

file

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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
~~TOWNSHIP~~
Village

Local Law No. 2 of the year 19 87

A local law regulating parking of vehicles on certain streets within the Village of Cohocton, New York (insert title)

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

~~COUNTY~~
~~CITY~~ of Cohocton as follows:
~~TOWNSHIP~~
Village

PREAMBLE

The Board of Trustees of the Village of Cohocton, County of Steuben, State of New York, pursuant to the provisions of the Vehicle and Traffic Law of the State of New York, hereby enacts the following local law to regulate parking of vehicles upon Haag Street, Park Avenue, Wilcox Street and Erie Street, which said streets are village highways or streets and are not state highways maintained by New York State as provided in Sections 1684 of the Vehicle and Traffic Law and Section 46 of the Highway Law.

ARTICLE I

WORDS AND PHRASES DEFINED

Section 10. Definitions of Words and Phrases.

(a) The words and phrases used in this local law shall, for the purposes of this local law, have the meanings respectfully ascribed to them by Article I of the Vehicle and Traffic Law of the State of New York.

ARTICLE II

TRAFFIC CONTROL DEVICES

Section 20. Authority to Install Traffic Control Devices.

The Village of Cohocton Street Department shall install and maintain such traffic control devices when and as required under the provisions of this local law and the Vehicle and Traffic Law of the State of New York to make effective the provisions of this local law.

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

ARTICLE III

PARKING

Section 30.

Application of Article.

The provisions of this article shall apply except when it is necessary to stop and/or detain a vehicle to avoid conflict with other traffic or in compliance with directions of a police officer or other official traffic control device.

Section 31.

Parking Prohibited in Designated Areas.

- (a) The parking of all vehicles is hereby prohibited in the following designated areas:
- (1) Along the north curb line of Haag Street commencing at the intersection of Erie Street and Haag Street and continuing in a westerly direction a distance of 266 feet;
 - (2) Along the north curb line of Park Avenue commencing at the intersection of Park Avenue and Church Street and continuing in a westerly direction a distance of 384 feet;
 - (3) Along the north curb line of Wilcox Street commencing at a point being 900 feet west of the intersection of Route 371 and Wilcox Street and continuing in a westerly direction a distance of 600 feet;
 - (4) Along the west curb line of Erie Street commencing at the intersection of Park Avenue and Erie Street and continuing in a southerly direction a distance of 1,343 feet to the intersection of Erie Street and Mill Street;
 - (5) Along the east curb line of Erie Street commencing at the intersection of Mill Street and Erie Street and continuing in a northerly direction a distance of 500 feet;
 - (6) Along the east curb line of Erie Street commencing at a point 305 feet south of the intersection of Erie Street and Park Avenue and continuing in a southerly direction a distance of 413 feet.
 - (7) Along the south curb line of Park Avenue commencing at a point 60 feet east of the intersection of Erie Street and Park Avenue and continuing in an easterly direction a distance of 42.8 feet.

ARTICLE IV

REMOVAL AND STORAGE OF VEHICLES

Section 40.

Authority to Remove Vehicles.

When any vehicle is parked or abandoned in any of the prohibited areas as set forth in Article III, said vehicle may be ordered removed by the Village of Cohocton or any authorized police agency.

Section 41.

Storage and Charges.

After the removal of any vehicle as provided in this article, the Village of Cohocton may store such vehicle in a suitable place at the expense of the owner of said vehicle. Such owner, or person in charge of the vehicle, may redeem the same upon payment to the Village of Cohocton Clerk of the amount of all expenses actually and necessarily incurred in effecting such removal. Removal charges shall not exceed \$50.00 and storage charges shall not exceed \$5.00 per day or fraction thereof.

Section 42.

Notice of Removal.

The Village of Cohocton or any authorized police agency shall, without delay, report the removal and disposition of any vehicle removed as provided in this article to the Village Clerk of Cohocton and it shall be the duty of such Village Clerk to ascertain, to the extent possible, the owner of said vehicle or the person being in charge of said vehicle and notify him or her of the removal and disposition of such vehicle and of the amount which will be required to redeem said vehicle.

ARTICLE V

PENALTIES

Section 50.

Penalties for Violation of Local Law.

Every person convicted of a traffic infraction for a violation of any provision of this local law, which is not a violation of the provisions of the Vehicle and Traffic Law of the State of New York, shall, for a first conviction thereof, be punished by a fine of not more than \$50.00 or by imprisonment for not more than 15 days or by both such fine and imprisonment; for a second such conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$100.00 or by imprisonment of not more than 45 days or both by such fine and imprisonment; upon a third or subsequent conviction with 18 months after the first conviction, such person shall be punished by a fine of not more than \$250.00 or by imprisonment of not more than 90 days or by both such fine and imprisonment.

ARTICLE VI

EFFECTIVE LOCAL LAW

Section 60.

Constitutionality.

If any part or parts of this local law are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this local law.

Section 61.

Inconsistent Provisions.

To the extent that any of the provisions of this Local Law are inconsistent with the provisions of any other prior local law of the Village of Cohocton concerning prohibited parking areas within the Village of Cohocton, the provisions of this Local Law shall supersede the inconsistent provisions of such prior local law.

Section 62.

Effective Date.

This local law shall take effect immediately upon the passage of the same by the Board of Trustees of the Village of Cohocton and the filing of the same with the Secretary of State of New York.