

Local Law 1 of 2014  
AMENDING SECTION 161-39.C  
TEMPORARY PERMITS FOR PUBLIC UTILITY SERVICE OR STORAGE YARDS.

A local law amending Section 161-39.C of the Town of Brant Zoning Code to allow the Code Enforcement Officer to issue temporary permits for Public Utility service or storage yards.

**Section 1. Legislative Intent**

It is the intent of this local law to allow the Town of Brant Code Enforcement Officer to issue special permits allowing public utilities to establish temporary storage or service yards in any district in the Town of Brant.

**Section 2. Amendment to Town of Brant Zoning Code Section 161-39.C**

Section 161-39.C of the Town of Brant Zoning Code is hereby amended by adding thereto a new paragraph following (4) which reads as follows:

Notwithstanding the foregoing, the Town Board hereby delegates to the Code Enforcement Officer (CEO) authority to issue temporary special permits for service or storage yards required by one or more public utilities for temporary work projects in the vicinity of the proposed service or storage yard site. For purposes of this section, a “temporary work project” shall mean a project which will not exceed six (6) months duration. The CEO shall require the applicant to provide copies of all permits from other agencies and its authorized to set reasonable conditions to mitigate possible impacts on neighboring properties. The CEO will follow the standards set forth above for public utilities, but may waive the requirements for fences and the required buffer strip when such requirements are determined by the CEO as not reasonable or necessary given the temporary character of the service or storage yard and the proximity of the yard to neighboring uses.

**Section 3. Severability**

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clauses, 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 4. Effective date**

This local law shall take effect immediately upon adoption by the Brant Town Board.

