

Amendment of Local Law §165-44 A(2), states:

§165-44. Nonconforming structures.

A. Changes, alterations, additions and/or repairs to all existing structures that are nonconforming, whose setbacks are nonconforming, or are on lots that are nonconforming and that were built prior to the effective date of this chapter shall be permitted, provided that:

- (1) The nonconforming front, side and rear setbacks are not decreased, and no additions in height or footprint are made to any side of the structure where a setback nonconformity exists.
- (2) The added living space shall not exceed 20% of the existing livable floor space except when the space is in the basement within the footprint of the residence.

*The effect of this language will exclude improvements that require approval of the Planning Board for construction as set forth above.*