

§ 207-2. Definitions.

Legal Vehicle – a vehicle for which a registration is required and which has a current registration in effect and current registration plates affixed thereto.

§ 207-12. Parking or storing of legal vehicles in residential district restricted to driveways and driveway extensions.

It shall be unlawful for any person, firm or corporation, either as a private property owner, vehicle owner, occupant, lessee, agent, tenant or otherwise to openly store or deposit or cause or permit to be openly stored or deposited any legal vehicle on any real property located within a residential district of the Town on any portion of any lot or parcel other than a driveway or driveway extension as those terms are described in Henrietta Town Code Chapter 240. The parking, storing or depositing of legal automobiles and trucks shall be restricted to the driveway as described in Henrietta Town Code § 240-3J. The parking of other legal vehicles shall be allowed on a driveway or driveway extension as that term is described in Henrietta Town Code § 240-3K.

CHAPTER 240

The title of Chapter 240 of the Henrietta Town Code shall be amended from “street and sidewalks” to “streets, sidewalks and driveways”.

§ 240-3J.

All driveways in residential districts shall be improved and paved with asphalt or concrete. Notwithstanding the provisions for the width of an entrance set forth in Subdivision D above, the maximum width of the driveway shall be the greater of twenty feet or one foot beyond the garage dimensions on the entrance side of the garage. Driveways shall not be located closer than eight feet to the property line.

K. Driveway extensions shall be allowed in residential districts provided that the surface of same be made of asphalt, concrete, or crushed stone a minimum of six inches in depth. Driveway extensions must be adjacent to the garage and cannot extend beyond the entrance or rear of the garage structure. They can be no wider than ten feet and no closer to the property line than five feet.

L. Driveways and driveway extensions existing at the time of the enactment of Subdivisions J and K above shall be considered legal, non-conforming driveways but shall not be altered other than in conformance with the requirements of this section.

§ 240-4

Appeals; exceptions.

Any aggrieved person or entity may seek relief from these regulations by appeal to the Zoning Board of Appeals in accordance with the procedures and standards set forth in Chapter 295 of the Henrietta Town Code and Article 16 of the New York State Town Law. Where driveway entrances and exits are shown on the plot of a subdivision which has been filed in the Monroe County Clerk's office after approval by the Planning Board of the Town of Henrietta, no permit shall be required under the provisions of this article.

CHAPTER 240

ARTICLE III – OBSTRUCTIONS

§ 240 – 10. Obstructions.

It shall be unlawful for any person or entity to place or caused to be placed any obstruction in any highway, roadway, sidewalk, pathway or right of way which is publicly owned or maintained or open to the public. Obstructions, within the meaning of this section, shall include all obstructions set forth in New York State Highway Law, §103-a and additionally, shall be deemed to include any sporting equipment such as basketball apparatus, goal posts, goals and any similar type equipment.

§ 240 – 11. Removal.

The Town Superintendent of Highways shall have the same authority to order the removal of obstructions within the Town of Henrietta as is granted to the County Superintendent pursuant to New York State Highway Law, §103-a. Such removal shall be accomplished in accordance with the procedures set forth in New York State Highway Law §103-a.

§ 240 – 12. Violation.

In addition to the power to remove obstructions and order removal, any person or entity violating this section shall be subject to the same penalties set forth in §240-6 of this Chapter. An appearance ticket for such violation may be issued by any police officer or town official authorized by Chapter 25 of the Henrietta Town Code to issue same.

§ 240- 13. Storage and Disposal.

After removal of any obstruction as provided in this Article, the Town Superintendent of Highways or his authorized agent may store such obstruction at a suitable place at the expense of the owner. Such owner or person in charge of the obstruction may redeem the same upon payment to the Town Superintendent of Highways or his authorized agent of the amount of all expenses reasonably incurred in effecting such removal and storing said item. Alternatively, the Town Superintendent of Highways may treat said property as being abandoned and dispose of it accordingly.