

TOWN OF LYNDON

LOCAL LAW 2 -2021

**A LOCAL LAW AMENDING LOCAL LAW 3 OF 2000
REGULATING THE OUTDOOR STORAGE OF JUNK VEHICLES AND WASTE
MATERIALS IN THE TOWN OF LYNDON, NEW YORK**

BE IT ENACTED by the Town Board of the Town of Lyndon as follows:

SECTION 1. LEGISLATIVE INTENT:

It is the intent of this legislation to amend Local Law 3 of 2000, a Local Law regulating the outdoor storage of junk vehicles and waste materials in the Town of Lyndon, New York in furtherance of the legislative purposes of Local Law 3 of 2000 as stated therein.

SECTION 2. AMENDMENT TO LOCAL LAW 3 OF 2000:

1. Local Law 3 of 2000 is hereby amended by changing the title of Section 5 “JUNK YARD OPERATION” to “JUNK YARD OPERATION, SALVAGE OPERATION, SCRAP PROCESSING OPERATION, AND/OR MOTOR VEHICLE STORAGE OPERATION”.
2. Local Law 3 of 2000 is hereby amended by substituting the word “JUNK YARD” to “JUNK YARD OPERATION, SALVAGE OPERATION, SCRAP PROCESSING OPERATION, AND/OR MOTOR VEHICLE STORAGE OPERATION”.
3. Local Law 3 of 2000 is hereby amended by removing the first sentence in Section 5 “JUNK YARD OPERATION”, subsection “C.”, and replacing said sentence as follows:
 - a. The Lyndon Town Board will set the fee for a permit by resolution and said Fee Schedule is on file at the Town Clerk’s Office. Copies of this Fee Schedule are available and any fees due the Town must be paid in full before approvals are considered. The annual permit must be paid by January 31 of each calendar year, or part thereof, that a junk yard permit be in effect. There shall be no public hearing for renewals of current valid permits. Failure to pay the permit fee by its due date will render the current permit invalid.
4. Local Law 3 of 2000 is hereby amended by removing the first sentence in Section 6 “FENCING” and hereby replacing said sentence as follows:
 - a. Each junk yard operation, salvage operation, scrap processing operation and/or motor vehicle storage operation shall be completely surrounded and enclosed by a solid fence at least six feet in height or wall at least six feet in height. Provided, however, a junk yard operation, salvage operation, scrap processing operation and/or motor vehicle storage operation lawfully existing on the date of adoption of this section that has a fence or wall that is at least six feet in height, and otherwise meets the requirements of this section, shall satisfy the requirements hereof and may remain at its current height until it is replaced, or it is destroyed or damaged in excess of 50 percent of its then current value. Every fence or wall herein required shall be constructed and maintained as follows:
 - i. All fences shall be constructed of new wood, masonry, or 26-gauge steel panels. All sides of the required fencing must be constructed of the same material and shall be the same color.

- iii. All fences or walls shall be constructed in compliance with all applicable provisions of the Towny's ordinances.
 - iv. An existing chain link fence must be galvanized and have wood, plastic, or metal slats or strips that run through all links of the fence. A properly constructed and maintained chain link fence with slats or strips complies with requirements of this section.
- b. Openings in the prescribed enclosure which are necessary to permit reasonable access to the salvage yard or motor vehicle storage yard shall be equipped with a gate or gates, which are constructed and maintained in a manner that allows for unobstructed view of the internal lot. Such gates shall be closed and securely locked at all times, except during normal business hours.

SECTION 3. REMAINING SECTIONS AND/OR PORTIONS OF SECTIONS:

The Sections and/or portions of Sections of Local Law 3 of 2000 not hereby amended are hereby explicitly reaffirmed and restated.