

(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~~ of COHOCTON, NY
Town of
~~VILLAGE~~

Local Law No. 1 of the year 19 94

A local law Concerning obstructions within Town highway rights of way during snow removal
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~COUNTY~~
~~CITY~~ of Cohocton, NY
Town as follows:
~~VILLAGE~~

§1.0 No person shall dump, or plow snow or ice onto, or deposit the same, upon any highway, or within the limits of the highway right of way within the Town of Cohocton, New York.

§1.1 A violation of §1.0 shall be punishable by a fine not to exceed \$100.00.

§2.0 No motor vehicle, or any other vehicle, shall be parked on any highway, or on the shoulder of any highway, within the Town of Cohocton, New York, during the period of snow removal from November 1 through April 30 in each year.

§2.1 The words "highway", "motor vehicle" and "vehicle" used in §2.0 shall be given the same meanings as such terms are given in New York State Vehicle and Traffic Law.

§2.2 A violation of §2.0 shall be deemed committed by the registered owner of said motor vehicle or other vehicle.

§2.3 If, in the opinion of the Highway Superintendent, or his designee, a motor vehicle or other vehicle is parked on the highway, or shoulder of the highway, within the Town of Cohocton in violation of §2.0 and the presence of such vehicle on the highway, or shoulder of the highway, impedes the proper snow removal from the highway, or shoulder of the highway, then the Highway Superintendent, or his designee, is authorized to cause the removal of said vehicle to a designated place to be held. Notice of the removal of said vehicle shall then be given by the Highway Superintendent, within 24 hours of removal, to the registered owner of said vehicle and advise the registered owner where said vehicle is held and may be claimed. The registered owner shall be responsible to pay the reasonable towing, removal and storage charges of said vehicle.

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

§2.4 No liability shall attach to the Town of Cohocton, its Highway Superintendent, or his designee, with respect to the removal of such vehicle as provided in §2.3.

§2.5 A violation of §2.0 shall be punishable by a fine not to exceed \$100.00.

§3.0 No person shall erect a mail box within the bounds of any highway right of way within the Town of Cohocton, New York.

§3.1 The Town of Cohocton shall not be responsible, and shall be held harmless, for damage to any mail box located within the right of way by snow plowing or snow removal by the Town of Cohocton.

§4.0 This local law shall take effect immediately.

(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. 1 of 19 94 of the ~~(County)(City)~~(Town)(Village) of Cohocton was duly passed by the Town Board on January 11, 1994, 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 19 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19 ____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19 ____, 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 19 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19 ____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19 ____. 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 _____ 19 ____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 19 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19 ____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ on _____ 19 ____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19 ____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

*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 chairman 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 19__ 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 _____ 19__, 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 19__ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19__, 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 cities of said county as a unit and 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.

Patricia E. Bidlack
~~Clerk of the County, Legislature, City or Town of Village~~
~~X office designated by local legislation only X~~

Date: *January 18, 1994*

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF Steuben

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

John F. Leyden
Signature - John F. Leyden
Attorney
Title

~~XXXXXX~~
~~XXXXXX~~ of Cohocton, NY
~~XXXXXX~~
Town

Date: *1/24/94*