

PUBLIC NOTICE

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Sagaponack on the 17th day of January, 2024, adopted the following local law:

LOCAL LAW NO. 1 OF 2024

**A LOCAL LAW AMENDING SECTION 245-60 (E) AND
ADDITION OF SECTION (G) REGARDING HOUSING FOR
AGRICULTURAL LABOR.**

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 further clarify the disposition of an agricultural labor housing structure once the agricultural use ceases and to establish periodic inspections of such housing to ensure compliance.

SECTION 2. AMENDMENT/ENACTMENT.

Village Code Sections 245-60 (E) is amended and Section 245-60(G) is added and enacted as follows:

§ 245-60 Housing for agricultural labor.

E. Continued use of such housing shall be prohibited in the event that the land upon which it sits ceases to be engaged as "land in agricultural production" as defined

*old language is bracketed and new language is underlined.

in the State Agricultural and Markets Law, and [the building or other structure shall be removed or demolished upon such cessation of use or converted to a single-family residence or other expressly permitted use] any and all residential improvements must be removed from the property in order to prevent the property from becoming a rental unit or any other type of residence. The owner of the subject property shall certify every three years to the Village, on a form provided by the Village Clerk, that the land is used as "land in agricultural production" and that the occupants of such housing are engaged in agricultural labor.

G. As a condition for approval of a special exception use under this Section, the owner shall submit to, each July, annual inspections by the Building Inspector, or in the alternative, a licensed engineer selected by owner who would certify the following:

i) the structure meets all applicable housing, sanitary, building, electrical and fire codes, rules, and regulations, and

ii) the structure is used only to house agricultural workers and is not rented, leased, loaned, or licensed to others. Agricultural employment will be established

with submittal of most current NYS 45 filing (Quarterly Combined Withholding, Wage Reporting and Unemployment Insurance Return).

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: January 17, 2024

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