

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, 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
Town of East Hampton
Village

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
JUN 30 2003
MISCELLANEOUS
& STATE RECORDS

Local Law No.....SIX.....of the year 20.03.

A local law
Amending §54-12 of the Code of the Village of East Hampton
(Insert Title)

..... Vehicle & Traffic; Towing of vehicles parked illegally, to charge owner

.....Of an illegally parked vehicle with the actual expense of towing.....

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

County
City East Hampton
Town ofas follows:
Village

SECTION I. Legislative Intent. The Village of East Hampton authorizes the Police Department to tow illegally parked vehicles. In the past, the cost of towing has been set by resolution of the Board. However, the Village now finds that the towing service utilized by the Village to provide this service to the Police Department is unable to establish a "set" fee for towing any vehicle. Certain vehicles require special handling in order to avoid damage to the vehicle, and the towing service must charge more for special handling, including the removal of vehicles via a flat-bed truck. Section 1640 (a) 14 of the Vehicle and Traffic Law specifically authorizes Villages to: "Provide for the removal and storage of vehicles parked or abandoned on highways during snowstorms, floods, fires or other public emergencies, or found unattended where they constitute an obstruction to traffic or any place where stopping, standing or parking is prohibited, and for the payment of reasonable charges for such removal and storage by the owner or operator of any such vehicle." Therefore, the Village is now amending its law so that the owner of the vehicle will be responsible for the actual cost of the towing.

SECTION II. The provisions of §54-12 of the Code of the Village of East Hampton are hereby amended as follows:

§54-12. Towing of vehicles parked illegally.

The Village Police Department may cause the removal of any vehicle which is parked in violation of any of the foregoing regulations to a suitable and subsequent storage, which expense for removal and storage shall be paid by the owner or operator of such vehicle.

(If additional space is needed, attach pages the same size as this sheet, and number each)

(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. Six of 2003 of the ~~(County)~~(City)~~(Town)~~(Village) of East Hampton was duly passed by the Board of Trustees on June 20 2003, 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 20_____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20___, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, 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 20_____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. 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 _____ 20____, 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 20_____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, 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 chairperson 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.)

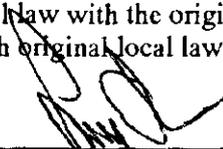
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 Suffolk 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 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 one _____, above.



Clerk of the County Legislative body, City, Town or Village Clerk
or officer designated by local legislative body
Larry Cantwell, Village Administrator

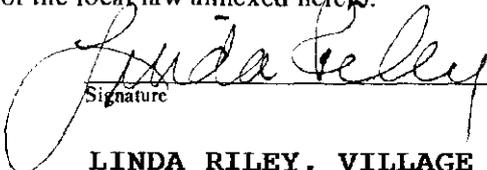
Date: June 24, 2003

(Seal)

(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 Suffolk

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
LINDA RILEY, VILLAGE ATTORNEY

Title

County _____
City of East Hampton
Town _____
Village _____

Date: June 20, 2003