

TOWN OF ASHLAND
LOCAL LAW NO. 2 FOR THE YEAR 2023
A LOCAL LAW TO AMEND THE TOWN STRUCTURE ORDINANCE
RELATING TO SETBACKS

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

Section 1. **Legislative Intent:** It is the intent of this local law to amend the Town Structure ordinance to include new setback language.

Section 2. **Authority:** This local law is adopted pursuant to the authority of the Municipal Home Rule Law.

Section 3. **Section 7.1 of the Structure Ordinance Amendment:** The Town Board of the Town of Ashland, County of Greene hereby amends the Town Structure Law Section 7.1, shall now read as follows: "Around each and every occupiable and non-occupiable structure there shall be at least a forty (40) feet of maintained area, as long as New York State Building codes and New York State Fire codes are followed. Trees, landscaping and shrubs are exempt from the requirement as long as the area around them is maintained and clear of dead brush and other flammable materials. It is the intent of this Section to allow the construction of occupiable and non-occupiable structures within 10 feet of each other as long as same are constructed in accordance with the New York State Building codes and New York State Fire codes."

Section 4. **Severability:** If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. **Effective date:** This local law shall take effect immediately.