

## *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 Hoosick Falls**

FILED  
STATE RECORDS

JUN 23 2021

DEPARTMENT OF STATE

**Introductory Local Law No. 1 of the year 2021**

**A LOCAL LAW ESTABLISHING RULES AND REGULATIONS FOR THE KEEPING  
OF CHICKENS IN THE VILLAGE OF HOOSICK FALLS.**

**Be it enacted by the Village Board of Trustees of the Village of Hoosick Falls as follows:**

See attached.

---

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

## **VILLAGE OF HOOSICK FALLS**

### **INTRODUCTORY LOCAL LAW NO. 1 OF 2021 A LOCAL LAW ESTABLISHING RULES AND REGULATIONS FOR THE KEEPING OF CHICKENS IN THE VILLAGE OF HOOSICK FALLS.**

#### **Section 1. Findings and Purpose.**

The Board of Trustees of the Village of Hoosick Falls recognizes that the keeping of chickens can be a safe, productive, nondisruptive practice, provided that such animals are properly cared for in a clean, structurally sound environment, kept in appropriate numbers, and maintained at a reasonable noise level, with food sources properly contained and managed to avoid odors or the attraction of wildlife or vermin.

Accordingly, the Village of Hoosick Falls hereby enacts a local law to regulate the keeping of chickens within the Village, with minimum yard area and setback requirements as set forth in this Local Law to ensure that these animals are kept and maintained in a manner that protects the Village and its residents from nuisances associated with their keeping.

#### **Section 2. Definitions.**

CHICKEN – A common domesticated fowl raised for meat and/or eggs.

CHICKEN COOP – A structure that is designed to house hens, which is enclosed on all sides by a roof, doors and walls with or without windows. A mobile or portable structure that meets this definition shall be considered a coop for purposes of this local law.

CHICKEN RUN – An outdoor area that is enclosed on all sides, including the top, by fencing that is attached to or surrounding a chicken coop. A run shall have a doorway or hatch that allows chickens to access the space.

KEEPING OF CHICKENS – Any use involving hatching, feeding, caretaking or otherwise keeping chickens for the exclusive, non-commercial use of the owner or occupier of the premises on which such chickens are located and not kept as part of a farm.

#### **Section 3. Rules and Regulations Regarding Chickens, Chicken Coops, and Chicken Runs.**

Regulations for the keeping of chickens on any property within the Village of Hoosick Falls, subject to the permit requirements set forth in Section 4 hereof, are hereby established as follows:

A. No more than six (6) hens shall be allowed on each lot.

B. No roosters shall be allowed.

C. Chickens must be kept in a humane condition.

D. Chicken feed must be stored in rodent-proof containers.

| E. Chickens shall be confined at all times to the property on which they are kept.

F. A chicken coop is required on any lot that is keeping chickens.

G. Chicken coops shall be located in the rear yard of the parcel and be located no less than twenty (20) feet from any property line. The square footage of the rear yard must be a minimum of five hundred (500) square feet. In the case of a rear yard where such required setback from property lines cannot be met, or the minimum square footage in the rear yard cannot be met, a chicken coop may be located in a side yard at the discretion of the Building Department. No chicken coop may be located in the front yard between the primary structure and the public street under any circumstances.

H. No chickens, coops, pens, cages, fences or other shelters are permitted on a lot within one hundred (100) feet of any lake, pond, river or stream, unless such body of water is wholly contained on the same lot.

I. Chicken coops and chicken runs must be kept in a neat and sanitary manner and must be cleaned on a regular basis so as to prevent offensive odors.

J. Chicken coop size cannot exceed thirty (30) square feet, and cannot exceed six (6) feet in height from the ground to the highest point of the coop.

K. A chicken run cannot exceed forty-eight (48) square feet.

L. All chicken coops and chicken runs must be fully enclosed from all sides.

M. A chicken coop and/or a chicken run may be mobile or portable in nature, designed to allow it to be moved around the rear yard or, with approval of the Building Department under Section 3(G) hereof, the side yard. Chickens may not be kept in a mobile or portable coop until receiving a permit pursuant to Section 4 hereof.

N. The use and consumption of such chickens and their eggs is limited to the occupants of the premises and shall not be sold. Selling chickens, eggs, or breeding chickens for commercial use is strictly prohibited.

O. The killing or slaughter of chickens is limited to killings or slaughters undertaken for private use by the occupants of the premises, and is prohibited outside of enclosed buildings. Waste materials from the slaughter of such animals shall be disposed of immediately in a clean and sanitary matter.

P. The provisions of this section shall not apply to raising chickens on farms.

#### **Section 4. Village of Hoosick Falls Building Department Permit Requirements.**

A. The keeping of chickens is prohibited unless a permit is obtained from the Building Department. An annual fee for such permit shall be established by the Board of Trustees pursuant to resolution. The Building Department shall maintain a current listing of all permits issued hereunder.

B. All applications for such permit shall include verification of written notification to all adjacent property owners of the applicant's intent to keep chickens on such lot.

C. Chickens may only be kept on lots that meet the following criteria:

1. Owner-occupied single-family residence; or

2. Rented single-family property with written permission from the property owner; or
3. Multi-family unit, with one unit being owner-occupied, with written permission from the property owner and from all other units on the property. Shared use of chicken coops and/or chicken runs between tenants of the same multi-family property is permissible.

D. Any person maintaining chickens on property within the Village of Hoosick Falls on the effective date of this local law which would require a permit under the terms and conditions of this local law shall have a maximum of 180 days to obtain such permit after the effective date of this local law.

#### **Section 5. Enforcement; Penalties for Offenses.**

A. A violation of any provision of this Local Law shall be an offense punishable by a fine not to exceed \$250.00. For purposes of this Local Law, each week's continued existence of a violation shall constitute a separate violation. For purposes of the proceeding sentence, a "week" shall constitute any period of seven consecutive days.

B. No remedy or penalty specified in this section shall be the exclusive remedy or remedy available to address any violation of this Local Law, and each remedy or penalty specified in this section shall be in addition to, and not in substitution for or limitation of, any other remedies or penalties otherwise available under applicable law. Any remedy or penalty specified in this section may be pursued at any time, whether prior to, simultaneously with, or after the pursuit of any other remedy or penalty specified in any other applicable law.

#### **Section 6. Severability.**

If any section or subdivision, paragraph, clause, or phrase of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

#### **Section 7. Effective Date.**

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

(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 Introductory Local Law No. 1 of 2021 of the (County)(City)(Town)(Village) of Hoosick Falls was duly passed by the Village Board of Trustees on June 8th 2021, 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) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_ in accordance with the applicable provisions of law.~~  
(Name of Legislative body)  
(Elective Chief Executive Officer\*)

**~~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) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.~~  
(Name of Legislative body)  
(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) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.~~  
(Name of Legislative body)  
(Elective Chief Executive Officer\*)  
~~Such local 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.) —**

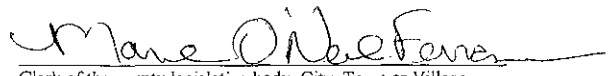
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority 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 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 1, above.

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

(Seal)

Date: 6/8/21

Project: Introductory Local Law No. 1 of 2021

Date: \_\_\_\_\_, 2021

## *Short Environmental Assessment Form*

### *Part 2 - Impact Assessment*

**Part 2 is to be completed by the Lead Agency.**

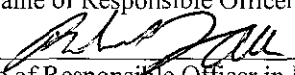
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input type="checkbox"/>	<input type="checkbox"/>

## Short Environmental Assessment Form

### Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.	
<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.	
Village of Hoosick Falls Board of Trustees _____ Name of Lead Agency	<u>June 16<sup>th</sup></u> , 2021 _____ Date
Robert Allen _____ Print or Type Name of Responsible Officer in Lead Agency	Mayor _____ Title of Responsible Officer
 _____ Signature of Responsible Officer in Lead Agency	_____ Signature of Preparer (if different from Responsible Officer)



# Short Environmental Assessment Form

## Part 1 - Project Information


### Instructions for Completing

**Part 1 – Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 – Project and Sponsor Information</b>							
Village of Hoosick Falls							
Name of Action or Project: Introductory Local Law No. 1 of 2021							
Project Location (describe, and attach a location map): Village of Hoosick Falls, New York							
Brief Description of Proposed Action: A local law establishing rules and regulations for the keeping of chickens in the Village of Hoosick Falls.							
Name of Applicant or Sponsor: The Village of Hoosick Falls, New York		Telephone: 518-686-7072					
		E-Mail:					
Address: 24 Main Street							
City/PO: Hoosick Falls		State: New York	Zip Code: 12090				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">NO</td> <td style="text-align: center;">YES</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </table>	NO	YES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
NO	YES						
<input type="checkbox"/>	<input checked="" type="checkbox"/>						
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">NO</td> <td style="text-align: center;">YES</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	NO	YES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input checked="" type="checkbox"/>	<input type="checkbox"/>						
3. a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres							
4. Check all land uses that occur on, are adjoining or near the proposed action: <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland							

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	<input type="checkbox"/>	<input type="checkbox"/>
_____		
_____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
_____		
_____		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
_____		
_____		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
_____		
_____		
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor/name: <u>Robert Allen</u> Date: <u>6/16/21</u>		
Signature: <u></u> Title: <u>Mayor of Hoosick Falls, NY</u>		