

**A LOCAL LAW AMENDING CHAPTER 266
OF THE CODE OF THE CITY OF HUDSON CONCERNING
STANDARDS FOR THE CONSTRUCTION OF SIDEWALKS**

Section 1. Title

This local law shall be known as Local Law No. ___ for the year 2020.

Section 2. Legislative Findings, Intent and Purpose.

The current standards for the construction of sidewalks can be too restrictive and do not permit variation that may be consistent with the character of adjoining buildings or the neighborhood. There are also ambiguities and conflicts between various chapters of the city code concerning the reconstruction of sidewalks. The Common Council finds that as the City seeks to improve the condition of city sidewalks it is important to update the code to allow for greater flexibility in the construction standards, consistent with public health and safety. The Common Council further finds that it is beneficial to clarify that the jurisdiction of the Historic Preservation Commission does not include the reconstruction of sidewalks.

Section 3. Statement of Authority

This local law is authorized by the Municipal Home Rule Law (chapter 36-a of the Consolidated Laws of the State of New York) and the General City Law (chapter 21 of the Consolidated Laws of the State of New York).

Section 4. Amendment to the Code of the City of Hudson

Chapter 266 of the Code of the City of Hudson is amended by adding the following subparagraphs to Sec. 266-2:

G. Notwithstanding the foregoing and Chapter A330, the Commissioner of Public Works is authorized to permit the use of alternate materials for the construction of sidewalks in order to allow the sidewalk to be aesthetically compatible with the adjoining building and neighboring uses and sidewalk materials. Any alternate materials shall generally be as protective of public health and safety as the materials specifically permitted under this Chapter. In approving alternate materials, the Commissioner should avoid the inconsistent or ad hoc use of alternate materials.

H. The reconstruction or repair of existing sidewalks shall not be subject to the requirements of Chapter 169 of the Code of the City of Hudson.

Section 5. Severability.

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation in said clause, sentence, paragraph, section or part of this Local Law.

Section 6. Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State.