

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.

~~COUNTY~~

~~CITY~~

~~TOWN~~

Village

of Lyndonville, New York

Local Law No. 2 of the year 19 96

A local law Establishing regulations for the use of skateboards, inline
(Insert Title)
skates and/or roller skates in the Village of Lyndonville, New York

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

~~COUNTY~~

~~CITY~~

~~TOWN~~

Village

of Lyndonville, New York as follows:

LOCAL LAW

Establishing regulations for the use of skateboards, in line
skates and/or roller skates in the Village of Lyndonville, New
York.

Section 1: DEFINITIONS

- a) Skateboard - a narrow board of wood, plastic, fiberglass or similar material with roller skate or other type of wheels attached to each end, and used for gliding or moving on any hard surfaces, without a mechanism or other devise for steering while being used, operated or ridden.
- b) Inline Skates - Shoes, skates or footwear with a single row of roller wheels.
- c) Roller skates - shoes, skates or footwear with 2 or more rows of roller wheels.

Section 2: UNLAWFUL ACTIVITIES

No person shall use or operate a skateboard, inline skates or roller skates upon any public streets (including the entire paved and improved surfaces thereof, including gutter areas, from curb to curb, where curbs exist), sidewalks or on any public lands within the Village of Lyndonville.

- 1. In a careless manner without due caution and circumspection;
- 2. While endangering, or in any manner to create a risk or danger to, any person or property; or
- 3. In any manner to impede or interfere with pedestrian or vehicular traffic.
- 4. From one-half (1/2) hour after sunset until one-half (1/2) hour before sunrise the following morning.

Section 3: PRECAUTIONS

a) Every person operating a skateboard, inline skates or roller skates shall operate the same in strict observance of Article 34 of the New York State Vehicle and Traffic Law relating to the operation of bicycles and play vehicles, except as to those provisions which by their nature can have no application.

b) The operator of a skateboard, inline skates or roller skates emerging from an alley, driveway or building shall upon approaching a sidewalk, yield the right of way to all pedestrians on said sidewalk.

c) Whenever any person shall operate a skateboard, inline skates or roller skates upon a sidewalk, such person shall yield the right of way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

Section 4: PENALTIES

Any person violating any provision of this local law shall be guilty of a violation and upon conviction thereof, shall be subject to a fine not to exceed \$25.00 for the first offence, and not more than \$50.00 for each offence thereafter.

Section 5: SEVERANCE

If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any Court of competent jurisdiction be unconstitutional, illegal or invalid, such judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof, directly involved in the controversy in which said judgement shall have been rendered.

Section 6:

This Local Law shall take effect immediately upon filing with the Secretary of State.

(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. 2 of 1996 of the ~~(County)~~(City)(Town)(Village) of Lyndonville, New York was duly passed by the Board of Trustees on May 13th 1996 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(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 disapproved)(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 disapproved)(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 chairman 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 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 the 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 of 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.

Delva D. Miller
~~County Clerk~~ ~~City or Town or Village Clerk~~
or ~~other officer designated by local legislative body~~

(Seal)

Date: May 16, 1996

(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 Orleans

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

Village Attorney
Title

~~COUNTY~~
City of Lyndonville, New York
~~TOWN~~
Village

Date: May 16th, 1996