

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(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 use italics or underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

DEC 03 2001

MISCELLANEOUS
& STATE RECORDS

~~County~~

~~City~~

Town

~~Village~~

of MARCY

Local Law No. ONE of the year 2001

A local law PROHIBITING THE PARKING AND STANDING OF TRACTOR TRAILERS ON ALL
(Insert Title) ROADWAYS IN THE TOWN OF MARCY, NEW YORK

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

REPLACED BY

LOCAL LAW NO. 2 OF 2008

SEE ATTACHED PAGE 1A

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

(1)

A Local Law Prohibiting The Parking and Standing of Tractor Trailers on All Roadways in the Town of Marcy, New York.

- Section 1. Purpose. The Town recognizes the potential for dangerous and unsafe conditions for its residents as a result of tractor trailers being parked on or along roadways within the Town of Marcy. In an effort to ameliorate such dangerous and unsafe conditions and to protect the health, safety, and welfare of its residents the Town will prohibit the parking and standing of tractor trailers on or along all highways, streets, and roadways within said Town.*
The provisions of this local law shall not be construed to prevent the delivery or pick up of merchandise or other property along the highway.
- Section 2. Restrictions. The Town prohibits the parking and standing of any trucks, commercial vehicles, tractors, tractor-trailer combinations, tractor semi-trailer combinations, and/or tractor trailer semi-trailer combinations with a weight in excess of three (3) tons on all highways, streets, and roadways within the Town of Marcy, exclusive of any State highways.*
- Section 3. Penalties. Any person who violates any provision of this local law shall for a first conviction thereof be subject to a fine of not more than One Hundred Dollars (\$100.00); for a conviction of a second violation, both of which were committed within a period of eighteen months, such person shall be punished by a fine of not more than two hundred dollars (\$200.00); and upon a conviction of a third or subsequent violation, all of which were committed within a period of eighteen months, such person shall be punished by a fine of not more than three hundred dollars (\$300.00).*
- Section 4. Separability. Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a court of competent jurisdiction, such determination shall not affect the validity of any other part of this local law.*
- Section 5. 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 Municipal Home Rule Law.*

REPLACED BY
LOCAL LAW NO. 2 OF 2008

(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. ONE of ~~xx~~ 2001 of the ~~(County)(City)(Town)(Village)~~ of MARCY was duly passed by the TOWN BOARD on 11/29/2001 ~~xx~~, in accordance with the applicable provisions of law.
(Name of Legislative Body)

REPLACED BY

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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. 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 _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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.

REPLACED BY

LOCAL LAW NO. 2 OF 2008

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 19____ 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 qualified electors of such city voting thereon at the (special)(general) election held on _____ 19____, 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 19____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19____, 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 One, above.

Francine Broccoli

TOWN CLERK
By local legislative body

(Seal)

Date: 11/29/2001

(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 ONEIDA

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.

Randal B. Caldwell

Signature: RANDAL B. CALDWELL
TOWN ATTORNEY

Title

XXXXX
XXX of MARCY
Town
XXXXX

Date: 11/29/2001