

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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED

- County
- City of Ilion, NY
- Town
- Village

JUL 15 2009

Local Law No. 4 of the year 20 09

MISCELLANEOUS
& STATE RECORDS

A local law to amend Chapter 163, Parks and Recreation Areas
(Insert Title)

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

- County
- City of Ilion, NY as follows:
- Town
- Village

See Schedule A 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. 4 of 20 09 of the (County)(City)(Town)(Village) of Illion was duly passed by the Village Board of Trustees on July 8 20 09, 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.

Randa B. Coffin
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 7/14/09

(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 Herkimer

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.

David Beigel
Signature
Village Attorney
Title

County _____
City of Ilion, NY
Town _____
Village _____

Date 7/14/09

Schedule A

Village of Ilion Local Law 4-2009

CHAPTER 163, PARKS AND RECREATION AREAS.

ARTICLE I. Village of Ilion Parks

§163-1. Title.

This Article shall be known and may be cited as the "Local Law Regulating the Use of Village of Ilion Parks."

§163-2. Purpose.

The purpose of this Article is to protect the public health, welfare and safety in the use of all Parks in the Village of Ilion, which will promote the safe and proper use of the Parks for recreation purposes and will minimize detrimental effects of such use on the environment."

§163-3. Definitions.

The terms, words and phrases used in this Article as they relate to snowmobiles shall have the same meanings as such terms, words and phrases are defined in §21.05 of the Parks, Recreation and Historic Preservation Law.

"Parks" as used in this Article shall include Russell Park, Community Park, the South Fifth Avenue Athletic Fields, the Marina, and any other Village Park that exists or may come into existence in the future, as well as their parking lots, buildings, fields, playgrounds, tennis courts, and all real property upon which the Parks are located.

§163-4. General regulations.

- A. No open fires shall be permitted in the Parks except in picnic stoves or fireplaces provided for that purpose in designated picnic areas.
- B. No person shall carry or discharge firearms or hunt in the Parks.
- C. No abusive, profane or indecent language or noise or conduct that may annoy, disturb or interfere with the rights of others shall be engaged in.
- D. Littering of any kind is hereby prohibited, and no trash, refuse or garbage shall be deposited in any area of the Parks except in cans or containers provided for such purpose.
- E. No person shall carry or have in his possession any glass beverage container.
- F. Smoking is expressly prohibited within any Park. Smoking shall be allowed at authorized wet slips, transient slips, and recreational vehicle sites located at the Marina. "Smoking" means inhaling, exhaling, burning or carrying any lighted cigar, cigarette, pipe, or any form of lighted object or device which contains tobacco or cloves.

§163-5. Penalties for offenses

Any person committing an offense against any provision of this Article shall be guilty of a violation and, upon conviction thereof, shall be punishable for each offense by a fine of not more than two hundred fifty dollars (\$250.) or by imprisonment for not more than fifteen (15) days, or both.

This law shall take effect immediately upon the filing with the Secretary of State.