

LOCAL LAW NO.8-2023

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER DIAZ, MAJORITY WHIP RUBBO, MINORITY LEADER BREEN, COUNCILMEMBERS, WILLIAMS, PINEDA –ISAAC AND MERANTE:

A LOCAL LAW AMENDING CHAPTER 75 OF THE CODE OF THE CITY OF YONKERS ENTITLED "POLICE" BY AMENDING ARTICLE VI ENTITLED "PUBLIC NUISANCE ABATEMENT"

Be it enacted by the City Council of the City of Yonkers, as follows:

Section 1. Chapter 75 of the Code of the City of Yonkers entitled "Police" and is hereby amended, in part by amending Subsection A(2) of Section 75-23 of Article VI thereof entitled "Public nuisance abatement," to read as follows:

"ARTICLE VI. PUBLIC NUISANCE ABATEMENT
§75 – 23. Definitions.

Unless otherwise expressly stated, the following terms shall, for the purpose this law, have the meanings indicated:

PUBLIC NUISANCE

- A. For purposes of this law, a public nuisance shall be deemed to exist whenever, through violations of any of the following provisions resulting from separate incidents occurring at or predicated at events circumstances or activities occurring on the premises, 12 or more points are accumulated within a period of six months, or 18 or more points are accumulated within a period of 12 months in accordance with the following point system. Where more than one violation occurs during a single incident, the total points for the incident shall be the highest point value assigned to any single violation. The following violations shall be assigned the point value indicated:

(2) Article 224.222 of the Penal Law (Offenses Involving Cannabis Marihuana) or a plea to a lesser included offense thereunder: six points.

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Section 2. This Local Law shall take effect upon compliance with §C4-6 of the Charter of the City of Yonkers and the provisions of the Municipal Home Rule Law of the State of New York.

THIS LOCAL LAW WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, FEBRUARY 28, 2023. BY A VOTE OF 7-0.

D. All-Bellamy
COUNCIL PRESIDENT

3/3/2023
DATE

SENT TO MAYOR *3/10/2023*
DATE

[Signature]
MAYOR

APPROVED *3/21/23*
DATE

ATTEST:

Michael Randall
DEPUTY CITY CLERK

3/21/23
DATE