

LOCAL LAW NO. ___ OF 2021

**A LOCAL LAW AMENDING TOWN OF QUEENSBURY
ZONING LAW TO ESTABLISH TREE, ARBORIST AND/OR
LANDSCAPE SERVICE REGULATIONS**

Be it Enacted by the Queensbury Town Board as Follows:

Section 1. Authority – This Local Law is adopted in accordance with New York Town Law Article 16 and the Municipal Home Rule Law.

Section 2. Amendment of Section 179 “Zoning” – Chapter 179 of the Queensbury Town Code, entitled “Zoning,” is hereby amended to establish Tree, Arborist and/or Landscape Service regulations and Table 2 is hereby revised to provide for said use as an allowable use subject to a Special Use Permit and Site Plan review as noted below.

A. Definitions. §179-2-010(C) is hereby amended to add the following definition:

TREE SERVICE/LANDSCAPE COMPANY - A business that provides services such as tree/plant removal, pruning, arborist service and landscaping. This service could also diagnose pest problems or plant diseases, and provide fertilization services. On site administration and sales office, storage and maintenance of company equipment, temporary storage of by-products created by business such as logs or wood chips may be included in this use. On site processing, such as cutting, trimming, milling, chipping and grinding is not included in this use.

Note: Language in *bold italics* is new language to be added;
Language with line drawn through is old language to be deleted.

B. Table 2: Summary of Allowed Uses in Residential Districts, is hereby amended to add “Tree Service//Landscape Company” as permitted by Site Plan Review in the Rural Residential 3 Acre (RR-3A) and Rural Residential 5 Acre (RR-5A) Zoning Districts.

Section 3. Severability –The provisions of this Local Law are severable. The invalidity of any clause, sentence, paragraph or provision of this Local Law shall apply only to the clause, sentence, paragraph or provision adjudged invalid and shall not invalidate any other clause, sentence, paragraph or part thereof and the rest of this Local Law shall remain valid and effective.

Section 4. Repealer – All Local Laws or Ordinances or parts of Local Laws or Ordinances in conflict with any part of this Local Law are hereby repealed.

Section 5. Effective Date – This Local Law shall take effect upon filing by the office of the New York State Secretary of State or as otherwise provided by law.

Note: Language in ***bold italics*** is new language to be added;
Language ~~with line drawn through~~ is old language to be deleted.

ZONING

Residential Use Table	Land Conservation	Moderate Density Residential	Neighborhood Residential	Parkland Recreation	Rural Residential	Waterfront Residential
	LC-10 LC-42	MDR	NR	PR-10 PR-42	RR-3 RR-5	WR
Private school		SPR	SPR			SPR
Produce stand less than 100 square feet	PU	PU	PU	PU	PU	PU
Produce stand greater than 100 square feet	SPR	SPR	SPR	SPR	SPR	SPR
Public or semipublic building	SPR	SPR	SPR	SPR	SPR	SPR
Riding academy	SPR			SPR	SPR	
Sand, gravel and topsoil extraction, commercial					SUP ⁴	
Sawmill, chipping or pallet mill	SUP				SUP	
Single-family dwelling	PU/SPR ²	PU	PU	PU	PU	PU
Sportmen's club/firing range	SUP					
Townhouse			SPR			
Tree Service/Landscape Company					SPR	
Veterinary clinic	SPR	SUP			SUP	
Water extraction	SPR					

- 1 Allowed within Mobile Home Overlay District; additional regulations apply.
- 2 Site plan review required for properties within the Adirondack Park.
- 3 More than one duplex per parcel requires site plan review.
- 4 Limited to parcel sites of 25 acres or greater.
- 5 Class A Marinas not allowed on Glenn Lake, Sunnyside Lake and Dream Lake.