

FRESHWATER WETLANDS PROTECTION LAW

A LOCAL LAW of the Town of Fenner pursuant to Article 24 the New York Environmental Conservation Law to provide for the protection, preservation and conservation of the freshwater wetlands within its boundaries.

BE IT ENACTED by the Town Board of the Town of Fenner, Cazenovia, New York as follows:

Section 1. Pursuant to No. 24-0501 of the New York State Freshwater Wetlands Act (Article 24 of the New York Environmental Conservation Law), the Town of Fenner shall fully undertake and exercise its regulatory authority with regard to activities subject to regulation under the Act in freshwater wetlands, as shown on the Freshwater Wetlands Map, as such map may from time to time be amended, filed by the Department of Environmental Conservation pursuant to the Act, and in all areas adjacent to any such freshwater wetland up to 100 feet from the boundary of such wetland. Such regulatory authority shall be undertaken and exercised in accordance with all of the procedures, concepts and definitions set forth in Article 24 of the New York Environmental Conservation Law and Title 23 of Article 71 of such law relating to the enforcement of Article 24, as such law may from time to time be amended, with the following exceptions, additions and modifications (No. 24-0501(3), provides for a specification of any exceptions, additions and modifications to the procedures of Article 24. Please read the Department's August 6, 1976 "Criteria for Reviewing Local Freshwater Wetlands Protection Ordinances and Law Pursuant to the Freshwater Wetlands Act (Article 24 of the New York Environmental Conservation Law)" prior to making any exceptions, additions or modifications to the provisions of Article 24.

Section 2. This law, adopted on the date set forth below, shall take effect upon the filing with the clerk of the Town of Fenner of the final Freshwater Wetlands Map by the New York Department of Environmental Conservation pursuant to No. 24-0301 of the Freshwater Wetlands Act applicable to any or all lands within the Town of Fenner.