

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

APR 20 2006

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.

MISCELLANEOUS
& STATE RECORDS

- County
- City of Tannersville - PO Box 967, Tannersville, NY 12485
- Town
- Village

Local Law No. 1 of the year 20 06

A local law Regulating the use of Parks, Buildings and Facilities
(Insert Title)

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

- County
- City of Tannersville as follows:
- Town
- Village

(See attached.)

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

(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 20 06 of the ~~(County)(City)(Town)~~ Village of Tannersville was duly passed by the Village Board of Trustees on January 12th, 20 06, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* on _____ 20 _____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 _____ *(Elective Chief Executive Officer*)*

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 _____ 20 _____, in accordance with the applicable provisions of law.

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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____, in accordance with the applicable provisions of law. *(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 chairperson 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.)

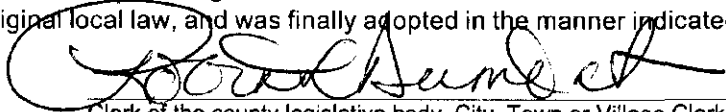
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20 _____, 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 20 _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20 _____, 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 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.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 4/3/06

(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 Greene

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.



Signature
Village Attorney
Title

~~County~~
City of Tannersville
~~City of~~
~~Village~~
Village

Date: 4/3/06

Local Law # 1 of 2006
Village of Tannersville
Regulating the Use of Parks, Building and Facilities

Section 1. Purpose

The purpose of this Local Law is to regulate the use of the parks of the Village of Tannersville (hereinafter referred to as the "Village").

Section 2. Definitions

The following terms shall have the meanings indicated in this section:

Village Property—The grounds, buildings, facilities, parks therein, water therein and any other property necessary for the operation thereof, and constituting a part thereof, which is now or may hereafter be maintained, operated and controlled by the Village for public purposes.

Person—Any individual, firm, partnership, corporation or association of persons; the singular number shall include the plural.

Village—The Village of Tannersville

Section 3. Prohibited Activities

The following activities are prohibited:

- a. Use, occupancy or presence upon the park, buildings or facilities during Summer Recreation Program hours of operation. The Village Summer Recreational Program shall have first priority for the use of the Lake beach area. However, that area may be utilized by the public in a manner which does not conflict with the operation of the Summer Recreation Program.
- b. Parking a motor vehicle in other than designated locations.
- c. Operating a motor vehicle in excess of five (5) miles per hour or in any manner contrary to posted regulations
- d. Operating a motor vehicle on other than the designated roads.
- e. Horseback riding on other than the designated roads and during summer Recreation Program hours of operation.
- f. Allowing dogs to run unleashed.
- g. Sports in locations other than those designated by the Village.
- h. Entering or using the parks during other than the designated hours posted by the Village.
- i. Refusing to comply with the time-sharing plan posted by the Village for the use of any recreational facility.
- j. Operating or parking a motorcycle, minibike or other form of recreational motor vehicle except on designated roads.
- k. Overnight parking of motor vehicles
- l. Sale of alcoholic beverages as defined in the Alcoholic Beverage Control Law in or on any Village property.
- m. The use of any alcoholic beverage other than beer in or on any Village property.
- n. The use of beer by private picnickers other than in the picnic and pavilion areas of the park.
- o. The use of or being under the influence of any illegal drug or substance in or on any Village property.

- p. Possession or use of firearms, bow and arrow or other dangerous weapons within the park, unless authorized by law or the Village Board of the Village of Tannersville.
- q. Disturbing the peace and good order in the parks by fighting or arguing in loud voices or threatening violence to any person or the property of others.
- r. Begging, hawking, peddling or soliciting within the parks except as authorized by the Village of the Tannersville.
- s. Use of profane or abusive language while in the parks.
- t. Injuring, defacing, destroying, disturbing or removing any part of the parks.
- u. Loitering in or near park rest room buildings.
- v. Littering or leaving behind refuse and garbage except in receptacles provided for such purpose.
- w. Starting a fire in a park except in park grills, fireplaces or designated areas.
- x. Failure to extinguish before leaving the park all fires started or used. The dumping of ashes or fire onto the ground is absolutely prohibited.
- y. Golf practice except in designated areas.

Section 3A. Reservations

- a. Use by the Village of Tannersville of Village property for any Village sponsored event or program, shall have priority over any public use of such Village property, thus reservations are required for use of Village property by groups of five or more and for organized athletic events. Requests for reservations must be received by the Village Clerk at least thirty days in advance of the date of proposed use.
- b. No Village property or portion thereof will be reserved for any group whose size or activity in the opinion of the Village Board of the Village will be detrimental to such property.
- c. Reservations for organized athletic events will be issued, if appropriate by the Village Clerk.
- d. Reservations will be made only to Village residents or organizations.
- e. The use of Village property by groups of more than 25 is prohibited without first obtaining a permit for such use from the Village Clerk upon placing a cash deposit of \$50.00 (Fifty Dollars) to guarantee that the area will be properly cleaned up after such event and no damage will be caused thereto by the applicant. Said deposit shall be refunded to the applicant after determination of damage and cleanup by the Superintendent of Highways or his designee.
- f. Fees for the use of Village property shall be set by resolution of the Village Board.

Section 4. Hours of Closing

- a. No person shall be permitted to remain, stop or park within the confines of any Village property between the hours of 9:00 p.m. and 7:00 a.m. prevailing local time except in emergencies or with special permit from the Village Board. In case of an emergency or when in the judgment of the Village Board the public interest demands it, any portion of Village property may be closed to the public or to designated persons until permission is given to reopen.
- b. Notwithstanding the hours of closing stated herein, the Village Board may establish closing hours for designated Village property or any portion(s) thereof.

Section 5. Penalties for Offenses: Enforcement

- a. A violation of this local law shall constitute an offense punishable by a fine not less than Two Hundred and Fifty dollars (\$250) for each and every such offense.

b. Any state police officer or police officer of Greene County, the Town of Hunter or any of its municipal subdivisions may, without a warrant, arrest any offender whom [he/she] may detect in the violation of any of the provisions of the above sections, and take the persons so arrested forthwith before a magistrate having competent jurisdiction, and [he/she] shall have at all times a right to enter the premises of any building, structure or enclosure in or on any Village property, including such grounds, buildings, structures or enclosures in any Village property which may be leased or set aside for private or exclusive use of any individual or groups of individuals, for the purpose of arresting violators hereof, and may use all necessary means to attain that end.

Section 6. Severability

Should any section, paragraph, sentence, clause or phrase of this Local Law be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, the remainder of said law shall not be affected thereby.

Section 7. Repeal

All ordinances, local rules and regulations inconsistent herewith are hereby repealed.

Section 8. Effective Date

This Local Law shall take effect immediately.