

Local Law Filing

New York State Department of State  
Suite 600, 99 Washington Ave., 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 do not use italics or underlining to indicate new matter.

County  
City of **Lyndonville**  
Town  
Village

Local Law No. 2 of the year 2014.

A local law entitled A Local Law Requiring The Removal Of Snow And Ice From Sidewalks  
(Insert Title)

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

County  
City of \_\_\_\_\_ Lyndonville, New York \_\_\_\_\_ as follows:  
Town  
Village

**A Local Law Requiring The Removal Of Snow And Ice From Sidewalks**

**Section 1. Removal of Snow and Ice**

- A. Duty to remove. It shall be the duty of every owner, tenant, occupant, or other person in charge of any premises fronting on any public street or alley to remove all snow and ice from sidewalks before 9:00 a.m. following the time of the deposit.
- B. Immediate removal impractical. When weather conditions make it impractical to remove such snow and ice, the owner, tenant, or occupant, other person having charge of any premises as aforesaid shall, within the aforesaid specified time, cause the sidewalk abutting on such premises to be covered with salt, sand, or some suitable material and shall as soon thereafter as the weather permits thoroughly clean the sidewalks.
- C. It shall be unlawful for any person to use or cause to be used a public street or any sidewalk for the deposit, piling, or placement of plowed or shoveled snow.
- D. It shall be unlawful for any person to deposit, pile or place, or cause to be deposited, piled or placed, on any corner lot, plowed or shoveled snow piles such that the piles interfere with the visibility of vehicular traffic at such corners.

- E. It shall be unlawful for any person to deposit, pile or place, or cause to be deposited, piled or placed, plowed or shoveled snow, or to blow or cause snow as to cover or obstruct the accessibility of fire hydrants.
- F. Every owner, tenant, occupant, or person in charge of lands, premises or buildings fronting on any street or public place in the Village of Lyndonville, or such persons who have caused such violations, shall, upon notification of the Superintendent of Public Works, be required to immediately remove any snow placed or piled contrary to the provisions of Subsections A, C, D, and E of this section.
- G. Notwithstanding these provisions contained herein, nothing shall prohibit any person from utilizing the streets, sidewalks or rights-of-way of the Village of Lyndonville or temporary deposit, piling or placement of snow in connection with the snow removal actually underway.

## **Section 2. Penalties for Offenses; Enforcement**

- A. Any owner, occupant, tenant, or person in charge of the real property or other person who has caused such violation and who shall be in violation of any provision of this Local Law shall be subject to a civil fine not exceeding \$100.00.
- B. In cases of neglect or refusal of any owner, tenant, occupant, or person in charge of real property to comply with the provisions of this article as to the removal of snow and ice, the Board of Trustees may cause all necessary work to be done at the expense of the person so in default, and if payment is not made by such person the same shall be assessed against the land on the next tax roll of the Village.
- C. The Superintendent of Public Works of the Village of Lyndonville or such other Village employees as is designated by the Mayor shall enforce the provisions of this article.

## **Section 3. Effective date**

- A. This local law shall take effect immediately upon filing in the Office of the Secretary of State.
- B. All local laws, ordinances, rules, regulations, or parts or portions thereof that conflict or are contrary to any provision of this local law are hereby repealed.

**(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 2014, of the ~~(County)~~ ~~(City)~~ ~~(Town)~~ (Village) of Lyndonville, New York was duly passed by the Board of Trustees on February 10, 2014, in accordance with the applicable provisions of law.

**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) \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved) (not disapproved) (Name of Legislative Body) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted (Elective Chief Executive Officer\*) on \_\_\_\_\_ 2014, in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 2014 of the ~~(County)~~ ~~(City)~~ ~~(Town)~~ (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 2014, and was (approved) (not disapproved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 2014. Such local law was submitted to (Elective Chief Executive Officer) 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.

**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 2014 of the ~~(County)~~ ~~(City)~~ ~~(Town)~~ (Village) of \_\_\_\_\_, New York was duly passed by the Board of Trustees (Name of Legislative Body) on \_\_\_\_\_, 2014, and was (approved) (~~not disapproved~~) (~~repassed after disapproval~~) by the Mayor on \_\_\_\_\_, 2014. Such local law was subject to permissive referendum and (Elective Chief Executive Officer\*) no valid petition requesting such referendum was filed as of \_\_\_\_\_, 2014, in accordance with the applicable provisions of law.

\* 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 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.

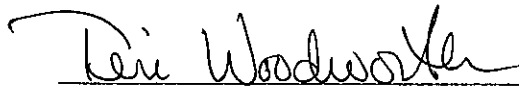
**6. (County local law concerning adoption of Charter.)**

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 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.

(SEAL)

  
\_\_\_\_\_  
Teri Woodworth  
Village Clerk, Village of Lyndonville

Date: February , 2014