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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 Amityville

Local Law No. 4 of the year 2023

A local law to increase the penalties for parking violations

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

Section 1. The Board of Trustees finds that it is necessary to increase the fines for parking violations to discourage illegal parking within the village which has increased as a result of the downtown revitalization.

Section 2. § 172-20 of the Code of the Village of Amityville is hereby amended to read as follows:

“§ 172-20 Penalties for Parking Violations

A. Fines, summonses, late charge.

- (1) Any person who shall violate § 172-23 (Handicapped parking space violations) of this Code shall be subject to a fine of \$225, plus the mandatory surcharge.
- (2) Any person who shall violate § 172-25 (Fire hydrant and fire zone parking violations) of this Code shall be subject to a fine of \$175 plus the mandatory surcharge.
- (3) Any person who shall violate any other provision of this chapter relating to parking shall be subject to a fine of \$100.
- (4) A summons must be answered within 15 days of issuance by endorsing a plea of guilty or not guilty in the indicated place thereon and returning said endorsed summons to the court. If the defendant enters a plea of guilty, the defendant will pay the applicable fine set forth in the summons. The fine may be paid by mail with the plea of guilty or in person at the office of the Court Clerk. If a plea of not guilty is entered, the defendant will be notified of a court appearance date for trial. In the event that the defendant fails to answer the summons or fails to pay the fine or fails to appear on the scheduled appearance date, or in the event that the defendant timely appears in court, is found guilty of a violation of this chapter and then fails to pay the fine within the time prescribed by the court or within 30 days thereafter if no

specific date is prescribed, the fine shall be doubled. If such fine remains unpaid 60 days after the issuance of the summons or the imposition of a fine by the court after a determination of guilt, then the fine shall be three times the amount provided for in the summons. If such fine remains unpaid for 90 days after the issuance of said summons or the determination of guilt, an administrative fee of \$50 shall be added to the amount already due herein.

- B. Upon the defendant's failure to pay the fine prior to the court date or on the court date, or upon the defendant's failure to pay the fine within the time prescribed by the court, a delinquency notice shall be sent to the defendant at the address given by the defendant to the Department of Motor Vehicles at the time the defendant registered a motor vehicle under the license plate number shown on the summons
- C. After said delinquency notice has been sent, an additional late charge of \$50 shall be added to the fine and initial late charge in the event the defendant fails to appear in court or pay the fine and initial late charge within 45 days of the court date set forth on the summons or within 15 days of the date on which said delinquency notice is sent, whichever is later.
- D. The Village Justice may waive the late charge under such circumstances as he deems proper. Failure to respond to a parking summons may also result in the issuance of a warrant for arrest, denial of registration or renewal application and assessment of further penalties as provided by applicable law."

Section 3. This local law shall take effect immediately.