

**LOCAL LAW FILING**

New York State Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001

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(Use this form to file a local law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  
City  
**Town of Richmond**  
Village

Local Law No. \_\_\_\_\_ of the year **2018**

**A Local Law To Amend The Richmond Town Code At Part II "General Legislation," Chapter 200 "Zoning," Article IV "District Regulations," Section 200-7 "Definitions" To Add Definitions Of Terms Relating To Agricultural Tourism And To Amend Section 200-12 "A Residential/Agricultural District," Sub-Section D "Special Use Permits" To Add §200-12(D)(9) And §200-12(D)(10) Permitting Certain Agricultural And Culinary Tourism Activities In The "A Residential/Agricultural District" After A Special Use Permit Is Granted**

(Insert Title)

Be it enacted by the **Town Board** (Name of Legislative Body)

County  
City  
**Town of Richmond**  
Village

as follows:

Section I. Authorization

The adoption of this Local Law is in accordance with Section 10 of New York's Municipal Home Rule Law and §265 of the Town Law.

Section II. Title and Purpose

This law shall be known as and may be cited as Local Law No. \_\_\_- 2018, to amend the Richmond Town Code at Part II "General Legislation," Chapter 200 "Zoning," Article IV "District Regulations," Section 200-7 "Definitions" to add Definitions of terms relating to Agricultural Tourism and to amend Section 200-12 "A Residential/Agricultural District," Section D "Special Use Permits" to add §200-12(D)(10) and §200-12(D)(11) permitting certain

agricultural tourism and culinary tourism activities, markets, shows and events in the "A Residential/Agricultural District" after a Special Use Permit is granted.

### Section III. Legislative Finding

The Town Board of the Town of Richmond finds and hereby determines that the Richmond Town Code should be amended to enable the owners of land in the "A Residential/Agricultural District" to utilize their land to its full potential and to promote commerce and tourism and, specifically, the newly-developing agricultural tourism industry, within the Town.

### Section IV. Amendment.

Richmond Town Code at Part II, "General Legislation," Chapter 200 "Zoning," Article IV "District Regulations," Section 200-7 "Definitions" shall be amended to add the following Definitions:

**AGRICULTURAL TOURISM** - Activities conducted on an existing farm or on land used for agricultural purposes for the enjoyment or education of the public, which primarily promote the sale, marketing, production, harvesting or use of the products of the farm and enhance the public's understanding and awareness of farming and farm life.

**AGRICULTURAL TOURISM ACTIVITIES** - The retail sale of agricultural products grown or produced on an existing farm or on land used for agricultural purposes, farm markets, roadside stands, livestock shows, petting zoos, seasonal events such as pumpkin walks, hayrides, corn mazes, harvest festivals, barn dances, farm demonstrations, school tours, "u-pick" operations and festivals. .

**AGRICULTURAL PRODUCTS** – All products grown or produced on a farm or land used for agricultural purposes including, but not limited to, fruit, vegetables, plants, wine, butter, cheese, cider, maple syrup and baked goods.

**CULINARY TOURISM** – Eating and drinking experiences that promote Agriculture and Agricultural Tourism.

**CULINARY TOURISM ACTIVITIES** – Farm-to-table dinners, cooking experiences, weddings and parties that utilize agricultural products that are grown or produced onsite or locally.

and

Richmond Town Code at Part II, "General Legislation," Chapter 200 "Zoning," Article IV "District Regulations," Section 200-12 "A Residential/Agricultural District," Section D "Special Use Permits" shall be amended to add:

§200-12(D)(10)

Agricultural Tourism Activities that comply with all other applicable governmental laws and regulations, including, but not limited to, the Richmond Town Code, the New York State Health

Department, the New York State Liquor Authority, and the New York State Department of Agriculture and Markets.

§200-12(D)(11)

Culinary Tourism Activities that comply with all other applicable governmental laws and regulations, including, but not limited to, the Richmond Town Code, the New York State Health Department, the New York State Liquor Authority, and the New York State Department of Agriculture and Markets.

#### Section V. Validity and Severability

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

#### Section VI. Repeal, Amendment and Supersession of Other Laws

All other ordinances or local laws of the Town of Richmond which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law force and effect during its effective period.

#### Section VII. Effective Date

This Local Law will take effect upon filing in the office of the New York State Secretary of State.

**(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)**

**1. (Final adoption by local legislative body only.),**

I hereby certify that the local law annexed hereto, designated as Local Law No. \_\_\_\_ of 2018 of the **Town of Richmond** was duly passed by the Richmond Town Board on \_\_\_\_\_, 2018, in accordance with the applicable provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer<sup>1</sup>.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_, 20\_\_ in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the on 20\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_, 20\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_, 20\_\_, in accordance with the applicable provisions of law.

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<sup>1</sup> Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county- wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_ of the City of \_\_\_\_\_ of having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_, 20\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_, 20\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

\_\_\_\_\_  
Town Clerk

(Seal)

Date: \_\_\_\_\_