

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Poughkeepsie does hereby set the 1st day of November, 2017 as and for the date of a public hearing to be held at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY, to afford all interested parties an opportunity to be heard and seek public comment concerning the adoption of a Local Law amending Town of Poughkeepsie Code, Chapter 195-35, regarding the fines for certain traffic infractions and the adoption of Town Code Section 195-35A, a schedule of late penalties to be imposed upon the failure of a person or owner of a motor vehicle to appear, answer a summons or appearance ticket, or timely pay a fine for the traffic infractions listed in Code Section 195-35B and C, which proposed Local Law amendments are available for review in the Town Clerks Office, between the hours of 8:00-4:00, Monday – Friday and also on our Town Website at www.townofpoughkeepsie.com, in the Public Hearings Section.

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
October 20, 2017

RESOLUTION 10:18 - #SC 2 OF 2017

BE IT RESOLVED, the Town Board of the Town of Poughkeepsie does hereby set the 1st day of November, 2017 as and for the date of a public hearing to be held at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY to consider the adoption of a local law amending Town of Poughkeepsie Code Section 195⁻³⁵ regarding the fines for certain traffic infractions and the adoption of Town Code Section 195-35A, a schedule of late penalties to be imposed upon the failure of a person or owner of a motor vehicle to appear, answer a summons or appearance ticket, or timely pay a fine for the traffic infractions listed in Code Section 195-35B and C, which local law amendments are at Exhibits A and B hereto and are incorporated herein reference as if fully set forth, and

BE IT FURTHER RESOLVED, that the adoption of this Local Law is a Type II Action requiring no environmental review; and

BE IT FURTHER RESOLVED, that said local law, if adopted, shall become effective immediately upon filing with the Secretary of State.

Dated: October 18th 2017

Moved: Ann Snershin

Seconded: Michael Cifone

Ayes 5 Nays 0

JEN/mem

t-10/18/2017

m-10/18/2017

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	AYE	NAY
Councilman Renihan <i>absent</i>	_____	_____
Councilman Carlos	_____✓_____	_____
Councilman Conte <i>absent</i>	_____	_____
Councilman Cifone	_____✓_____	_____
Councilman Lepore	_____✓_____	_____
Councilwoman Shershin	_____✓_____	_____
Supervisor Baisley	_____✓_____	_____

Exhibit A

§ 195-35. Penalties for offenses.

- A. Except as provided in subsection B below, every person convicted of a traffic infraction for a violation of any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not more than \$100 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; for a second such conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$200 or by imprisonment for not more than 45 days, or by both such fine and imprisonment; and upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$300 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.
- B. Violations of Town Code Sections 110-6c (Fire Hydrant) and 110-6e (Fire Lane) shall be punished by a fine of \$125; violations of Sections 195-17 (No Parking Any Time), 195-19 (No Standing), 195-20 (Restricted Parking), 195-20-1 (Temporary Parking Prohibited), and 195-23 (Time Limit) shall be punished by a fine of \$35; violations of Sections 195-24 (Parking Improperly) and 195-27 (Bus Zone) shall be punished by a fine of \$50; violations of Section 195-30-a (Snow Ordinance) shall be punished by a fine of \$100; and violations of Section 195-28 (Handicapped Parking) shall be punished by a fine of \$150.
- C. Violations of Vehicle & Traffic Law Section 1202(a)(1)-a (Double Parked) and 1202(a)(1)c (Parked on Sidewalk) shall be punished by a fine of \$40; violations of Vehicle & Traffic Law Sections 1202(a)(1)-d (Blocked Intersection), 1202(a)(2)-a (Blocked Driveway), 306-b (Uninspected MV) and 401-1a (Unregistered MV) shall be punished by a fine of \$50; and violations of Vehicle & Traffic Law Sections 306-b (Uninspected MV Over 60 days) and 401-1a (Unregistered MV over 60 days) shall be punished by a fine of \$75.

Exhibit B

§195-35A Late Penalties

Upon the failure of a person or owner of a motor vehicle to appear on or before the return period or any subsequent adjourned date, or answer a summons or appearance ticket, or to timely pay the fine imposed, for the traffic infractions designated in §195-35B and C a late penalty equal to the amount of the original fine shall be added to the fine, and if the failure continues for sixty (60) days an additional late penalty equal to the amount of the original fine shall be added to the fine, and if the failure continues for ninety (90) days a second additional late penalty of \$30 shall be added to the fine, all of which late penalties and additional late penalties are exclusive of the original fine and any New York State surcharge.