

LOCAL LAW 4 OF 2020

A LOCAL AMENDING THE CODE OF THE VILLAGE OF WALDEN BY ADDING ADDITIONAL PENALTIES FOR NONCOMPLIANCE WITH CHAPTER 117, ENTITLED “CLOTHING BIN CONTAINERS.”

BE IT ENACTED by the Village Board of the Village of Walden as follows:

SECTION 1 - TITLE

A Local Law amending the Code of the Village of Walden by adding additional penalties for noncompliance with Chapter 117, entitled “Clothing Bin Containers.”

SECTION 2 – PURPOSE & INTENT

The purpose of this Local Law is to address noncompliance with the requirements of Chapter 117 by the imposition of additional penalties in an attempt to ensure compliance with the requirements of this Code provision.

SECTION 3 – AMENDMENT TO TEXT OF CHAPTER 117-5.

The Code of the Village of Walden is hereby amended by the addition of a new paragraph, to be designated as Paragraph 117-5(C) and shall read as follows:

- C. In addition to any other penalty set forth herein and further in addition to any other remedy at law, upon conviction of the third violation of the provisions of this Chapter of any person or entity, any and all clothing bin containers owned or maintained by such person or entity must be immediately removed and thereafter neither the property owner where such bin or bins were located nor the person or entity owning and/or maintaining said clothing bin containers shall be permitted to maintain any clothing bin containers in any location in the Village of Walden.

SECTION 4 - VALIDITY

If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION – SUPERCEDEANCE

This local law is enacted pursuant to the authority of subparagraphs (a)(11), (a)(12) and (d)(3) of § 10 (l)(ii) of the Municipal Home Rule Law and § 22 of the Municipal Home Rule Law is inconsistent with this local law, it is the express intent of the Village Board to supersede such statutes.

SECTION 6- EFFECTIVE DATE

This Local Law shall take effect immediately when it is filed in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.