

TOWN OF GREENPORT LOCAL LAW NO. 2 OF 2020

**A LOCAL LAW AMENDING TOWN CODE CHAPTER 95 TO INCLUDE A BAN ON
THE USE OF MULCH ON COMMERCIAL PROPERTIES
IN THE TOWN OF GREENPORT**

BE IT ENACTED by the Town Board of the Town of Greenport in the County of Columbia (the "Town") as follows:

Section 1. Title of the Local Law.

This local law shall be entitled "A Local Law Amending Town Code Chapter 95 to Include a Ban on the Use of Mulch on Commercial Properties in the Town of Greenport."

Section 2. Authorization.

This Local Law to amend the Town Code of the Town of Greenport is enacted pursuant to the authorization established by New York State Municipal Home Rule Law Section 10.

Section 3. Purpose.

Due to an increase in mulch fires at commercial properties in Town, and at the request of the fire department, the Town Board desires to ban the use of mulch on commercial properties in Town.

Section 4. Amendment of Chapter 95-2 of the Town Code.

Section 95-1, titled "Definitions", is hereby amended to add the following definition between "Code Enforcement Officer" and "Notice to Remove" to maintain alphabetical order of the definitions set forth in said Section 95-1:

MULCH

Materials produced from tree debris, yard trimmings, or other suitable materials and intended for use on soil surfaces to prevent the growth of weeds and erosion, whether treated or not.

Section 95-2, titled "Removal of fire or health hazards and weeds", is hereby amended to label the existing paragraph (A.) and add the following subsection (B.):

- B. Mulching prohibited. The use of mulch on or at any commercial property in the Town, whether the mulch is treated or not, is prohibited.

Section 5. Supersession.

Pursuant to the powers granted by the Municipal Home Rule, this Local Law supersedes all provisions of the Town of Greenport Town Code, in so far as such statutes are inconsistent with this Local Law and any other laws or regulations of the Town of Greenport are superseded to the extent necessary to give this Local Law full force and effect. All other provisions shall remain the same.

Section 6. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Municipal Home Rule Law Section 27.