

VILLAGE OF MINOA
240 N. MAIN STREET • MINOA • NEW YORK 13116

1/3/2022
Agenda

William F. Brazill, *Mayor*
wbrazill@villageofminoa.com
Office: (315) 656-3100
Fax: (315) 656-0825
www.villageofminoa.com



John H. Champagne, *Deputy Mayor*
John M. Abbott, *Trustee*
Eric S. Christensen, *Trustee*
Bobby Schepp, *Trustee*
Lisa L. DeVona, *Clerk-Treasurer*
Law Offices of Courtney M. Hills PC

Legal Notice
Village of Minoa

PLEASE TAKE NOTICE that a Public Hearing will be held by the Board of Trustees of the Village of Minoa on the **3rd day of January 2022, at 6:30 P.M.** at the Municipality, 240 North Main Street, Minoa, New York to consider the following:

Local Law #1 for 2022 amending Chapter 42 entitled "Animals" to amend its regulations and restrictions on keeping of animals within the village and new Article III of Chapter 42 of the Code of the Village of Minoa entitled "Poultry".

Copies of the proposed Local Law are on file at the Office of the Village Clerk and may be inspected during regular business hours. Parties may appear at the hearing in person or by agent.

BY ORDER OF THE VILLAGE BOARD

Lisa DeVona
Clerk Treasurer

Dated: December 14, 2021

JC/EC - motion to decline
LL#1 without adoption
Yes - JC, EC, JA
No - BS, BB

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Village of Minoa

Local Law No. One (1) of the year 2022.

A local law amending Chapter 42 entitled “Animals” of the Village Code,

Be it enacted by the Village Board of Trustees of the Village of Minoa, as follows:

Section 1. PURPOSE AND INTENT

This local law amends Chapter 42 entitled “Animals” to amend its regulations and restrictions on keeping of animals within the Village.

Section 2. Section 42-11 of Article II of Chapter 42 of the Code of the Village of Minoa entitled “Animal Control” is amended as follows:

The definition of Domestic Animals shall be repealed and replaced with the following:

DOMESTIC ANIMALS Pets and farm animals, including but not limited to domesticated cats, dogs, rabbits, sheep, horses, cattle, goats, swine, fowl, ducks, geese, and turkeys.

Section 3. A new Article III of Chapter 42 of the Code of the Village of Minoa entitled “Poultry” is hereby adopted with the following language:

Article III Poultry

§42-19. Legislative Intent, Authority and Findings.

The Village Board of Trustees of Minoa hereby finds that the keeping of chickens can play a role in ensuring a source of local food and sustainable environment, but that the improper maintenance of chickens in residential neighborhoods can cause nuisances to nearby residential properties, and create conditions which are unsanitary and unsafe. Therefore, it is the intent of the Village Board, pursuant to Article X of the New York State Construction, Article 18 of the General Municipal Law, and Sections 10 and 20 of the Municipal Home Rule Law of the State of New York, to permit and regulate the keeping of chickens within the Village of Minoa.

§35-20. Definitions.

- iii. The enclosure run must be attached to, or surround, the coop. The sides of the run must be made of wire mesh or screening to discourage predators; and
- iv. The run must be enclosed on all sides including the top or roof plane.

C. Area and Setback Requirements.

1. A coop shall provide a minimum of four (4) square feet per hen. A run shall have a minimum of eight (8) square feet per hen.
2. A coop and run shall be at least ten (10) feet from the property line and at least twenty (20) feet from a neighboring dwelling. This setback can be waived upon submission of written permission from the owner of the neighboring dwelling.
3. A coop and run shall only be permitted on parcels with a minimum lot size of 1/4 acre.

D. Sanitation and Nuisance Prevention.

1. The coop or run shall be kept clean, dry and in sanitary condition at all times. Animal waste, uneaten or discarded food, and feathers are to be removed regularly with a minimum frequency of once per week.
2. Odor from hens, animal waste and related substances shall not create a nuisance for occupants of nearby buildings or properties.
3. Animal waste must be collected, stored and disposed of regularly within a minimum frequency of once per week. Notwithstanding the foregoing, animal waste may be composted.

E. Existing Non-conforming Coop/Run.

Any chicken coop and/or run existing prior to the effective date of this local law shall be grandfathered and permitted to remain in place.

F. Violations.

1. Any person found to be in violation of the standards set forth in this local law shall have seven (7) days from the date of notification by the Code Enforcement Officer to achieve compliance.
2. The Code Enforcement Officer shall have the discretion to immediately and permanently require that the violations be corrected, and if not, shall signify the coop as a public nuisance and the coop will be removed from the property at the owner's expense.

Section 4. Illegality/Severability.

If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstances is adjudged invalid, illegal or unconstitutional by any court of competent jurisdiction, such order or judgment shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this local law or the application thereof to other persons or circumstances. Further, in adjudging such invalid, illegal or unconstitutional provision, the court shall attempt to modify same to a

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph one (1) above.

Lisa DeVona, Village Clerk

(Seal)

Date: _____, 2022

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF ONONDAGA

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature
Courtney M. Hills

Attorney for the Village
Title
County
City of Minoa
~~Town~~ Village

Date: _____, 2022

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a countywide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.