

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 to Amend Ch. 51 (Vehicles and Traffic) of the Town Code of the Town of Monroe, New

(Insert Title)

York Regarding Parking areas on Certain Designated Areas.

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

County City Town Village

(Select one.)

of Monroe _____ as follows:

(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. 2 of 2024 of the ~~(County)(City)(Town)(Village)~~ of Monroe was duly passed by the Town Board on February 5, 2024, 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) _____ (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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) _____ (repassed after disapproval) by the _____ on _____ 20____.

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) _____ (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.

Valerie Buter

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

Date: *February 8, 2024*

(Seal)

TOWN OF MONROE

LOCAL LAW NO. 2 OF 2024

**TO AMEND CHAPTER 51 (VEHICLES AND TRAFFIC) OF THE TOWN CODE
OF THE TOWN OF MONROE, NEW YORK REGARDING PARKING AREAS ON
CERTAIN DESIGNATED AREAS**

A LOCAL LAW to amend Chapter 51 (Vehicles and Traffic) of the Town Code of the Town of Monroe, Orange County, New York pursuant to Section 1660-a of the New York State Vehicle and Traffic Law of the State of New York.

BE IT ENACTED by the Town Board of the Town of Monroe, Orange County, New York (“Town Board”) as follows:

Section 1. Purpose and Intent.

The purpose of this chapter shall be to improve and promote the health, safety and general welfare of the community pertaining to traffic regulations at certain parking areas, driveways and private streets of locations identified in the New York State Vehicle and Traffic Law § 1660-a pursuant to such section and Section 130 of the New York State Town Law.

Section 2. Amendments.

Pursuant to the authority granted under § 1660-a of the Vehicle and Traffic Law of the State of New York, the Town Board of the Town of Monroe does hereby amend Chapter 51 of the Town Code (Vehicles and Traffic) to add a new Article VII as follows:

Article VII Regulation of certain parking areas, driveways and private streets in the Town.

§ 51-25 Statutory Authorization.

This Article is enacted pursuant to New York State Vehicle and Traffic Law § 1660-a, New York State Town Law § 130(15) and New York State Municipal Home Rule Law § 10.

§ 51-26 Definitions.

DESIGNATED AREAS

For the purpose of this Article, Designated Areas shall mean parking areas and driveways of a hospital, office building or office building complex or place of public assembly, or parking area of a shopping center, or the parking areas and driveways of facilities owned or leased by a not-for-profit corporation, or the parking areas, driveways and private streets or roadways of a private apartment house complex, private condominium complex or cooperative apartment complex, or the parking areas, private streets, roadways or driveways of mobile home parks or manufactured home parks, or the parking areas and

driveways of a fire station, or the parking areas, private streets, roadways or driveways of an industrial park or industrial complex.

AUTHORIZED PERSON

The property owner, the fire chief of the fire department serving the Designated Area or the police department serving the Designated Area.

TOWN

The Town of Monroe, excluding the area within any incorporated Village within the Town.

§ 51-27 Regulation of Designated Areas.

- A. Upon submission of a written request by an Authorized Person, the Town Board may adopt a resolution approving such written request and authorize the regulation and control of Designated Areas in the Town as set forth in § 51-27(B). With respect to such written requests, the Town Board may, by resolution, approve, deny or approve with modifications any such written request.
- B. Subject to the authorization set forth in the resolution of approval, the Town Superintendent of Highways, the police department or police agency serving such Designated Area or the Chief of the Fire Department serving the Designated Area, shall be authorized to perform the following functions in the Designated Area:
 1. Order stop signs, flashing signals or yield signs erected at entrance or exit locations to any such area or designate any intersection in such area as a stop intersection or as a yield intersection and order like signs or signals at one or more entrances to such intersection.
 2. Regulate traffic in any such area, including regulation by means of traffic-control signals.
 3. Establish maximum speed limits in any such area at not less than fifteen miles per hour.
 4. Prohibit or regulate the turning of vehicles or specified types of vehicles at intersections or other designated locations in any such area.
 5. Regulate the crossing of any roadway in any such area by pedestrians.
 6. Designate any separate roadway in any such area for one-way traffic.
 7. Prohibit, regulate, restrict or limit the stopping, standing or parking of vehicles

in specified areas of any such area.

8. Designate safety zones in any such area.
 9. Provide for the removal and storage of vehicles parked or abandoned in any such area during snowstorms, floods, fires or other public emergencies, or found unattended in any such area, (1) where they constitute an obstruction to traffic or (2) where stopping, standing or parking is prohibited, and for the payment of reasonable charges for such removal and storage by the owner or operator of any such vehicle.
 10. To adopt such additional reasonable rules and regulations with respect to traffic and parking in a parking area as local conditions may require for the safety and convenience of the public or of the users of the parking areas.
- C. Nothing herein shall require the Town Board to approve regulation of Designated Areas and the Town Board may impose reasonable conditions on the approval and authorization of such regulation.
- D. Nothing herein shall be interpreted as authorizing regulation of any areas other than the Designated Areas defined herein and set forth in the New York State Vehicle and Traffic Law § 1660-a.

§ 51-28 Violations.

- A. It shall constitute a traffic infraction within the meaning of Vehicle and Traffic Law § 1800 for any person or vehicle that fails to comply with traffic control signs, signals, or markings installed pursuant to this Article.
- B. Any person who defaces, damages, obstructs or otherwise impedes the visibility of signs, markings or signals installed pursuant to this Article shall be guilty of a violation.

§ 51-29 Penalties for offenses.

- A. Every person convicted of a traffic infraction for a violation of any of the above provisions of this chapter, adopted pursuant to § 1660-a of the Vehicle and Traffic Law of the State of New York, shall for the first conviction thereof be punishable by a fine not to exceed \$50 and for a second or subsequent conviction shall be punishable by a fine not to exceed \$100.
- B. Every person convicted of a violation of 51-28(B) shall for the first conviction thereof be punishable by a fine not to exceed \$250 and for a second or subsequent conviction shall be punishable by a fine not to exceed \$500. Nothing herein shall be deemed to preclude, in lieu of prosecution under this section, a prosecution for criminal mischief, criminal tampering or any other

related offense under the New York State Penal Law arising out of the acts described herein.

Section 3. Repeal, Amendment, and Supersession of Other Laws.

All other Resolutions, Ordinances or Local Laws of the Town of Monroe, which conflict with the provisions of this Local Law are hereby superseded or repealed to the extent necessary to give this Local Law full force and effect.

Section 4. State Environmental Quality Review Act.

Pursuant to 6 NYCRR 617.5 (20) and (27), this Local Law is classified as a Type II action which requires no further review under the State Environmental Quality Review Act.

Section 5. Severability.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

Section 6. Code Preparation.

The Town's Code preparation contractor is authorized, without further action of the Town Board, to correct typographical errors, numbering and other related technical changes that do not affect or alter the substantive provisions of this local law.

Section 7. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Section 27 of the New York Municipal Home Rule Law.