

Local Law No. 2 of 2022

Town of Rensselaerville Local Law Regulating Shipping Containers, Truck Bodies and PODs

Be it enacted by the Town Board of the Town of Rensselaerville as follows:

A. Title

This Local Law shall be entitled “Local Law Regulating Shipping Containers, Truck Bodies and PODs”.

B. Effective Date

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

C. Authority

This Local Law is adopted pursuant to Section 10 and 20 of the Municipal Home Rule Law of the State of New York

D. Statement of Purpose

This Local Law is adopted to regulate shipping containers, truck bodies and PODs within the Town of Rensselaerville. The purpose of this Local Law is to protect the public health, safety, and welfare of the residents and aesthetic resources, and the general welfare of the Town of Rensselaerville and its residents.

E. Regulation

The Code Enforcement Officer shall have the authority to regulate shipping containers, truck bodies, and PODs as “Accessory Structures”, for purposes of local zoning law. Shipping containers, truck bodies, and PODs shall not require a primary structure on the parcel they are sited upon. The definition of “Accessory Structure”, in the Town of Rensselaerville Zoning Law is hereby amended to:

Accessory Structure: A freestanding subordinate structure located on the same lot with the main structure, occupied by or devoted to, an accessory use. Accessory structure shall include, but not be limited to: garages, storage sheds, shipping containers, truck bodies, PODs, or similar structures. Accessory structure shall not be deemed to include fences.

F. Application

Shipping containers, truck bodies, and PODs already placed upon property in the Town of Rensselaerville at the time of enactment of this local law shall not be subject to the

regulations contained herein. If said shipping containers, truck bodies or PODs are moved to different parcels within the Town, they shall be subject to said regulations.

G. Short Term Use

Shipping containers, truck bodies, and PODs sited upon a parcel within the Town shall not be subject to said regulations for a period not to exceed 60 days if the shipping container truck body or POD is used for the purposes of moving or temporary storage.

Shipping containers, truck bodies, and PODs sited upon a parcel within the Town shall not be subject to said regulations for a period of 180 days during active construction provided a building permit has been issued for the parcel. A 180-day extension to this period may be granted by the Code Enforcement Officer.