

Local Law Filing

(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 underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
OCT 20 2003
MISCELLANEOUS
& STATE RECORDS

~~County~~
~~City~~ of Cato
~~Town~~
Village

Local Law No. 1-2003 of the year 2003

A local law entitled "Village of Cato Regulation of Minors"
(Invert Title)
Local Law"

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

~~County~~
City of Cato as follows:
~~Town~~
Village

[See Attached]

(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. 1-2003 of 20 03 of the ~~County~~(City)(Town)(Village) of Cato was duly passed by the Village Board on October 8 20 03, 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 _____.
(Name of Legislative Body)
(Elective Chief Executive Officer*)
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.

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.)

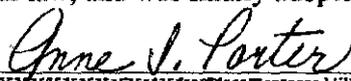
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 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.



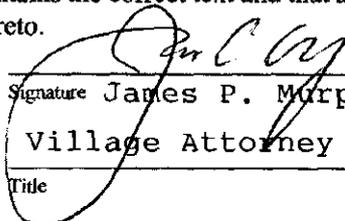
~~City of _____~~ Village Clerk ~~NY~~
~~NY~~
Anne I. Porter, Village Clerk
Date: 10/14/03

(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 CAYUGA

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 James P. Murphy, Esq.
Village Attorney
Title

~~County~~
City of Cato
~~Town~~
Village

Date: October 14, 2003

VILLAGE OF CATO LOCAL LAW NO. 1-2003

"The Village of Cato Regulation of Minors Local Law"

Be it enacted by the Village Board of the Village of Cato as follows:

1.1 Establishment of curfew; exceptions.

It shall be unlawful for any minor under the age of 18 years to be or remain in or upon any of the streets, alleys or public places in the Village of Cato between the hours of 10:00 p.m. and 5:00 a.m., unless such person is accompanied by a parent, guardian or other person having legal custody of such minor person, or by a member of his immediate family 18 years of age or older, unless such minor shall show to any officer who shall demand it a statement, in writing, dated upon that day, signed by his parent or guardian, that such minor is on a lawful errand for such parent or other custodian; unless the business or employment of such minor, engaged in with the consent of the parent or guardian of such minor, makes it necessary to be on the streets or other public places in said village between the hours specified herein; or unless such minor is returning directly to his home or residence from a school activity, a religious activity or from an activity of any volunteer association or from any duly organized public function or from any private or public social event; provided, however, that these exceptions shall not apply when such minor shall be playing or unnecessarily loitering in or upon any street or public place in said village.

1.2 Responsibility of parents.

It shall be unlawful for any parent, guardian or other person having the legal care and custody of any minor under 18 years of age to allow or permit any such child, ward or other person under such age while in such legal custody to go or be in or upon any of the streets, alleys or public places in the Village of Cato after the time specified in Section 1.1 of this local law.

1.3 Return of violating minor; investigation; penalties for offenses.

- A. Any such minor, actually under the age of 18 years, who shall be found on any street or other public place within said village, except as hereinbefore provided, shall be taken home by any peace officer, who shall then and there investigate the facts and circumstances and make a report thereof in writing.

- B. Any parent, guardian or other custodian of such minor who shall permit such minor to be abroad upon the streets or other public places of said village after hours aforesaid, contrary to the provisions of this local law and after such minor shall have once been brought home by a peace officer shall, upon the conviction of the violation of this curfew shall be deemed, for all purposes, to be a conviction of a violation defined in the New York State Penal Law and all matters concerning the prosecution procedure and penalty shall be governed by the provision of the New York State Penal Law and Criminal Procedure Law which pertains to violation as defined therein. The maximum penalty would be \$250 or 15 days in jail.

1.4 Apprehension and detention without warrant.

A peace officer is hereby authorized to apprehend without a warrant any person willfully violating the provisions of this local law and detain such person for a reasonable time in which the complaint can be made and served and the parents or guardian of such child be notified of such detention.

1.5 Effective Date.

This Local Law shall become effective immediately upon its filing with the New York Department of State.