

LOCAL LAW NO. 8 - 2022

TITLE: “A Local Law to Amend Article VI “Supplemental Regulations of the Code of the Inc. Village of Brightwaters”

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INC. VILLAGE OF BRIGHTWATERS AS FOLLOWS:

Section - 128-26 Fences, Hedges and Retaining Walls, to wit: Amending paragraph A

FIRST: **A.** Residence A and B Districts.

- (1) In any Residence A or Residence B District, no fence which is more than six feet high shall be permitted; provided, however, that the finished side of any fence shall face outward from the property on which it is constructed. Every fence facing a public street shall be nonsolid and ventilating and shall be screened from view to half of its height above ground level by natural plantings spaced 36 inches apart at ground level. The minimum open space between fence slats shall be $\frac{3}{4}$ of an inch while the maximum fence slat shall not exceed 6 inches.

(2) Remains unchanged

(3) Remains unchanged

SECOND: **Separability.**

If any section, sub-section, sentence, clause or phrase of this local law is for any reason held invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this local law.

This law is adopted pursuant to Municipal Home Rule Law §§10(1)(ii)(d)(3) and 10(1)(ii)(e)(3) which permits villages to adopt local laws to their property, affairs and government.

THIRD: **Effective Date.**

This act shall take effect immediately upon filing with the Secretary of State as provided by law.