

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~Saunder~~ ~~Six~~ ~~Town~~ of COHOCTON
Village
Local Law No. 2 of the year 19 88

A local law ... concerning the trimming and removal of trees within the Village of
Cohocton, New York (insert title)

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)
~~Cohocton~~ ~~Town~~ ~~Village~~ of Cohocton as follows:

Date 1/20/89
Local Law(s) No. 2
Year 1988
Municipality Village of Cohocton
Please be advised that the above-referenced material was received and filed by this office on 12/23/88
Additional forms for filing local laws with this office will be forwarded upon request.

NYS Department of State
Bureau of State Records

383602-004 (4/87)

(If additional space is needed, please attach sheets of the same size as this and number each)

SECTION I - DECLARATION OF POLICY

1.0 It is hereby declared to be the policy of the Board of Trustees of the Village of Cohocton, New York to prevent the existence of unhealthy, hazardous and dangerous conditions due to obstructive, diseased, decaying, dying or dead trees located with the Village of Cohocton, New York (the Village).

SECTION II - TRIMMING AND/OR REMOVAL OF TREES:
REQUIREMENTS

2.0 The Village, its employees, agents or assigns shall be authorized to trim and/or remove any tree lying within the bounds of any Village street, highway or right-of-way, regardless of title to or ownership of such tree, upon certification by the duly authorized official of the Village that such tree is or poses an unhealthy, hazardous or dangerous condition.

2.1 The Board of Trustees of the Village shall, by resolution, designate such officers and employees of the village who shall be authorized to certify that any tree within the Village is or poses an unhealthy, hazardous or dangerous condition.

2.2 The Board of Trustees of the Village shall, by resolution, determine the form, content, manner and means of the certification by the duly authorized official or employee that such tree is unhealthy, hazardous or dangerous.

2.3 In the performance of any work concerning the trimming and/or removal of any tree certified to be an unhealthy, hazardous, or dangerous condition, as provided in this section, the Village, its employees, agents and assigns shall be authorized to enter upon the lands of any abutting property owner with such persons and equipment as may be necessary to trim and/or remove such tree without the requirement of any consent of such abutting property owner or occupant. Upon the completion of such work if the abutting property owners land is disturbed or damaged because of the trimming and/or removal of such tree, certified to be unhealthy, hazardous or dangerous, the Village, its employees, agents or assigns shall restore such abutting property owners land in as reasonably good condition as existed prior to such work.

2.4 The Village shall not be required to compensate any abutting property owner because of the trimming or removal of such tree nor shall the Village be required to replace any tree certified to be unhealthy, hazardous or dangerous, regardless of title to or ownership of such tree.

SECTION III - EFFECTIVE DATE

3.0 This Local Law shall take effect immediately.