

PUBLIC NOTICE

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Sagaponack on the 20th day of December, 2023 adopted the following local law:

LOCAL LAW NO. 4 OF 2023

**A LOCAL LAW AMENDING SECTION 245-41 (A) REGARDING
RETAINING WALLS.**

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE
OF SAGAPONACK AS FOLLOWS:

SECTION 1. PURPOSE.

The purpose of this local law is to remove retaining walls from the list of accessory structures permissible within required front or rear yards.

SECTION 2. AMENDMENT/ENACTMENT.

Village Code Sections 245-41(A) is amended and enacted as follows:

§ 245-41 YARDS

A. The following accessory structures may be located in any required front or rear yard:

- (1) An awning or movable canopy not exceeding 10 feet in height.

*new language is underlined.

- (2) Open arbor or trellis.
- (3) ~~Retaining wall,~~ fence or masonry wall.
- (4) Unroofed steps, deck, patio or terrace not higher than one foot above ground level.

SECTION 3. SEQRA.

This is a Type II action under 6 NYCRR § 617.5(C)(26).

SECTION 4. SEVERABILITY.

Should any part or provision of this local law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the local law as a whole nor any part thereof other than the part so decided to be unconstitutional or invalid.

SECTION 5. EFFECTIVE DATE.

This local law shall take effect immediately upon filing with the Secretary of State as provided by law.

Dated: December 20, 2023

BY ORDER OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF SAGAPONACK
Rosemarie Cary Winchell, CMC
Village Clerk-Treasurer