VILLAGE OF CAMBRIDGE

Local Law #1 of the Laws of 1986

A Local Law to Pass Responsibility for Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code to Washington County,.

Be it enacted by the Village Board of the Village of Cambridge as follows:

Section 1. Pursuant to the provisions of the Executive Law of the State of New York, Article 18, Section 381.2, the Village of Cambridge relinquishes its responsibility for the administration and enforcement of the New York State Uniform Fire Prevention and Building code effective January 1, 1985, or upon assumption of the responsibilities by Washington County, whichever is sooner.

Section 2. This local law should take effect immediately.

LOCAL LAW NUMBER 3 OF 1987

SECTION I

TITLE

This Local Law shall be known as the "Parking Regulation Law" of the Village of Cambridge, and may be cited as VOC 87-3.

SECTION II

DEFINITIONS

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

HIGHWAY - The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

PARK or PARKING - The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

PERSON - Every natural person, firm, partnership, association, or corporation.

STAND or STANDING - The stopping of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in receiving or discharging passengers.

STOP or STOPPING - Any halting, even momentarily, of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control sign or signal.

VEHICLE - Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, including, but not limited to, any motorcycle or motor vehicle as defined in Sections 123 and 125, respectively, of the Vehicle and Traffic Law of the State of New York.

SECTION III

ESTABLISHMENT OF PARKING REGULATIONS

Pursuant to the provisions of Section 1640(a)(6) of the New York Vehicle and Traffic Law, the Board of Trustees of the Village of Cambridge, Washington County, New York is hereby authorized by this Local Law to establish by Ordinance, Order, Code, Rule or Regulation from time-to-time as it deems fit, parking regulations for any public highway, bridge, structure, access drive, or other place within the corporate limits of the Village of Cambridge, Washington County, New York.

SECTION IV

DESIGNATION OF RESTRICTED PARKING AREAS

Upon adopting any Ordinance, Order, Code, Rule, or Regulation which establishes a parking regulation within the Village of Cambridge and which requires the posting of a sign describing the regulation or prohibition, the Superintendent of Highways of the Village of Cambridge shall be empowered, and by this Local Law is hereby authorized and directed, to obtain official signs conforming to the Uniform Traffic Control Device Manual and the Regulations of the New York State Department of Transportation, and to post such signs at such places within the Village of Cambridge as may be necessary to advise motorists of the applicable parking regulation(s).

SECTION V

STOPPING, PARKING OR STANDING OF VEHICLES IN VIOLATION OF POSTED SIGNS

No person shall stop, park or leave standing any vehicle, whether attended or unattended, on any public highway, bridge, structure, access drive, or other place within the

corporate limits of the Village of Cambridge, Washington County, New York, where posted to the contrary. The provisions of this Section shall not apply to police, fire, maintenance, or other official Village vehicles.

SECTION VI

REMOVAL OF STOPPED, PARKED OR STANDING VEHICLES

Any vehicle stopped, parked or standing on any public highway, bridge, structure, access drive or other place within the corporate limits of the Village of Cambridge, Washington County, New York, may be removed and conveyed by or under the direction of a member of the Village of Cambridge Police Department by means of towing the same to any public garage whenever:

A. Such vehicle shall be found stopped, parked or standing in violation of Section V of this Law, or in violation of any other Village, County or State Ordinance, Law, Code, Rule or Regulation; or

B. It is necessary to move such vehicle during or following a snow storm to facilitate snow removal or during flood, fire or other public emergency; or

C. Any vehicle is found upon a public highway either driven or parked if it is being illegally operated or is illegally registered; or

D. Any vehicle is found in a no-parking-tow away zone, when posted, within the corporate limits of the Village of Cambridge, Washington County, New York.

SECTION VII

REMOVAL AT OWNER'S RISK AND EXPENSE

Whenever a vehicle is removed under circumstances set forth in Section VI, such removal shall be at the owner's risk

and the cost of removal and storage of any vehicle as herein authorized shall be a lien on any vehicle so removed and stored and may be collected by a public sale thereof.

SECTION VIII

RETRIEVAL BY OWNER

Before the owner of a vehicle so removed and stored shall be permitted to remove such vehicle, he shall furnish to the Chief of Police:

A. Satisfactory evidence of identity and ownership; and

B. A receipt from the Public Garage to which said vehicle was removed, indicating that all towing and storage charges have been paid; and

C. Proof that said vehicle shall be removed by and towed or driven by a person holding a valid operator's or chauffeur's license.

SECTION IX

POLICE RECORDS

The Police Department shall keep a record of:

A. Owners of vehicles so removed and stored;

B. Other persons claiming the same;

C. License number of said vehicle; and

D. Such other descriptive matter as may identify said vehicle, and the nature and circumstances of removing and storing said vehicle as well as they may be ascertained.

SECTION X

PROSECUTION RIGHTS RESERVED

The provisions in Sections VI through IX of this Local Law regarding the removal of vehicles, shall not in any way be

interpreted or construed so as to prevent or stay the prosecution of an owner or driver of a vehicle for the violation of any Ordinance, Law, Code, Rule or Regulation on account of which said vehicle was removed and stored.

SECTION XI

ENFORCEMENT AND PENALTY

Any person who violates any provision of this Local Law shall be guilty of a traffic infraction and shall, upon conviction, be subject to such fines and penalties as provided in Section 1800 of the Vehicle and Traffic Law of the State of New York, and the acts amendatory and supplemental thereto.

SECTION XII

VALIDITY OF LAW

If any term or provision of this Local Law, or the application thereof to any person or circumstance, shall to any extent be declared by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this Local Law, or the application of such term or provision to persons or circumstances other than those to which it is held invalid or unenforceable, shall not be affected thereby, and each term and provision of this Local Law shall be valid and be enforced to the fullest extent permitted by law.

SECTION XIII

EFFECTIVE DATE

This Local Law shall take effect immediately upon adoption and filing with the Secretary of State, as provided in Section 27(3) of the Municipal Home Rule Law of the State of New York.

BE IT ENACTED, this _____ day of _____, 1987 by the Board of Trustees of the Village of Cambridge, of Washington County, New York.

_____
Philip J. Sica, Mayor

_____
Daniel W. Foster, Trustee

_____
Robert J. Worboys, Trustee

_____
Randy L. Waite, Trustee

_____
Richard C. Feus, Trustee

SEAL

ATTEST

_____
Orville C. Burton
Village Clerk