

(Please Use this Form for Filing your 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.

~~COUNTY~~
~~City~~ of LANSING
Town
~~Village~~
Local Law No. 2 of the year 19 97

A local law RIGHT TO FARM LOCAL LAW # 2 - 1997
(Insert title)

RIGHT TO FARM LAW - LOCAL LAW # 2 - 1997

Be it enacted by the LANSING TOWN BOARD of the
(Name of Legislative Body)

~~County~~
Town LANSING as follows:
~~Village~~

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

SECTION 1. LEGISLATIVE INTENT AND PURPOSE

- a. The Town Board of the Town of Lansing finds that farming is an essential activity within the Town of Lansing.
- b. Farming, as defined herein, reinforces the special quality of life enjoyed by residents of the Town, provides the visual benefit of open space and generates economic benefits and social well-being within the community. Therefore, the Town of Lansing emphasizes to newcomers and non-farmers that this Town encourages agriculture and requests newcomers and non-farmers to be understanding of the nature of day to day operations.
- c. It is the general purpose and intent of this Local Law to maintain and preserve the rural tradition and character of the Town of Lansing, to permit the continuation of agricultural practices, to protect the existence and operation of farms, and to encourage the initiation and expansion of farms and agricultural businesses.
- d. For the purpose of reducing future conflicts between farmers and non-farmers, it is important that notice to be given to future neighbors about the nature of agricultural practices.

SECTION 2. DEFINITIONS

- a. "Farm" - includes livestock, dairy, poultry, furbearing animal, aquaculture, fruit, vegetable and field crop farms, plantations, orchards, nurseries, greenhouses, or other similar operations used primarily for the raising of agricultural or horticultural commodities.

(If additional space is needed, please attach sheets of the same size as this and number each)

- b. "Agricultural Practices" - includes all activities conducted on a farm, necessary to the operation of a farm.

SECTION 3. THE RIGHT TO UNDERTAKE AGRICULTURE PRACTICES

Farmers, as well as those employed, retained, or otherwise authorized to act on behalf of farmers, may lawfully engage in farming practices within the Town of Lansing at any and all such times and all such locations as are reasonably necessary to conduct the business of farming. For any activity or operation, in determining the reasonableness of the time, place and methodology of such operation, due weight and consideration shall be given to both traditional customs and procedures in the farming industry as well as to advances resulting from increased knowledge and improved technologies.

SECTION 4. NOTICE TO PROSPECTIVE NEIGHBORS

The following notice shall be included in building permits, special permits, permits issued in Site Plan Review and in any other situation where a permit is required to be issued by the Town of Lansing and on plats of subdivisions submitted for approval pursuant to Town Law Section 276 and the Land Subdivision Rules and Regulation of the Town of Lansing, New York.

"This property may border a farm, as defined in Town of Lansing Local Law No. 2 of the year 1997, a Local Law known as The Right to Farm Law. Residents should be aware that farmers have the right to undertake good or acceptable farm practices which may generate dust, odor, smoke, noise and vibration."

SECTION 5. SEVERABILITY CLAUSE

- a. If any part of this Local Law for any reason is held to be unconstitutional or invalid, such decision shall not affect the remainder of this Local Law.
- b. Nothing contained herein shall be construed as being inconsistent with any other local law, ordinance, rule or regulation of the Town of Lansing, the intention of this local law being to supplement and complement other local laws, ordinances, rules or regulations.

SECTION 6. EFFECTIVE DATE

This Local Law shall be effective immediately upon filing, as provided by the Municipal Home Rule Law.

Vote of Town Board . . . (Aye)	Herbert Beckwith, Councilman
Vote of Town Board . . . (Aye)	Paul Butler, Councilman
Vote of Town Board . . . (Aye)	Jeffrey Cleveland, Councilman
Vote of Town Board . . . (Aye)	Larry Tvaroha, Councilman