

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.

☐ County ☐ City ☐ Town ☒ Village
(Select one:)

of Copenhagen

FILED
STATE RECORDS
MAR 05 2024

DEPARTMENT OF STATE

Local Law No. 1 of the year 20²⁴

A local law Junkyard Law for the Village of Copenhagen
(Insert Title)

Be it enacted by the Village Board of the
(Name of Legislative Body)

☐ County ☐ City ☐ Town ☒ Village
(Select one:)

of Copenhagen as follows:

SEE ATTACHED

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2024 of the ~~(County)(City)(Town)~~(Village) of Copenhagen was duly passed by the Village Board on February 14 2024, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*)
on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. (Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. Such local (Elective Chief Executive Officer*)
law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide 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.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

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 _____ above.

Yuberly Augustine

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 2.23.24

(Seal)



Village of Copenhagen

Local Law No. 1 of the year 2024

Article I: Title

This Local Law shall be known and may be cited as "Junkyard Law for the Village of Copenhagen" and shall repeal and replace any Local Law or Ordinance pertaining to this subject matter.

Article II: Definitions

Construction of Words: When used in this Law, words in the present tense include the future and words of one gender include all genders. The singular includes the plural and the plural includes the singular. The term "shall" is intended to be mandatory. Whenever a word or term is defined to "include" certain items or matters, such inclusion is intended to be by way of specification and not by way of limitation.

Junkyard: Any lot, land, structure, building, or part thereof which is used for the storage, collecting, wrecking, dismantling, salvaging, sale, or deposit, whether in connection with another business or not, of any of the following:

- A. Five (5) or more unregistered, old, or second-hand motor vehicles no longer intended and/or in condition for legal use on a public highway, regardless of whether such vehicles are held for the purpose of resale, or resale of used parts therefrom, or the purpose of reclaiming for use some or all of the materials therein. Such vehicles include automobiles, buses, trailers, trucks, tractor trailers, motorhomes, motorcycles, bicycles, mini-bicycles, snowmobiles, ATVs, or any other device originally intended for travel on a public highway that is unlicensed, abandoned, wrecked, stored, discarded, partly dismantled, or not in condition to be safely used on a public highway.
- B. Waste materials from motor vehicles which when taken together equal in bulk to two (2) or more vehicles.
- C. Two (2) or more abandoned mobile homes or recreation vehicles.
- D. Five (5) or more inoperable appliances, including but not limited to washers, dryers, dishwashers, stoves, refrigerators, freezers, and televisions.
- E. Waste papers, rags, scrap metal, discarded material, machinery, discarded household furniture, lumber, or debris.

Village: The Village of Copenhagen, Lewis County, New York.

Village Board: The Village Board of the Village of Copenhagen, Lewis County, New York.

Article III: Purpose

The purpose of this Law is to establish clear and concise rules and regulations regarding junkyards within the Village of Copenhagen.

Article IV: General

It shall be unlawful for any person, firm, partnership, corporation, or entity, either as owner, occupant, lessee, agent, tenant, or otherwise, to operate or establish, or cause to be operated or established, a junkyard within any district in the Village of Copenhagen, New York.

Junkyards shall not be permitted within any zones or districts within the Village. Any actual use of land that is prohibited or illegal at the time of the effective date of this Zoning Law will not be allowed to continue as a "nonconforming use" unless it enjoyed non-conforming use protection under the prior zoning law. For example, if a junkyard operated illegally in the past, it will not be allowed to continue.

Article V: Effective Date

This Law shall become effective upon adoption by the Village Board of the Village of Copenhagen and after it has been filed with the New York State Department of State.

Article VI: Savings Clause

The invalidity of any clause, sentence, paragraph, or provisions of this Law shall not invalidate any other clause, sentence, paragraph, provision, or part thereof.