

**PUBLIC NOTICE**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Sagaponack will hold a public hearing on the 16th day of October 2024, at 3:00pm, at the Village Hall, 3175 Montauk Highway, Sagaponack, New York, to consider the adoption of a local law as follows:

**LOCAL LAW NO. 2 OF 2024  
A LOCAL LAW AMENDING VILLAGE CODE § 245 - 35  
REGARDING COMPOSTING**

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 soil conservation.

SECTION 2. AMENDMENT/ENACTMENT.

Village Code Section 245-35 is amended and enacted as follows:

§ 245-35 Agriculture and Animal Husbandry.

A. The following shall apply to the keeping of animals in all forms, except the keeping of animals as household pets:

- (1) Animal husbandry shall only be permitted on sites of seven acres or more.
- (1) All shelters provided for livestock, fowl or fur- and wool-bearing animals shall be at least 150 feet from any street line and 200 feet from any other property line, except that an existing shelter may remain and

\*new language is underlined.

be added to, provided that the addition shall not encroach on a required yard.

- (2) The disposal of animal wastes shall be provided for in such a manner as to prevent any nuisance or sanitary problem.

B. In order to minimize soil erosion and optimize use of water, fertilizer and crop protectants, agricultural practice should adhere to best management practices as periodically revised by the Cornell Cooperative Extension Service.

C. Any provision to the contrary notwithstanding the keeping of chickens and bantams by a special permit issued by the Board of Trustees shall not be deemed animal husbandry and shall be allowed subject to the following conditions:

- (1) The number of chickens or bantams shall not exceed six per 20,000 square feet of lot area, in no event more than 18 on any parcel;
- (2) Commercial sale of any chicken, bantam or poultry product is prohibited;
- (3) Roosters are prohibited;
- (4) Any coop structure, exclusive of an outdoor pen, shall not exceed 200 square feet or 10 feet height, shall be located in a rear yard only and shall maintain a setback to any side or rear yard line of not less than 30 feet;
- (5) Any outdoor area used by chickens or bantams shall be fenced so as to prohibit harm to the chickens or bantams and so as to limit the chickens or bantams to within the fenced area or if the parcel at which any coop structure is located is fenced at its perimeter or otherwise then so as to limit the chickens or bantams to said fenced area; and

(6) Any application for a special permit under this subsection shall require the applicant to mail by certified mail a notice of said application, including a plot plan showing any coop or other structure and fenced areas to each bounding neighbor at least 14 days prior to any hearing on said application.

**D. Only Compost, mulch, or other organic biomass crops, as defined in Section 301 of the New York Agriculture and Markets Law, grown or produced on the property is permitted to be composted. No tree debris or yard trimmings, as defined in Section 360 of the New York State Administrative Code, may be composted on any property within the Village of Sagaponack, unless such debris and trimmings are grown or produced on the same property.**

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.

Attendance at this meeting may be in person or by zoom or telephone. Contact details are available from the Village Clerk's Office.

All persons in interest will be heard by the Board of Trustees at the public hearing to be held as aforesaid and may appear in person or by representative. The Village Hall is accessible to handicapped persons.

Dated: September 18, 2024

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