

Local Law O of 2022

A Local Law amending Chapter 140 of the Code of the Town of Rochester

Section 1. Chapter 140 Amendment

Chapter 140 of the Code of the Town of Rochester shall be amended.

A new subsection shall be added **§ 140-14.2, Kennels**

Section 2. § 140-14.2, Kennels

§ 140-14.2, Kennels

- A. Kennels, including animal day-care centers where the animals are boarded for any length of time, shall, where permitted, be subject to special use and site plan review and the following standards.
1. A minimum parcel of three acres shall be required
 2. No structure used for the keeping of animals shall be located no closer than 100 feet to any property line or 100 feet to any public or private road
 3. Parking shall be provided in accord with the requirements of chapter §140-17 Parking, loading, access and traffic standards
 4. A noise barrier consisting of a solid fence not less than six feet in height or a dense vegetative planting of not less than six feet in height shall be provided at a distance not to exceed 15 feet and fully encircling all kennel areas not enclosed in a building
 5. All animals shall be restricted from using kennel areas not fully enclosed in a building from 8:00 p.m. to 8:00 a.m.
 6. Kennels shall be supervised by an on-site contact person during business operating hours.

Section 3. Severability

If any part or provision of this local law is judged invalid by any court of competent jurisdiction, such judgment shall be confined in application to the part or provision directly on which judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Law or the application thereof to other persons or circumstances. The Town hereby declares that it would have enacted the remainder of this Law even without such part or provision or application.

Section 4. Effective Date

This local law shall become effective immediately upon the filing in the office of the New York Secretary of State pursuant to Section 27 of the Municipal Home Rule Law