

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
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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.

Village of Tivoli

Local Law No. D (Proposed) of the year 2016

A Local Law Amending the Village Code regarding Parking Violations

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

SECTION 1. LEGISLATIVE INTENT

This local law will regulate and make safer the traffic upon the streets and highways within the corporate limits of the Village.

SECTION 2. APPLICATION

This Local Law shall apply within the Village of Tivoli.

SECTION 3. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this Local Law shall not affect the validity of any other part of this Local Law, which can be given effect without such part or parts.

SECTION 4. Section 212-5 of the Village Code entitled "Parking, Standing and Stopping" is hereby amended to read as follows:

§ 212-5 Parking, standing and stopping.

The provisions of this section shall apply except when it is necessary to stop a vehicle to avoid a conflict with other traffic or in compliance with the directions of a police officer, other emergency personnel, or an official traffic control device.

A. No Overnight Parking Seasonally. The parking of a vehicle is hereby prohibited on all streets within the village between 1:00 a.m. and 6:00 a.m. from November 15 through April 1. Violators of this section shall be fined and their vehicles towed at the owner's expense.

B. Prohibition of stopping, standing or parking in specified places. Except when necessary to avoid conflict with other traffic, or in compliance with the law or directions of a police officer or

other emergency personnel, or official traffic control device, no person shall, within the Village, stop, stand or park in the following areas, which shall be designated by signs in compliance with the sign standards of the State of New York or by the marking of the curbline with yellow paint:

- (1) On the east side of North Road from the north curbline of Broadway to a point 25 feet to the north and on the east side of North Road within a distance of 6 feet of either curbline of a private parking lot.
- (2) On the west side of North Road from the north curbline of Broadway to the south curbline of Pine Street.
- (3) On the west side of Montgomery Street.
- (4) On the north side of Broadway between the intersection of the road that runs behind the war memorial with said Broadway; on the north side of Broadway from the west curbline of North Road to a point 25 feet to the west; on the north side of Broadway from the west curbline of Montgomery Street to a point 25 feet to the west; and on the north side of Broadway from the east curbline of North Road to a point 25 feet to the east.
- (5) On the south side of Broadway from the west curbline of Montgomery Street to a point 25 feet to the west; on the south side of Broadway within a distance of 6 feet of either curbline of Feroe Avenue; on the south side of Broadway within a distance of 6 feet of either curbline the Post Office parking lot curbline; and on the south side of Broadway within a distance of 6 feet of either curbline of a private parking lot.
- (6) On either side of Feroe Avenue.
- (7) On the north side of Washburn Avenue.
- (8) On the south side of Spring Street.
- (9) On the side of any street from the curbline to a point 25 feet from that curbline.
- (10) On either side of Clay Hill Road from the west curb line of Route No. 9G to a point 200 feet to the west.
- (11) Blocking any driveway.
- (12) Against the direction of traffic on the side of the street where the vehicle is located.
- (13) On any public sidewalk or within any crosswalk area.
- (14) On the travel side of any parked, stopped or standing vehicle (double parking).

C. Limitations of stopping, standing or parking in Fire Zone. Except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer or other emergency personnel or official traffic control device, no person shall, within the limits of the Village, stop, stand or park in the following areas, which shall be designated by signs in compliance with the sign standards of the State of New York or by the marking of the curbline with yellow paint: Within the boundaries of the fire zone in front of the firehouse, as designated by Village Board of Trustees.

D. Limitations of stopping, standing or parking in specified areas. Except when necessary to avoid conflict with other traffic, or in compliance with the directions of a police officer or other emergency personnel or official traffic control device, no person shall, within the limits of the Village:

- (1) Overtime Parking: Stop, stand or park a vehicle for a continuous time in excess of 15 minutes:

(a) On the south side of Broadway in front of the United States Post Office and 40 feet to the west between the hours of 9:00 a.m. through 5:00 p.m. from Monday through Friday, excluding all nationally recognized holidays.

E. No Parking Near Hydrant. No person shall park any vehicle more than 15 feet to the left or right of any hydrant within the village limits.

SECTION 5. Section 212-8 of the Village Code entitled "Penalties for Offenses" is hereby amended to read as follows:

§ 212-8 Penalties for offenses.

A. Any person violating the provisions of § 212-6 herein (Abandoned Vehicles) shall be guilty of a traffic infraction as defined in § 1800 of the Vehicle and Traffic Law of the State of New York and shall be subject to the provisions of such article.

B. Any person violating the provisions of § 212-5E herein (No Parking Near Hydrant) shall be guilty of a traffic infraction, which said offense, upon conviction thereof, shall be punishable by a fine not to exceed \$150 or by imprisonment of not more than five days, or both such fine and imprisonment.

C. Any person violating the provisions of § 212-5 herein (Stopping, Standing and Parking) except as provided in Section 212-8(B) shall be guilty of a traffic infraction, which said offense, upon conviction thereof, shall be punishable by a fine not to exceed \$45 or by imprisonment of not more than five days, or both such fine and imprisonment.

D. Any person violating any of the provisions of this chapter, except as provided in Subsection A or B or C of this section, shall be guilty of a traffic infraction, which said offense, upon conviction thereof, shall be punishable by a fine not to exceed \$100 or by imprisonment of no more than five days, or both such fine and imprisonment.

SECTION 6. EFFECTIVE DATE

This local law shall take effective immediately after it is filed with the Secretary of State as provided in section twenty-seven of the Municipal Home Rule Law.

