

VILLAGE OF INTERLAKEN LOCAL LAW NUMBER #2 OF 2021

AMENDMENTS TO VILLAGE PARKING CODE

BE IT ENACTED by the Village Board of Trustees of the Village of Interlaken, as follows:

Section 1. Authority, Purpose and Scope.

1.1 Among the non-exclusive purposes of this local law are to promote public safety and the safe use and maintenance of Village streets by clarifying and amending certain provisions of Chapter 133 of the Village code, entitled "**Vehicles and traffic**", to specify, as to Chapters and Sections thereof, to which Village Streets such regulations apply.

Section 2 Amendments to Existing Village Code

2.1 The Code of the Village of Interlaken be and hereby is amended by re-stating and replacing the text of §133-3, "**Schedules; Adoption of regulations**", by adding a new subsection C. as follows:

C. The provisions of Chapter 133 shall apply to all Village roads, streets, and public highways, including but not limited to the following: Main Street; Mechanic Street; Seneca Street; Knight Street; West Avenue; Orchard Street; Prospect Street; Clinton Street; Geneva Street; Leroy Street; Cayuga Street; and Railroad Avenue.

2.2 The Code of the Village of Interlaken be and hereby is amended by re-stating and replacing the text of §133-8, "**Winter parking; violations**", by replacing subsection B. as follows:

B. The term "public highway": (i) includes every street and way referenced in this Code, including but not limited to those roads listed in §133-3(C) and the Schedules to this Chapter; and (ii) includes the paved portion and shoulders of all Village streets. "Shoulder" is further defined as a three-foot portion adjacent to the actual paved highway.

2.3 The Code of the Village of Interlaken be and hereby is amended by re-stating and replacing the text of §133-15, "**Authority to impound vehicles**", by adding a new subsection C. as follows:

C. The above provisions shall apply to each public highway and any portion thereof as set forth in or defined by this Code, including but not limited to those roads listed in §133-3(C) and the Schedules to this Chapter.

Section 3 General Provisions

3.1 The Village shall not be liable or responsible for any injury to persons or damage to property due to the Village's actions, or failures to act, under or pursuant to this local law and these code amendments unless it is proven to a reasonable degree of certainty that such injury or damage was solely caused by a willful or intentional act of the Village. This provision shall be construed and applied only to the maximum extent permitted by law.

3.2 If any clause or provision of this local law shall be held invalid or unenforceable by a court or tribunal of competent jurisdiction, such holding shall not affect or invalidate the remainder of this local law, or any rules and regulations adopted hereunder, and any such invalidity or unenforceability shall be confined in its operation to the clause or provision directly involved in the controversy in which such holding shall have been rendered.

3.3 This local law shall be and become immediately effective immediately upon adoption.