

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Poughkeepsie does hereby set the 6th day of March, 2019 at 7:00 pm at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to afford all interested parties an opportunity to be heard and seek public comment concerning parking violation and local law amendments to the Town of Poughkeepsie Town Code, Chapter 195, entitled "Vehicles & Traffic", specifically §§195-31.1(a), (b), (c) and (d), 195-31.2, 195-31.3, 195-31.4 and 195-35 (A) and (C) and 195-35.1, which proposed Local Law amendments are available for review at the Town Clerks Office, on the official bulletin board 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
February 21, 2019

RESOLUTION 2:20 - #8 OF 2019

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 6th day of March, 2019 at 7:00 pm at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider parking violation and local law amendments to the Town of Poughkeepsie Town Code, Chapter 195, specifically §§195-31.1(a), (b), (c) and (d), 195-31.2, 195-31.3, 195-31.4 and 195-35 (A) and (C) and 195-35.1, which amendments are annexed hereto at Exhibit A and incorporated herein as if recited verbatim, with the words underlined to be added, and those words ~~stricken~~ to be deleted, and

AND BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie determines that this is a Type II Action involving ongoing Town administration, with no reordering of priorities, and that no SEQR review is required; and

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

Dated: February 20, 2019
 Moved: Matthew Woolever
 Seconded: Jeffrey Renihan
 Motion passes/ fails: Ayes 5 Nays 0

JEN/mem
 t-2/19/2019
 m-2/20/2019

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		AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT	Councilman Renihan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Carlos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilwoman Lopez	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Cifone	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilman Woolever	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT	Supervisor Baisley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

~~ABSENT~~
~~ABSENT~~

EXHIBIT A

Section 195-31.1. No stopping, standing or parking in specified places

Except when necessary to avoid conflict with other traffic, or when in compliance with law or the directions of a police officer or traffic-control device no person shall stop, stand or park a vehicle in the Town of Poughkeepsie:

- (a) On the roadway side of any vehicle stopped, standing or parked at the edge or curb of a street; or
- (b) On a sidewalk; or
- (c) Within an intersection, except when permitted by official signs or parking meters on the side of a highway opposite a street which intersects but does not cross such highway; or
- (d) On a crosswalk.

Section 195-31.2. Blocked driveway

No person shall stand or park a vehicle in the Town of Poughkeepsie whether occupied or not, except momentarily to pick up or discharge a passenger or passengers in front of a public or private driveway.

Section 195-31.3. Uninspected motor vehicles

No motor vehicle shall be parked on the public highways of the Town of Poughkeepsie unless a certificate or certificates of inspection as required by New York State Vehicle & Traffic Law Title III, Article 5, is or are displayed upon the vehicle or affixed to the registration certificate for the vehicle as may be determined by the Commissioner of Motor Vehicles.

Section 195-31.4. Unregistered Motor Vehicles

No motor vehicle shall be parked on the public highways of the Town of Poughkeepsie unless proof of registration in accordance with the provisions of Title IV, Article 14, of the New York State Vehicle & Traffic Law is displayed as required by the Commissioner of Motor Vehicles.

§195-35 Penalties for Offenses

- A. Except as provided in Subsections B and C 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.

...

- C. Violations of Town Code §§195-31.1(a) Vehicle & Traffic Law Section 1202(a)(1)-a (double parked) and 195-31.1(b)1202(a)(1)(b) (parked on sidewalk) shall be punished by a fine of \$40; violations of Town Code §§195-31.1(c) Vehicle & Traffic Law Sections 1202(a)(1)(e) (blocked intersection), 195-31.1(d) (blocked cross walk) and 1202(a)(2)(a) 195-31.2 (blocked driveway); shall be punished by a fine of \$50. Violations of Town Code Section 306(b) 195-31.3 (uninspected MV) and 401(1)(a) 195-31.4 (unregistered MV) shall be punished by a fine of \$50 if the vehicle is uninspected or unregistered for less than sixty (60) days, and by a fine of \$75 if uninspected or unregistered for sixty (60) or more days.; and violations of Vehicle & Traffic Law Sections 306(b) (Uninspected MV Over 60 days) and 401(1)(a) (Unregistered MV over 60 days) shall be punished by a fine of \$75.