

Local Law Filing

(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 Tannersville
- Town
- Village

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
NOV 17 2008

Local Law No. 3 of the year 20 08

MISCELLANEOUS
& STATE RECORDS

A local law known as "Special Curfew for Halloween of the Village of Tannersville"
(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

Please 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. 3 of 20 08 of the ~~(County)(City)(Town)~~(Village) of Tannersville was duly passed by the Village Board of Trustees on Sept. 16 20 08, in accordance with the applicable provisions of law.

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 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.)

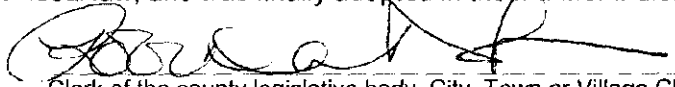
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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.



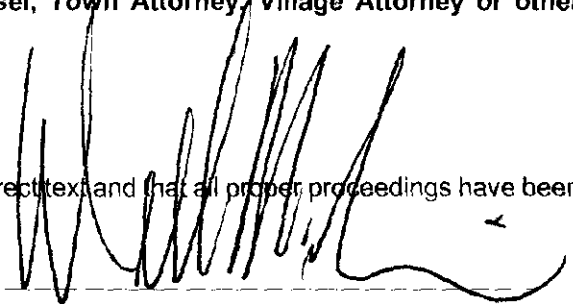
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 9/24/08

(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

~~X County~~
~~X City~~ of Tannersville
~~X Town~~
Village

Date: 9/24/08

Local Law #3 of 2008

A local law known as "Special Curfew for Halloween of the Village of Tannersville"

1. **TITLE:**

This law shall be known as Special Curfew for Halloween of the Village of Tannersville.

2. **DECLARATION OF PUBLIC PURPOSE AND LEGISLATIVE INTENT:**

It is the declared purpose of the Village of Tannersville to maintain the public order and to protect the health, safety and well being of the community. Recognizing that in recent years, the evening of October 31st, commonly known as "Halloween", has been the occasion of unwarranted and unlawful public disruption, mischief and vandalism. It is the intent of this Local Law to prevent the occurrence of such public disruption on Halloween or any day or night close to Halloween. Further recognizing that much of the disruption, mischief, and vandalism has been caused or is related to a number of young people congregating within the Village without any lawful or legitimate purpose, it is the declared legislative intention of this Local Law to prevent said mischief, disruption and vandalism on Halloween and on such other dates preceding or subsequent to Halloween as is needed to maintain public order.

3. **DEFINITIONS:**

A. **MINOR:** As used herein minor shall mean and refer to any person under the age of 18.

B. **PARENT/GUARDIAN:** As used herein, the term parent or guardian shall mean and refer to the natural or adoptive parent or grandparent or legal guardian of any minor.

4. **UNLAWFUL CONGREGATION:**

A. It shall be unlawful for any minor to be on any street, highway, road, parking lot or public or private area (unless consented to by the owner thereof) after 6:00 pm on October 31st of any year (commonly known as Halloween) until 7:00 am November 1st of any year unless said minor is accompanied by his or her parent or guardian.

B. The Mayor of the Village of Tannersville may, upon the finding of a need to, extend the curfew set forth herein to nights preceding or subsequent to Halloween for the purpose of maintaining the public order

5. **PENALTIES:**

Any person found guilty of violating this Local Law shall be guilty of a violation and subject to the penalties set forth in the Penal Law of the State of New York for violations.

6. **SEVERABILITY:**

In the event that any word or phrase or part of this Local Law shall be declared unconstitutional, the same shall be severed and separated from the remainder of this Local Law and shall not effect the remainder of said Local Law which shall remain in full force and effect.

7. **EFFECTIVE DATE:**

This Local Law shall take effect immediately upon filing with the Secretary of State of the State of New York.