

# 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  Town  Village  
(Select one:)

FILED  
STATE RECORDS

FEB 23 2012

of Nunda

DEPARTMENT OF STATE

Local Law No. 1 of the year 2012

A local law Restricting Parking of Motor Vehicles on Certain Designated Streets Located

Within the hamlet of Dalton, Town of Nunda, New York

(Insert Title)

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

County  City  Town  Village  
(Select one:)

of Nunda as follows:

**Section 1. Purpose.** The Town Board recognizes that the safety of the Dalton Elementary school students, employees, residents and pedestrians of the Hamlet of Dalton is jeopardized by the current parking patterns on Maple Street and Church Street in the Hamlet of Dalton. The Town Board desires to protect the health, safety, and general welfare of the people in the Hamlet of Dalton. The Town Board finds that there is a need to restrict the parking of motor vehicles on the North side of Church Street in the Hamlet of Dalton from Fair Street to Maple Street and on the East side of Maple Street from Main Street to Church Street. The Town Board recognizes that current motor vehicle parking patterns restrict the flow of traffic in the event of an emergency or use of emergency vehicles. The Town Board finds that the installation of traffic signs will have minimal negative impact upon traffic on Maple Street and Church Street.

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

**Section 2. Parking Restrictions.** Parking of motor vehicles is hereby prohibited on the following public roads:

1. on the north side of Church Street in the hamlet of Dalton from Fair Street to Maple Street;
2. on the east side of Maple Street in the hamlet of Dalton from Main Street to Church Street.

**Section 3. Penalties.** Every person convicted of a violation of this Local Law shall, for a first conviction thereof, be punished by a fine of not more than \$150.00 or by imprisonment for not more than 30 days, or both such fine and imprisonment; for a conviction of a second violation, both of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$300.00 or by imprisonment for not more than 60 days or by both such fine and imprisonment; upon conviction of a third or subsequent violation, all of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$500.00 or by imprisonment for not more than 90 days or both such fine and imprisonment.

**Section 4. Severability.** Each separate provision of this local law shall be deemed independent of all other provisions herein, and if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.

**Section 5. Effective Date.** This local law shall take effect immediately upon its filing with the office of the Secretary of State as required by Section 27 of the Municipal Home Rule Law.

(1-A)

**(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 2012 of the ~~(County)(City)(Town)(Village)~~ of Nunda was duly passed by the Town Board on February 14, 2012, 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 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 **CINDY L. ESSLER**

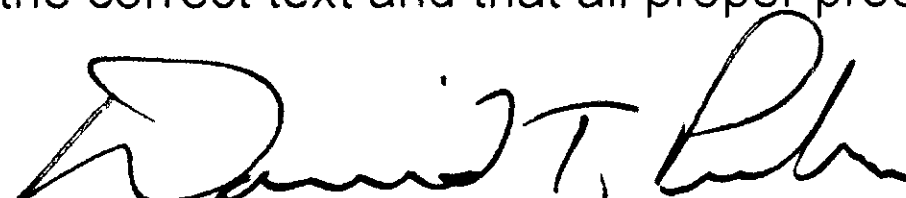
(Seal)

Date:  February 14 , 2012

**(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  ALLEGANY

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 **David T. Pullen**

Town Attorney  
Title

County  
City

of  Nunda

Town  
Village

Date:  February 17 , 2012