

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 italics or underlining to indicate new matter.

Town of Shawangunk, Ulster County, New York

Local Law No. 3 of the year 2018 entitled "Traffic Regulation"

The Code of the Town of Shawangunk hereby is amended to add new Chapter 166 entitled "Traffic Regulation" as follows:

I. STATEMENT OF PURPOSE

The Town Board of the Town of Shawangunk, Ulster County, New York hereby finds it to be in the public interest to provide an efficient and economical process for the Town Board to regulate traffic movements, parking and other related matters on highways outside of any village and exclusive of highways maintained by the State of New York subject to several permissible exceptions. Nothing in this local law is intended to supersede or modify existing Town Code Section 143 (Snowmobiles) or Code Section 148 (Streets and Sidewalks).

II. STATEMENT OF AUTHORITY

This local law is authorized by the provisions of Section 1660 of the NYS Vehicle and Traffic Law where town boards may, by ordinance, order, rule or regulation, regulate traffic in twenty eight (28) different circumstances on all highways outside of any village and excluding highways maintained by the State of NY except in certain circumstances as set forth in Section 1660. Additionally, the NYS Town Law at Section 130(7) authorizes town boards to enact ordinances, rules and regulations in respect of the use of streets, highways, sidewalks and public places. Finally, this local law is authorized by the NYS Municipal Home Rule Law, the Statute of Local Governments, the NYS Constitution and the general police power vested with the Town Board to provide for the safety and welfare of the people of the Town of Shawangunk.

III. AUTHORITY OF THE TOWN BOARD

The Town Board hereby is authorized from time to time to adopt, amend or rescind rules, regulations or orders relative to traffic controls by resolution of the Town Board in respect of any of the topics authorized by Section 1660 of the NYS Vehicle and Traffic Law and Section 130(7) of the NYS Town Law, as both statutes exist or as either are

amended hereafter. Notwithstanding the above, all such local traffic control devices shall conform to the state manual and specifications per NYS Vehicle and Traffic Law Section 1682 and all penalties for violations shall be per Article 45 of the NYS Vehicle and Traffic Law, as amended.

IV. SEVERABILITY

If any section of subsection, paragraph, clause, phrase or provision of this local law shall be adjudged invalid for any reason or shall be deleted or subsequently repealed, the same shall not affect the validity of this local law as a whole or any part or provisions hereof other than the part to be adjudged to be invalid and/or deleted and/or subsequently repealed.

The determination by any court of competent jurisdiction that any provision of the within local law is unenforceable, invalid, void, unconstitutional or in conflict with federal or state law shall not in any way affect the enforceability or validity of any other provisions contained herein. Additionally, such determination shall be confined in its operation to the person, individual, entity, firm, corporation, company or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

V. REPEALOR

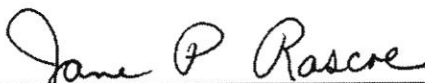
This local law repeals Town of Shawangunk Local Laws #2 of 1973 and #3 of 1974 in their entirety regulating parking on certain Town roads.

VI. EFFECTIVE DATE

This local law shall be effective immediately upon filing with the Secretary of State in accordance with the provisions of the Municipal Home Rule Law for the State of New York.

BE IT ENACTED THIS 16th DAY OF August, 2018 BY THE TOWN BOARD OF THE TOWN OF SHAWANGUNK, COUNTY OF ULSTER, STATE OF NEW YORK

JOHN VALK JR. SUPERVISOR
ADRIAN M. DEWITT, COUNCILMAN
ROBERT T. MILLER, COUNCILMAN
BRIAN AMTHOR, COUNCILMAN
MATTHEW WATKINS, COUNCILMAN



JANE P. RASCOE, TOWN CLERK
TOWN OF SHAWANGUNK

(seal)