

TOWN OF NORTH CASTLE

Local Law No. 6 for the Year 2014 Adopted November 5, 2014

A local law to revise Section 213-3 of the Town Code to include a definition of fence and to amend Section 213-14.G(2) of the Town Code to prohibit tarp fences and require the amortization of tarp fences.

Section 1. Revise Section 213-3 of the Town Code to include the following new definition in proper alphabetical order:

FENCE -- A visible or tangible barrier enclosing, bordering or delineating a yard, field or other portion of land for the purpose of providing a boundary or a means of protection, or to prevent uncontrolled access, or for decorative purposes, or to provide screening, usually made of posts and wire, wood, iron, masonry, stone, metal, wind sheets for sports courts or other manufactured material or combination of such material(s), not including hedges, shrubs, trees or other natural growth. A fence shall not be constructed of tarpaulins or sheets.

Section 2. Revise Section 213-14.G(2) as follows:

- (2) No barbed wire fence or similar fence shall be erected in a residential district, nor shall such a fence be erected without site plan approval subject to Subsection G(6) and (7) of this section. No tarpaulin or sheet fence or similar fence shall be permitted to be erected. Any nonconforming tarpaulin or sheet fence or similar fence which lawfully existed at the time this local law became effective shall be removed within three (3) months from the date of its passage.

Section 3. Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of North Castle, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

Section 4. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

Section 5. Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.