



Village of Monroe

7 Stage Road, Monroe, NY 10950

Tel: (845) 782-8341 · Fax: (845) 782-3006

February 7, 2024

Mayor

Neil S. Dwyer

Trustees

Debra Behringer

Andrew Ferraro

John Karl, III

Martin O'Connor

Clerk

Kimberly Zahra

Treasurer

Anthony Feliz

Attorney

Alyse D. Terhune

Building Department

James Cocks, Building Inspector

782-8341 x128

Police Department

Darwin Guzman, Chief

782-8644

Department of Public Works

783-4440

Water Department

782-8341 x122

Planning Board

Jeff Boucher, Ch.

Zoning Board of Appeals

Paul S. Baum, Ch.

Village Historian

Linda Burroughs

NYS Department of State

Division of Corporations

1 Commerce Plaza

Albany, NY 12231

ATTN: State Records / Carolyn VanWormer

Re: Local Law #2 of 2024

Amendment to Chapter 150, Parks

Dear Ms. VanWormer:

Enclosed herewith is Local Law #2 of 2024 being forwarded for filing.

If you have any questions or concerns, please contact me at 845-782-8341 ext121. This local law was adopted on February 6, 2024.

Thank you for your assistance.

Sincerely,

Kimberly Zahra

Kimberly Zahra

Village Clerk

cc: General Code

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:)

of Monroe _____

Local Law No. 2 _____ of the year 2024

A local law Amendment to Chapter 150, Parks
(Insert Title)

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

County City Town Village
(Select one:)

of Monroe _____ as follows:

**See attached

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

VILLAGE OF MONROE
LOCAL LAW NO. 2 OF 2024
AMENDMENT TO CHAPTER 150, PARKS

BE IT ENACTED by the Board of Trustees of the Village of Monroe, Orange County, New York, as follows:

Section 1. Legislative Intent and Purposes.

The Park system in the Village of Monroe provides recreation, fresh air, and open space to the residents of the Village. They are significant resources and a source of enjoyment to all people. The Village Board of Trustees finds and determines that well-maintained Parks that provide a clean, quiet and safe environment where people can commune with nature, enjoy friends and marvel at Swans immensely benefit everyone and must be protected and preserved. Therefore, the Village Board of Trustees finds and determines that Chapter 150 of the Village Code, which regulates Parks, should be updated from time to time, including incorporating certain restrictions applicable to Smith's Close Park to all Village Parks.

Section 2. Authority.

This local law is enacted by the Village Board of Trustees of the Village of Monroe pursuant to its authority to adopt local laws contained in the New York State Constitution and Section 10 of the Municipal Home Rule Law.

Section 3. Chapter 150, "Parks," is hereby modified as follows with the appropriate renumbering of all following provisions:

Article 1, "Curfew in Certain Parks," is hereby deleted in its entirety and replaced by as follows:

Article I

Definitions and General Provisions

§ 150-1. Definitions.

As used in this Chapter, the following terms shall have the meanings indicated:

FACILITIES

Any and all buildings, structures or improvements now existing or hereinafter constructed within a Village Park, including, but not limited to, playing fields, tennis courts, basketball courts, racquetball courts, picnic areas, playgrounds, bleachers, pavilions, concession stands and parking lots.

PARK COMMISSION

Monroe Joint Parks and Recreation Commission.

PERSON

Any person, firm, partnership, corporation, association or legal entity or its legal representative, acting individually, jointly or in a representative capacity.

PERMIT

A permit issued by the Village Board of Trustees or the Park Commission, as the case may be, permitting the use of a Village Park for a special event.

RESIDENT

Any person who resides within the Village of Monroe or the Town of Monroe.

TOWN

The Town of Monroe.

VILLAGE

The Village of Monroe.

VILLAGE PARK

Ford Dally Airplane Park, Crane Park (a.k.a. Millpond Park), including the 9/11 Memorial Park and Crane Park Peninsula, and Smith's Clove Park.

§ 150-2 General provisions applicable to all Parks within the Village of Monroe.

- A. Unless special permission is granted by the Village Board, no one shall enter upon or remain within a Village Park or its structures therein from dusk to dawn. For the purpose of this section, public sidewalks are excluded.
- B. The foregoing shall not apply to Smith's Clove Park where the Park Commission has established regular operating hours or has granted special permission or when the Park Commission has established different opening and closing times for specific designated areas, or at any other time that Smith's Clove Park is closed by the Park Commission, the park security or any member of the Monroe Police Department.
- C. Alcoholic beverages and illegal drugs shall not be permitted. Chapter 67, Article I, Open Containers, shall be enforced.
- D. Smoking shall not be permitted.
- E. No temporary or permanent structure shall be permitted to be placed on, underneath or above, the grounds of any Village Park except in conjunction with an event authorized by the Village Board of Trustees or, in the case of Smith's Clove Park, the Park Commission. Nothing shall be done to disturb or deface any trees, planting or foliage in a Village Park, such as attaching signs, ropes, wires, etc. No person shall injure, deface, disturb, befoul or in any manner destroy or cause to be destroyed any part of or any facility building, sign, structure, equipment, utility or other property found thereon.
- F. No motorized vehicle of any type shall be operated within any Village Park, except for emergency vehicles and vehicles owned by the Town of Monroe, Village of Monroe and the Park Commission.
- G. Properly registered motor vehicles may operate only upon the area paved for use of motor vehicles to gain access to facilities and for the purpose of ingress and egress.
- H. Parking shall be prohibited within the boundaries of any Village Park except in an area designated for parking. Any vehicle in violation of this provision shall be removed by the Police of the Village of Monroe or any member of the New York State Police and owners shall be responsible for the reasonable costs of removal and storage.
- I. Any person who knowingly enters or remains unlawfully in or upon any Village Park or recreation area maintained by the Village shall be guilty of trespass.
- J. Any person convicted for an activity declared illegal by the laws of the State of New York or

the Village, when such activity is engaged in within the confines of a Village Park shall be deemed a violation of the provisions of this Chapter.

- K. Enforcement. The Police Department of the Village of Monroe shall see to the enforcement of all laws and regulations and rules related to Smith's Clove Park.
- L. Any person violating any provision of this Chapter shall forfeit and pay as a minimum penalty for such violation the following sums:
 - a. For the first offense, a minimum fine of \$50.
 - b. For the second offense within a period of six months from the first offense, a minimum fine of \$150.
 - c. For a third offense within a period of one year from the first offense, a minimum fine of \$200 and suspension and/or revocation of any permit issued for an event or use of a Village Park.

Section 150-3, "Location," of Article II, "Crane Park," is hereby amended to include the following sentence at the end of the first paragraph:

Crane Park shall also include the area known as "9/11 Memorial Park," which includes a Gazebo and "Crane Park Peninsula," which is a small island situated in between the two millponds and which also contains a twenty-four-foot decagon gazebo, which gazebos are resting areas for residents and visitors.

Section 150-4, General provisions," is renamed "General provisions applicable to Crane Park," and subsection A(3) and (7) are deleted in their entirety and the subparagraphs renumbered sequentially.

Article III, "Use of Vehicles," is deleted in its entirety and the remaining Articles renumbered.

Section 150-9, "Definitions," is deleted in its entirety.

Section 150-10, "Enforcement," is deleted in its entirety.

Subsection B, of § 150-11, "Prohibitions," of Article IV, "Smith's Clove Park," is deleted in its entirety.

Section 150-12, "Penalties for offences," is deleted in its entirety.

Section 150-18, "Alcoholic beverages and illegal drugs," is deleted in its entirety.

Article V, Crane Park Peninsula," is deleted in its entirety.

Section 4. Superseding provision.

To the extent that any State or local laws fail to provide specific authority for this Local Law or the procedures necessary for its adoption, or otherwise appear to be in conflict with this Local Law or the procedures followed for its adoption, then such laws are hereby superseded by this Local Law pursuant to New York Municipal Home Rule Law and the common law.

Section 5. Severability.

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered, and the remaining provisions shall remain in full force and effect.

Section 6. Effective date.

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