

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 del or underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
NOV 13 2003

MISCELLANEOUS
& STATE RECORDS

County _____
City of Moira
Town _____
Village _____

Local Law No. 1 of the year 20 03

A local law regulating the use of parks in the Town of Moira
(insert title)

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

~~County~~
City of Moira as follows:
Town _____
Village _____

Section 1: Purpose. The purpose of this Local Law is to regulate the use of the parks of the Town of Moira.

Section 2: Definitions. The following terms shall have the meanings indicated in this section:
Parks - the grounds, buildings, or structures therein, water therein, and any other property necessary for the operation thereof and constituting a part thereof, which is now or may hereafter be mentioned, operated, and controlled by the Town for public park purposes
Town - the Town of Moira.
Person - any individual, firm, partnership, corporation, or association of persons: the singular number shall include the plural

Section 3: Prohibited Activities. The following activities are prohibited:
a) Allowing dogs to run unleashed
b) Entering or using the parks during hours when closed as provided in Section 4 of this local law
c) Injuring, defacing, destroying, disturbing, or removing any part of the parks
d) The use of any alcoholic beverages, as defined in the Alcoholic Beverage Control Law, in the parks
e) The use of or being under the influence of any illegal drug or substance, as defined in the Penal Law, in any park

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

- f) Disturbing the peace and good order in the parks by fighting or arguing and loud noises or threatening violence to any person or the property of others
- g) The use of profane or abusive language while in the parks
- h) Begging, hawking, peddling, or soliciting within the parks except as authorized by the Town Board
- i) Littering or leaving behind refuse and garbage except in receptacles provided for such purpose
- j) Overnight parking of motor vehicles, campers, or camping within any of the parks
- k) Possession or use of firearms, bow and arrow, or other dangerous weapons within any park
- l) Starting a fire in any park unless in an area designated by the Town Board

Section 4: Special prohibitions with respect to the park located at the Northeast corner of the intersection of State Routes 11 and 95. The following activities are prohibited within this park in addition to those specified in number 3 above:

- a) No motor vehicle of any type as defined in the Vehicle and Traffic Law or ATVs shall be operated within this park except for such vehicles authorized by the Town Board in maintaining the park
- b) No wheeled devices or vehicles of any type including but not limited to skateboards, roller blades, roller-skates, and bicycles shall be used within said park except for wheel chairs or similar devices used for handicapped access or children's strollers

Section 5: Hours of Closing.

- a) No person shall be permitted to remain within the confines of any park between the hours of 11:00 p.m. to 6:00 a.m. from May 1st thru September 31st and from sunset thru sunrise from October 1st thru April 30th
- b) Notwithstanding the hours of closing stated herein, the Town Board may establish by resolution closing hours for designated events or uses of park facilities

Section 6: Penalties for Offenses and Enforcement

- a) A violation of this local law shall constitute an offense punishable by a fine not to exceed two hundred fifty dollars for each and every offense

(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. 1 of 2003 of the ~~(County)(City)(Town)(Village)~~ of Moira was duly passed by the Town Board on October 14 2003, 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.
(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 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.
(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.

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.

Kathleen B. Lynam
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: Oct. 14, 2003

(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 Franklin

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.

[Signature]
Signature

Attorney for Town
Title

~~County~~
~~City~~ of Moira
Town
~~Village~~

Date: October 16th, 2003