(Insert Title)

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

Town of Farmington
as follows:

Section 1. Title. Article II, Chapter 165 of the Town of Farmington Code, entitled Terminology § 165-10, Definitions, are hereby amended as follows:

§ 165-10. Definitions.

The following definition of terms is hereby added to § 165-10, Definitions, and shall be inserted in alphabetical order thereby amending the list of all definitions in this Section:

ANIMAL, DOMESTIC – an animal kept primarily for a person’s company or entertainment, examples include but are not limited to: Dog, Cat, Rabbit, Guinea Pig, Hamster, Goldfish; and excludes all farm animals.

ANIMAL, FARM – animals raised as part of an agricultural activity to produce commodities such as meat, eggs, milk, fur, leather and wool. Examples include but are not limited to horses, cattle, swine, poultry, sheep, goats and excludes all domestic animals.

(1)

CARPORT – a shelter for vehicles or personal storage with a roof and one or more open sides, that can be built against the side of a dwelling, or free standing on a parcel of land.

LONG TERM PARKING – consists of a space adequate for parking vehicles for a period of time longer than seven (7) consecutive days which is located on the same lot to which it is related.

OFF-ROAD VEHICLE- any motorized vehicle designed for, or capable of cross-country travel on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain.

OFF-SEASON – a time of year when a particular activity is not engaged in.

PARK – any parcel of land owned or used by the Town of Farmington, designated as park land by the Town Board and devoted to active or passive recreation under the jurisdiction of the Town of Farmington Parks Department and/or administered by the Town Recreation Advisory Board.

PERMIT, RECREATION – any written authorization issued by or under the authority of the Town Board or the Town Clerk, permitting the performance of a specified act or acts or the conduct of a particular function, program or activity, on town owned land park land, trails or conservation area.

SIGN – any structure, part thereof, or device attached thereto or painted or represented thereon, or any material or thing, illuminated or otherwise, which displays or includes any numeral, letter, word, model, banner, emblem, insignia, device, trademark, logo, or other representation used as, or in the nature of an announcement, advertisement, direction or designation of any person, firm, group, organization, place, commodity, product, service, business, profession, enterprise or industry which is located upon any land, or on any building; provided, however, that the following shall not be included in the application of the regulations herein:

- A. Signs not exceeding one (1) square foot in area and bearing only property numbers, post box numbers, names of occupants or premises or other identification of premises not having commercial connotations.
- B. Flags and insignia of any government except when displayed in connection with a commercial promotion.
- C. Legal notices, identification, informational or directional signs erected or required by governmental bodies.
- D. Integral decorative or architectural features of buildings, except letters, trademarks, moving parts or moving lights.
- E. Signs directing and guiding traffic and parking on private property but bearing no advertising matter. (2)

SIGN, TEMPORARY POLITICAL – any sign which advocates or suggests to the reader that they vote for or against, endorse, or not endorse, contribute or not contribute to, or otherwise support or refrain from supporting in any way, any proposition to be voted upon by the public or any individual seeking election or appointment to a particular position or office. The term shall also include any sign which declares or affirms support or endorsement for any proposition to be voted on by the public or individual seeking election or appointment to a particular position or office. Temporary Political signs may be placed on a parcel of land up to 30 days prior to a scheduled election and shall be removed within 48 hours after said election.

VEHICLE – any vehicle propelled by power other than muscular power.

VIOLATION – any violation of the rules and regulations provided in this Chapter of the Town of Farmington Town Code shall be deemed a violation as defined elsewhere in the New York State Penal Law.

Section 2. Article II, Chapter 165 of the Town of Farmington Code, entitled Terminology, § 165-10, Definitions, is hereby amended by deleting one (1) of the definitions of the term SIGN.

§ 165-10. Definitions.

This section of the Town of Farmington Town Code is hereby amended by deleting from the definition of the term SIGN, item F. which reads in total as follows:

A. Temporary signs announcing a campaign, drive or event of a governmental, political, civic, philanthropic, educational or religious nature.

Section 3. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

Section 4. This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

(3)

March 23, 2021

(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. 12 of 2021 of the Town of Farmington was duly passed by the Farmington Town Board on April 27, 2021, in 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 Officer¹.)

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.

¹ 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 _____ 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 1, above.

Clerk of the Town

(Seal)

Date: _____