

Local Law Filing

(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 Village

(select one:)

of Hoosick Falls

Introductory Local Law No. 2 of the year 2020

**A LOCAL LAW ESTABLISHING RULES AND REGULATIONS FOR THE USE OF
MUNICIPAL PARKING LOTS IN THE VILLAGE OF HOOSICK FALLS.**

Be it enacted by the Village Board of Trustees of the Village of Hoosick Falls as follows:

See attached.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

VILLAGE OF HOOSICK FALLS

INTRODUCTORY LOCAL LAW NO. 2 OF 2020 A LOCAL LAW ESTABLISHING RULES AND REGULATIONS FOR THE USE OF MUNICIPAL PARKING LOTS IN THE VILLAGE OF HOOSICK FALLS.

Section 1. Findings and Purpose.

The Board of Trustees of the Village of Hoosick Falls finds that due to vehicles parking in municipally owned and/or operated parking lots for extended periods of time, particularly during periods of inclement weather, it is appropriate to establish rules and regulations for the use of such parking lots in the Village of Hoosick Falls. It is the intent of this local law to have these rules and regulations applicable to all municipal parking lots, as defined below. The purpose of this local law is to establish such rules and regulations, and to provide penalties for noncompliance with such rules and regulations.

Section 2. Definitions.

FIRE ZONE – An area or space officially set apart within a roadway or parking area for the exclusive use of emergency fire or ambulance vehicles and which is protected or so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a fire zone.

HANDICAPPED PARKING – Spaces officially set apart within a roadway or parking area for the exclusive use of vehicles bearing a special vehicle identification parking permit issued for handicapped persons and which are protected or so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a handicapped parking area.

LONG-TERM PARKING – Parking a vehicle in a space for longer than one calendar day.

MUNICIPAL PARKING LOT – Any area located in the Village of Hoosick Falls that is owned and/or operated by the Village for the purpose of providing parking of vehicles.

SNOW EMERGENCY – A determination made by the Mayor or designee when an accumulation of snow and/or ice is forecasted such that snow plowing, snow removal, sanding, salting, and/or other highway maintenance will be required.

VEHICLE – Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks, including, but not limited to, motor vehicle; automobile; bus; truck (of any size or purpose); utility, boat or car trailer; travel trailer; motorhome; recreational vehicle; or motorcycle.

Section 3. Rules and Regulations.

All rules set forth are in accordance with § 1203-a and § 1640 of the Vehicle and Traffic Law of the State of New York. Parking regulations are hereby established as follows for all municipal parking lots:

A. No vehicle shall be operated within any parking lot in any manner other than as designated. Persons operating vehicles within parking lots shall at all times observe and obey directions, orders and instructions appearing upon or conveyed by signs, pavement markings or other devices. Regulations

governing the parking, standing or stopping of vehicles, short-term parking, overnight or long-term parking and/or the direction in which vehicles shall at all times be operated or parked shall be obeyed.

B. Short-Term Parking. There shall be parking spaces designated specifically for short-term parking, with each space having a two-hour limit.

C. Fire Zones. No vehicle shall park in any area designated as a fire zone.

D. Handicapped Parking Spaces. No vehicle shall park in parking spaces designated as reserved for handicapped parking unless displaying a permit issued in accordance with § 1203-a of the Vehicle and Traffic Law of the State of New York.

E. Where additional traffic regulations, including one-way restrictions, stop signs, speed limits and turn restrictions, are indicated by official signs and/or markings, no vehicle shall operate or park except in accordance with such signs and/or markings.

F. No person shall knowingly dump or shovel snow onto a parking space or access ramp for handicapped persons thus rendering the space or ramp unusable.

G. Overnight and long-term parking in municipal parking lots. Any vehicle being parked in a municipal parking lot on an overnight or long-term basis must be marked with a valid state registration which is then-currently in effect. A vehicle may not park overnight or on a long-term basis in a parking spot designated as short-term parking. The Village Board, by resolution, may adopt such other rules and regulations to designate and limit certain parking spaces within a municipal parking lot for overnight or long-term parking.

H. No person shall park a vehicle in a municipal parking lot during any period of time declared by the Village to be a snow emergency. Furthermore, cars parked in municipal parking lots following any snow event must be moved to allow for snowplowing.

I. The Superintendent of Highways shall ensure installation of any necessary signage, pavement markings, or other devices at all municipal parking lots to implement the provisions of this local law.

J. Liability; theft in municipal parking lots. Anyone using a municipal parking lot shall do so with the understanding that the Village assumes no responsibility for any injury or damage which such person or vehicle may sustain while an occupant of the municipal parking lot or while using any of said facilities. The Village will not be responsible in any manner for any article that may be stolen from any vehicle using the municipal parking lot.

Section 4. Enforcement; Penalties for Offenses.

A. The Village of Hoosick Falls Police Department, or any other law enforcement agency having jurisdiction, is authorized to remove any vehicle found to be in violation of any provision of the local law. In addition to any other penalties provided in Section 4(B), the owner of any vehicle found to be in violation of any provision of this local law shall be liable for any towing expense and any storage fees that are incurred after towing.

B. Violations of this local law shall constitute a traffic infraction, and shall invoke the penalties set forth in the Vehicle and Traffic Law of the State of New York.

Section 5. Severability.

If any section or subdivision, paragraph, clause, or phrase of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

Section 6. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

(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. 2 of 2020 of the ~~(County)(City)(Town)(Village)~~ of Hoosick Falls was duly passed by the Village Board of Trustees on _____ 2020, in accordance with the applicable provisions of law.
(Name of Legislative body)

~~**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)**~~

~~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.
(Name of Legislative body)
(Elective Chief Executive Officer)*~~

~~**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____.
(Name of Legislative body)
(Elective Chief Executive Officer)*
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____.
(Name of Legislative body)
(Elective Chief Executive Officer)*
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.~~

* 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 _____ 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 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.

Clerk of the county legislative body, City, Town or Village
Clerk or officer designated by local legislative body

(Seal)

Date: _____