

Chapter 67. DEBRIS REMOVAL

[HISTORY: Adopted by the Town Board of the Town of Shandaken 11-5-2008 by L.L. No. 3-2008. Amendments noted where applicable.]

GENERAL REFERENCES

Building Inspector; building permits — See Ch. 64.

Fire prevention and building code administration — See Ch. 74.

Subdivision of land — See Ch. 105.

Zoning — See Ch. 116.

§ 67-1. Purpose.

A clean, wholesome, attractive environment is declared to be of importance to the health, safety and welfare of the inhabitants of the Town of Shandaken. In addition, such an environment is deemed essential to the maintenance and continued development of the economy of the Town and the general welfare of its citizens. The unrestrained accumulation of debris on private property is a hazard to such health, safety, and welfare of the citizens of the Town, necessitating the regulation, restraint and removal thereof.

§ 67-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

DEBRIS

The remnants, remains, ruins and parts of all materials resulting from breaking down, demolition of or destruction of buildings, structures or the parts thereof intentionally or accidentally by any individual(s) entity or by natural forces and/or natural elements. Debris shall include but not be limited to metals, furniture, glass, plaster, crockery, mineral waste, sheet rock, roofing materials, siding, pipes, conduits, wire and other demolition and building materials.

§ 67-3. Limit on accumulation of debris.

It shall be unlawful and a violation of this chapter for the owner or occupant of any real property located within the Town of Shandaken to allow the accumulation of 15 or more cubic yards of debris on such property for more than 60 days.

§ 67-4. Failure to comply; enforcement.

If the Zoning Enforcement Officer of the Town of Shandaken determines that a violation of this chapter exists, the Zoning Enforcement Officer shall serve a written notice of violation on the property owner and/or occupant either personally or by certified and regular mail to the last known address of the property owner. In the event that the violation is not cured within 30 days of the date of said notice, the Zoning Enforcement Officer shall promptly serve an appearance ticket on said property owner and/or occupant for violation of this chapter, directing the owner and/or occupant to appear before the Town Justice for violation of this chapter.

§ 67-5. Penalties for offenses.

Upon conviction of a violation of this chapter, the violator shall be subject to a fine of not more than \$250 per day that the violation existed or a sentence of not more than 15 days in jail for each day the violation existed, or both. Each day that the violation is found to have existed shall be deemed to be a separate and distinct offense.

§ 67-6. When effective.

This chapter shall become effective upon filing same with the Secretary of State.