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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.

Village of North Syracuse

Local Law No. 4 of the year 2005

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
NOV 03 2005
MISCELLANEOUS
& STATE RECORDS

to provide for the codification of the local laws and ordinances of the Village of North Syracuse into a Municipal Code to be designated the "Code of the Village of North Syracuse".

Be it enacted by the Board of Trustees of the
Village of North Syracuse, County of Onondaga, New York as
follows:

ARTICLE I
Adoption of Code

§ 1-1. Legislative intent.

In accordance with Subdivision 3 of §20 of the Municipal Home Rule Law, the local laws and ordinances of the Village of North Syracuse, as codified by general Code Publishers Corp., and consisting of Chapters 1 through 240, together with an Appendix, shall be known collectively as the "Code of the Village of North Syracuse," hereafter termed the "Code." Wherever reference is made in any of the local laws and ordinances contained in the "Code of The Village of North Syracuse" to any other local law or ordinance appearing in said Code, such reference shall be changed to the appropriate chapter title, chapter number, article number or section number appearing in the Code as if such local law or ordinance had been formally amended to so read.

§ 1-2. Continuation of existing provisions.

The provisions of the Code, insofar as they are substantively the same as those of local laws and ordinances in force immediately prior to the enactment of the code by this local law are intended as a continuation of such local laws and ordinances and not as new enactments, and the ordinance. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Board of Trustees of the Village of North Syracuse, and it is the intention of the Board that each such provision contained within the Code is hereby reaffirmed as it appears in the Code. Only such

provisions of former local laws and ordinances as are omitted from this Code shall be deemed repealed or abrogated by the provisions of §1-3 below.

' 1.3. Repeal of enactments not included in Code.

All local laws and ordinances of a general and permanent nature of the Village of North Syracuse in force on the date of the adoption of this local law and not contained in such Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this local law.

' 1-4. Enactments saved from repeal; matters not affected.

The repeal of local laws and ordinances provided for §1-3 of this local law shall not affect the following classes of local laws, ordinances, rights and obligations, which are hereby expressly saved from repeal:

- A. Any right or liability established, accrued or incurred under any legislative provision of the Village of North Syracuse prior to the effective date of this local law or any action or proceeding brought for the enforcement of such right or liability.
- B. Any offense or act committed or done before the effective date of this local law in violation of any legislative provision of the Village of North Syracuse or any penalty, punishment or forfeiture which may result therefrom.
- C. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered prior to the effective date of this local law, brought pursuant to any legislative provision of the Village of North Syracuse.
- D. Any agreement entered into or any franchise, license, right, easement or privilege heretofore granted or conferred by the Village of North Syracuse.
- E. Any local law or ordinance of the Village of North Syracuse providing for the laying out, opening, altering, widening, relocating, straightening, establishing grade, changing name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or other public place within the Village of North Syracuse or any portion thereof.
- F. Any local law or ordinance of the Village of North Syracuse appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond of the Village of North Syracuse or other instruments or evidence of the village's indebtedness.
- G. Local laws or ordinances authorizing the purchase, sale, lease or transfer of property, or any lawful contract, agreement or obligation.

- H. The levy or imposition of special assessments or charges.
- I. The annexation or dedication of property.
- J. Any local law or ordinance relating to salaries and compensation.
- K. Any local law or ordinance amending the Zoning Map.
- L. Any local law or ordinance relating to or establishing a pension plan or pension fund for municipal employees.
- M. Any local law or ordinance or portion of a local law or ordinance establishing a specific fee amount for any license, permit or service obtained from the village.
- N. Any local law adopted subsequent to 8-8-2002.

' 1-5. Severability.

In any clause, sentence, paragraph, section, article, chapter or part of this local law or of any local law or ordinance included in this Code now or through supplementation shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, article, chapter or part thereof directly involved in the controversy in which such judgment shall have been rendered.

' 1-6. Copy of Code on file.

A copy of the Code, in loose-leaf form, has been filed in the office of the Village Clerk of the Village of North Syracuse and shall remain there for use and examination by the public until final action is taken on this local law; and if, this local law shall be adopted, such copy shall be certified by the Village Clerk of the Village of North Syracuse by impressing thereof the Seal of the Village of North Syracuse, and such certified copy shall remain on file in the office of said Village Clerk to be made available to persons desiring to examine the same during all times while said Code is in effect. The enactment and publication of this local law, coupled with the availability of a copy of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

' 1-7. Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the local laws and ordinances known collectively as the "Code of the Village of North Syracuse" or any new local laws, when enacted or adopted in such form as to indicate the intention of the Board of Trustees to be a part thereof, shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements. Whenever such additions, deletions, amendments

or supplements to the Code shall be enacted or adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing said Code as amendments and supplements thereto. Nothing contained in this local law shall affect the status of any local law or ordinance contained herein, and such local laws or ordinances may be amended, deleted or changed from time to time as the Board of Trustees deems desirable.

' 1-8. Code book to be kept up-to-date.

It shall be the duty of the Village Clerk to keep up-to-date the certified copy of the book containing the Code of the Village of North Syracuse required to be filed in the office of the Village clerk for use by the public. All changes in the Code and all local laws adopted by the Board of Trustees subsequent to the enactment of this local law in such form as to indicate the intention of said Board to be a part of the Code shall, when finally enacted or adopted, be included therein by temporary attachment of copies of such changes, local laws until such changes or local laws are printed as supplements to the Code book, at which time such supplements shall be inserted therein.

' 1.9. Sale of Code book; supplementation.

Copies of the Code, or any chapter or portion of it, may be purchased from the Village Clerk, or an authorized agent of the Clerk, upon the payment of a fee to be set by resolution of the Board of Trustees. The Clerk may also arrange for procedures for the periodic supplementation of the Code.

' 1-10. Penalties for tampering with Code.

Any person who, without authorization from the Village clerk, changes or amends, by additions or deletions, any part or portion of the Code of the Village of North Syracuse or who alters or tampers with such Code in any manner whatsoever which will cause the legislation of the Village of North Syracuse to be misrepresented thereby or who violates any other provision of this local law shall be guilty of an offense and shall, upon conviction thereof, be subject to a fine of not more than \$250 or imprisonment for a term of not more than 15 days, or both.

' 1-11. Changes in previously adopted legislation; new provisions.

A. In compiling and preparing the local laws for publication as the Code of the Village of North Syracuse, no changes in the meaning or intent of such local laws have been made, except as provided for a Subsections B and C hereof. Certain grammatical changes and other minor non-substantive changes were made in one or more pieces of legislation. It is the intention of the Board of Trustees that all such changes be adopted as part of the Code as if the local laws had been previously formally amended to read as such.

B. The following changes are made throughout the Code:

(1) References to the New York State Statutes are updated to refer to the numbering of the statutes as of the publication of this Code.

(2) References to the "Board of Appeals" are amended to read "Zoning Board of Appeals."

(3) References to the "Highway Superintendent" and "Superintendent of Highways" are amended to read "Superintendent of Public Works."

(4) References to the "Bureau of Fire Prevention" are amended to read "Fire Prevention Bureau."

C. In addition, the amendments and/or additions as set forth in Schedule A attached hereto and made a part hereof are made herewith, to become effective upon the effective date of this local law. (Chapter and section number references are to the local laws, ordinances and resolutions as they have been renumbered and appear in the Code).

§ 1-12. Incorporation of provisions into Code.

The Provisions of this local law are hereby made Article I of Chapter 1 of the Code of the Village of North Syracuse, such local law to be entitled "General Provisions, Article I, Adoption of Code," and the sections of this local law shall be numbered §§ 1-1 to 1-13, inclusive.

§ 1-13. When effective.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

Schedule A
(As referenced in §1-11C)

Chapter 1. General Provisions.

In §1-1A the definition of "Highway Superintendent" is deleted.

Chapter 14. Defense and Indemnification.

Chapter 14 is adopted to read as follows:

ARTICLE I
Police Officers

§14-1. Defense to be provided.

Pursuant to the provisions of General Municipal Law §50-j, Subdivision 61, the Village of North Syracuse hereby determines that it shall provide for the defense of any civil action or proceeding brought against a duly appointed police officer and shall indemnify such police officer from any judgment of a court of competent jurisdiction for punitive or exemplary damages arising out of a negligent act or other tort committed by such officer while in the proper discharge of his duties and within the scope of his employment.

ARTICLE II
Village Officers and Employees

§14-2. Benefits conferred.

Pursuant to the provisions of Subdivision 2(a) of §18 of the Public Officers Law of the State of New York, the Village Board of Trustees of the Village of North Syracuse hereby determines to confer the benefits contained in §18 of the Public Officers Law upon all eligible officers and employees of the Village and to hold the Village liable for the costs incurred pursuant to those provisions.

Chapter 19, Ethics.

(1) Section 1902 is amended to read as follows:

§19-2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

CONTRACT - Any claim, account or demand against or agreement with a municipality, express or implied, and shall include the designation of a depository of public funds and the designation of a newspaper, including but not limited to an official newspaper, for

the publication of any notice, resolution, ordinance, or other proceeding where such publication is required or authorized by law.

INTEREST - A direct or indirect pecuniary or material benefit accruing to a municipal officer or employee as the result of a contract with the Village of North Syracuse. For the purposes of this article, a municipal officer or employee shall be deemed to have an interest in the contract of his spouse, minor children and dependents, except a contract of employment with the Village of North Syracuse; a firm, partnership or association of which such officer or employee is a member or employee; a corporation of which such officer or employee is an officer, director or employee; and a corporation any stock of which is owned or controlled directly or indirectly by such officer or employee.

MUNICIPAL OFFICER OR EMPLOYEE - An officer or employee of the Village of North Syracuse, whether paid or unpaid, including members of any administrative board, commission or other agency thereof. No person shall be deemed to be a municipal officer or employee solely by reason of being a volunteer fireman or civil defense volunteer, except a fire chief or assistant fire chief.

- (2) Section 19-3A is amended to delete “or accept or receive any gift” following “solicit any gift.”

Chapter 69, Alcoholic Beverages.

- (1) Section 69-1 is added to read as follows:

§69-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

INTENT TO CONSUME - Drinking from the container, with alcohol on the breath of the possessor and/or any circumstances evidencing an intent to ultimately consume on any public street, public highway or public place.

OPEN BOTTLE OR CONTAINER - A bottle or container with the contents exposed to the atmosphere or the seal thereof broken.

- (2) Section 69-2 is amended to change “no person shall appear or have in his possession” to “no person shall consume or have in his possession with intent to consume.”

Chapter 72. Amusements.

Section 72-5C is amended to revise the last sentence to read as follows: “If the premises and building to be used for the purpose do not fully comply with the requirements of the Municipal Code of the Village or would involve a violation of Chapter 240, Zoning, of this Code, no license or permit shall be issued, and no license or permit issued hereunder shall in any way be

interpreted as a waiver of any of the provisions or requirements of Chapter 240, Zoning, or the Municipal Code.”

Chapter 82, Bingo.

Section 82-2 is amended to change “Bingo Enforcement Officer” to “Clerk.”

Chapter 90, Building Construction.

- (1) Section 90-2B is amended to read as follows: “The Codes Enforcement Officer shall be appointed by the Mayor and confirmed by the Village Board at a compensation to be fixed by the Board.”
- (2) Section 90-3A the first sentence is amended to read as follows: “The Mayor may appoint one or more building inspectors, as the need may appear, subject to confirmation by the Village Board, to act under the supervision of the Codes Enforcement Officer and to exercise any portion of his powers and duties.”
- (3) Section 90-4 is amended to read as follows: “The Mayor may appoint such other employees, subject to confirmation by the Village Board, as may be necessary from time to time to carry out the functions of the Codes Enforcement Officer.”
- (4) Section 90-14D is added to read as follows:
 - D. The village shall not issue a building permit without obtaining from the permit applicant either:
 - (1) Proof duly subscribed that workers= compensation insurance and disability benefits coverage issued by an insurance carrier in a form satisfactory to the Chair of the Workers’ Compensation Board as provided for in §57 of the Workers’ Compensation Law is effective; or
 - (2) An affidavit that such permit applicant has not engaged an employer or any employees as those terms are defined in §2 of the Workers’ Compensation law to perform work relating to such building permit.
- (5) Section 90-22C is amended to delete “tenancy” before “use or type of occupancy.”
- (6) Section 90-28B is amended to delete the following: “A supply of 100 blank inspection applications and a list of rates for any charges related thereto. Further supplies of blank applications shall be provided upon request to the Codes Enforcement Officer.”

Chapter 94, Buildings, Unsafe.

- (1) Section 94-3 is amended to change “allow said building” to “allow said building or structure.”

- (2) The following sections are amended to change “Codes Enforcement Officer” to “Codes Enforcement Officer and/or Fire Marshall”: §§ 94-13, 94-14C, E, and G, 94-15, 94-18 and 94-20.
- (3) Section 94-14 is amended to delete “particularly Subdivision 5 of §10 thereof” following “Municipal Home Rule Law.”

Chapter 102, Dogs and Other Animals.

- (1) Section 102-4 is amended to delete “114-a of the” before “Agriculture and Markets Law.”
- (2) Section 102-5 is amended to change “shall be held for five days” to “shall be held for the period prescribed by the Agriculture and Markets Law.”
- (3) Section 102-7 is amended to read as follows: “For each violation under this article, penalties shall be determined by the Village Justice and shall not exceed \$25, except that where the person is found to have violated this article within the preceding five years the penalty shall not exceed \$50, and where the person is found to have committed two or more such violations within the preceding five years the penalty shall not exceed \$100 or imprisonment for not more than 15 days, or both.”

Chapter 115, Fire Prevention.

- (1) Section 115-7B is amended to delete the definitions of “authority having jurisdiction,” “Corporation Counsel” and “Chief of the Bureau of Fire Prevention or Bureau of Fire Prevention” and to change “Chief of the Fire Department” to “Fire Chief.”
- (2) Section 115-8 is amended to change “Chief Fire Marshal” to “Fire Marshal” and to change “Deputy Chief Fire Marshal” to “an Assistant Fire Marshal.”
- (3) Original §104-9, Designation of Chief Fire Marshal and code enforcement officers, and §1104-10, Appointment of Assistant Fire Marshals, are deleted.
- (4) Section 115-(O) is amended to delete “or Administrator” following “Mayor.”
- (5) Section 115-13 is hereby amended as follows:

The fire marshal or assistant fire marshal shall inspect, or cause to be inspected, all buildings and structures damaged by fire or explosion within the Village. The fire marshal or assistant fire marshal shall also inspect, or cause to be inspected, all fires involving fuel burning appliances, gas vents and chimneys.

The purpose of the foregoing is to determine the structural stability of the structure as it relates to the safety of its occupants and to the safety of the general public. A complete report of such inspection shall be retained by the fire marshal.

A copy of the report shall be forwarded to the fire department to convey all pertinent circumstances of the fire and/or explosion to it.

- (6) Section 115-32 is amended to delete “or the generally accepted standards in the Appendix” from the second sentence.
- (7) Section 115-33 is amended to change “by the Fire Prevention Bureau” to “as provided in Chapter 90, Building Construction.”
- (8) Section 115-39A is amended to change “the Village Municipal Code” to “this article.”
- (9) Section 115-46A is amended to add “not more than” before “30 days in jail.”

Chapter 118, Fireworks.

Section 118-1 is amended to add “Fireworks may be displayed in the Village only” before “after issuance of a permit therefor.”

Chapter 124, Games of Chance.

Chapter 124 is amended in its entirety to read as follows:

§124-1. Title

This chapter shall be known as the “Games of Chance Law of the Village of North Syracuse.”

§124-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

AUTHORIZED ORGANIZATION - An authorization organization as defined in Subdivision 4 of §186 of the General Municipal Law.

GAMES OF CHANCE - A game of chance as defined in Subdivision 3 of §186 of the General Municipal Law.

§124-3. Games authorized.

Authorized organizations may, upon obtaining a license from the Village Clerk, conduct games of chance within the Village of North Syracuse as provided in Article 9-A of the General Municipal Law and as provided further in this chapter. Such games of chance shall be conducted in accordance with the laws of the State of New York and with the rules and regulations adopted by the New York State Racing and Wagering Board and pursuant to this chapter.

§124-4. Restrictions.

The conduct of games of chance shall be subject to the restrictions imposed by §189 of the General Municipal Law.

§124-5. Enforcement.

The officer in charge of the Village of North Syracuse shall exercise control over and supervision of all games of chance conducted under a duly authorized license. The officer in charge shall have all those powers and duties set forth in and for the enforcement of Article 9-A of the General Municipal Law.

Chapter 128, Garbage, Rubbish and Refuse.

- (1) The definitions of "hazardous waste" in §§128-4 and 128-9 are amended to change "defined or requested" to "defined or regulated."
- (2) Original §112-6, Restrictions on placement, is deleted.
- (3) Section 128-8A is amended to read as follows: "Except as otherwise provided herein, any violation of the provisions of this article by a homeowner, person in control or possession of property or any other individual shall be punishable by a fine not to exceed \$250 or imprisonment not to exceed 15 days, or both."
- (4) The definition of "agency permit" in §128-9 is amended to change "municipal permit" to "municipal license."
- (5) Section 128-14 is amended to change "A licensing fee of \$10" to "A license fee in accordance with the fee schedule established by the Board of Trustees."
- (6) Original §112-19, Hours for collection, is deleted.
- (7) Section 128-15 is amended to read as follows: "Any hauler conducting business without a municipal license shall be punishable by a fine not to exceed \$250 or imprisonment not to exceed 15 days, or both."

Chapter 150, Noise.

Table 1 in §150-18A is amended to delete the industrial land use category; to revise the district designations for the residential land use category to R-9, R-M and R-SR; and to revise the district designations for the commercial land use category to C-1, C-2, C-3 and C-T.

Chapter 154, Notification of Defects.

Chapter 154 is adopted to read as follows:

§154-1. Prior notice required.

No civil action shall be maintained against the Village of North Syracuse for damages or injuries to persons or property sustained in consequence of any defective, unsafe, dangerous or obstructed condition or for damages or injuries to persons or personal property located thereon, when such real or personal property is owned or leased by the Village of North Syracuse, unless written notice of the defective, unsafe, dangerous or obstructed condition or of the existence of the snow or ice, which written notice relates to a particular place or thing, was actually given to the Village Clerk and there was a failure or neglect within a reasonable time after receipt of such notice to repair or remove the defect, danger or obstruction complained of or to cause the snow or ice to be removed or the place or thing to be otherwise made reasonably safe.

§154-2. Effect on other laws.

It is the Village's intent that this chapter shall be in addition to and not in lieu of the provisions of Village Law §6-628 and Civil Practice Law and Rules §9804 and shall supersede those statutes or any other statute of the Village or state only to the extent that this chapter is consistent therewith.

Chapter 169, Peddling and Soliciting.

Chapter 169 is amended in its entirety to read as follows:

ARTICLE I
Vendors

§169-1. Permit required.

From and after the effective date of this article, it shall be illegal for any person, firm, corporation or entity to, in any manner, hawk, sell or vend any goods, merchandise, products, food or dry goods from, at, on or near any publicly owned or leased lands within the Village of North Syracuse, unless a permit is obtained therefrom in accordance with this article.

§169-2. Permit application; fee.

A. Any person, firm, corporation or entity desiring to obtain a permit under this article shall make application therefor on the forms provided by the Village Clerk for such purpose and shall submit with such application a fee in accordance with the fee schedule established by the Board of Trustees, which fee shall be applied to the licensing period from January 1 to December 31. In the event that such permit is issued or the application is returned in the event that such permit is denied, the fee for the aforesaid licensing period shall in no way be reduced or prorated and shall be applicable only to that portion of time remaining between the date of issue of said permit and December 31.

B. Said application and fee shall be accompanied by the following:

(1) Three letter of reference regarding the applicant's personal character and business reputation.

(2) A detailed description of the stand or other devise used in the operation of such itinerant vending.

(3) A certificate of liability insurance naming the Village of North Syracuse as an additional named insured in the minimum amounts of \$500,000 bodily injury and \$100,000 property damage. Said certificate shall be in the comprehensive general liability form and shall include products and complete operations coverage.

(4) Proof of payment of one year's premium for the insurance required in Subsection B(3) above.

(5) A statement signed by the applicant to the effect that he has read the provisions of this article, understands the same and will abide by all of the provisions of said article.

§169-3. Grounds for denial or revocation of permit; prohibited acts.

A. No permit shall be issued and any previously issued permit shall be revoked at the will of the Village Clerk when it appears that any of the following conditions has been violated or is not being met:

(1) The applicant is in violation of any Village, county, state or federal rule, regulation or law.

(2) The applicant has or is operating outside of the days or times as specified on the face of such permit or is directly competing with any nonprofit group, club or organization which has previously obtained permission to operate from the Village Clerk.

(3) The applicant is using a vending stand which is in any way motorized.

(4) The applicant's stand is non-mobile, remains in one location for more than one hour, contains any open or exposed flames, contains or is operated in conjunction with any bells, whistles or other audible devices normally used to attract attention or does not have a portable trash receptacle attached thereto.

(5) If the applicant vends his goods within 200 feet of any place occupied exclusively as a public or private school or for school purposes or he permits his vehicle, cart or wagon to stand on any public highway within said distance of such school property.

(6) The applicant is operating other than between the hours of 8:00 a.m. and sundown, is selling or vending anything other than non-alcoholic beverages, food, ice cream and similar confections or fails to publicly display on his stand the permit issued by the Village Clerk.

B. No applicant shall vend his goods or wares within 200 feet of any place occupied exclusively as a public or private school or for school purposes, nor shall he permit his cart or wagon to stand on any public highway within said distance of such school property.

' 169-6. Definitions.

As used in this article, the following terms shall have the meanings indicated:

HAWKER, PEDDLER or SOLICITOR B Includes, except as hereinafter expressly provided, any person who, going house to house, on foot or from any vehicle, sells, offers for sale or carries or exposes for sale any goods, wares or merchandise, books, magazines, periodicals or any other item or items of value, except newspapers and food distributed on regular customer routes.

PERSON B An individual, employee, principal, agent, firm, business, association, partnership, cooperative or corporation.

' 169-7. Exemptions.

A. Nothing in this article shall be held to apply to any sales:

- (1) Conducted pursuant to statute or by order of any court.
- (2) By any person selling personal property at wholesale to dealers in such articles.
- (3) By persona under the age of 18 years.
- (4) By farmers and truck gardeners who themselves or through their employees vend, sell or dispose of products of their own farms and gardens.

B. Nonprofit organizations and persons working for such organizations shall also be exempt. However, such organizations shall register annually with the Village Clerk in the event they plan to engage in vending, hawking, peddling or soliciting and shall indicate the type of activities to be undertaken and the time when they will be performed.

' 169-8. License required.

It shall be unlawful for any person within the corporate limits of the Village to act as a hawker, peddler or solicitor as herein defined or assist the same without first having obtained and paid for and having in force and effect a license therefor.

' 169-9. Application requirements.

- A. Any person desiring to procure a license as herein provided shall file with the Village Clerk a written application upon a form furnished by the Village Clerk and shall file at the same time satisfactory proof of good character. Such application shall give:
- (1) The number and kinds of vehicles to be used by the applicant in carrying on the business for which the license is desired.
 - (2) The kind of goods, wares and merchandise he desires to sell.
 - (3) The method of distribution.
 - (4) The name, address and date of birth of the applicant and the applicant=s employees or agents working or to be working within the Village.
 - (5) If an individual, employee or agent, the name and address of the person, firm or corporation he represents.
 - (6) The length of time the applicant desires the license.
 - (7) Such other information as may be required by the Mayor.
- B. If applicable, such application shall be accompanied by a certificate from the Sealer of Weights and Measures certifying that all weighing and measuring devices to be used by the applicant have been examined and approved.

' 169-10. Bond; action on bond by aggrieved persons.

A. An application for a license as a solicitor who demands, accepts or receives payment or deposit of money in advance of final delivery shall also be accompanied by a cash deposit of \$1,000 or a surety company bond in the amount of \$1,000 or other bond secured by sufficient collateral. If the applicant is an employee or agent of a company or business organization, that organization may fulfill the bonding requirement on behalf of the applicant by providing a cash deposit of \$5,000 or a surety company bond in the amount of \$5,000 or other bond secured by sufficient collateral which would cover all the employees or agents of that organization. Said bond or bonds must be approved by the Village attorney as to form and surety, conditions for making a final delivery of the goods, wares or merchandise ordered or services to be performed in accordance with the terms of such order or, failing therein, that the advance payment of such order be refunded.

B. Any person aggrieved by the action of any licensed solicitor shall have the right by action on the bond for the recovery of money or damages, or both. Such bond shall remain in full force and effect and, in case of a cash deposit, such deposit shall be retained by the Village

for a period of 90 days after the expiration of any such license, unless sooner released by the Mayor.

C. The retention of the bond or the making of any payments thereunder shall not give rise to a cause of action by any party against the Village, which is merely a repository therefor.

' 169-11. License issuance; grounds for refusal.

A. Upon the filing of the application, bond and certificate as provided in the preceding sections, the Mayor shall authorize the issuance to the applicant of a license as provided in ' 169-8, signed by the Village Clerk.

B. Except as hereinafter provided, no license shall be refused except for a specific reason relating to the protection of the public safety, health, morals or general welfare.

' 169-12. License not assignable.

A license shall not be assignable. Any holder of such license who permits it to be used by any other person and any person who uses such license granted to any other person shall each be guilty of a violation of this article.

' 169-13. Loss of license.

Whenever a license shall be lost or destroyed on the part of the holder or his agent or employee, a duplicate in lieu thereof, under the original application and bond, may be issued by the Village Clerk upon the filing with him by the licensee of an affidavit setting forth the circumstances of the loss and what, if any, search has been made for its recovery.

' 169-14. Issuance of license; contents.

All licenses shall be issued from a properly bound book with proper reference stubs kept for that purpose, numbered in the order in which they are issued, and shall state clearly the kind of vehicle to be used, the kind of goods, wares and merchandise to be sold or service to be rendered, the number of this license, the date of issuance and expiration of the license, fee paid and the name and address of the licensee.

' 169-15. Expiration of license.

Such licenses shall automatically expire on December 31 following the date of issuance of such license, but such licenses may specifically state and provide for an earlier expiration date.

' 169-16. Restriction on application after license rejection or revocation.

No applicant to whom a license has been refused or who has a license which has been revoked shall make further application until a period of at least six months shall have elapsed

since the last previous rejection or revocation, unless he can show that the reason for such rejection no longer exists.

' 169-17. Licensee to carry license.

Every licensee, while exercising his license, shall carry the license with him and shall exhibit the same upon demand.

' 169-18. License fees; exemptions.

A. The license fee for each person licensed as a hawker, peddler or solicitor shall be in accordance with the fee schedule established by the Board of Trustees.

B. The license fee for each person licensed as an employee or agent to assist a hawker, peddler or solicitor shall be in accordance with the fee schedule established by the board of Trustees.

C. In the even that such permit is issued or the application is returned in the event that such permit is denied, the fee for the aforesaid licensing period shall in no way be reduced or prorated and shall be applicable only to that portion of time remaining between the date of issue of said permit and December 31.

D. For the purpose of this article, a person who assists a hawker, peddler or solicitor shall be deemed to be any person who participates in delivering merchandise or any other items sold, performs any services in or about the customers=s premises or otherwise generally renders aid or assistance, except participation in selling or soliciting ordered.

E. A person whose activities as a hawker, peddler or solicitor amount solely to the taking of order which are filled from outside the state and who conducts no intrastate activities shall be exempt from the license fee but shall be required to obtain a license and comply with all other aspects of this article.

F. Honorably discharged members of the armed forces shall be exempt from the license fees outlined in this section.

' 169-19. License suspension and revocation.

The Mayor may, at any time, for a violation of this article or any other provision of this Code or any law, suspend any license issued hereunder. When a license shall be so suspended, no refund of any unearned portion of the license fee shall be made. Notice of such suspension and the reason therefor in writing shall be served by the Village Clerk upon the person named in the application or by mailing the same to the address given in the application. Any person who receives such notice of suspension may request an appearance before the Board of Trustees at its next regularly scheduled meeting and may at that time present such facts as he deems applicable concerning the suspension. Thereafter, the Board of Trustees may reinstate the license or suspend the same for such period of time as it deems appropriate or revoke the same. If no

application is made upon the suspension by the Mayor, the license shall be deemed to be revoked.

' 169-20. Prohibited acts.

A. It shall be unlawful for any person to enter upon private property for the purpose of peddling or soliciting before the hour of 9:00 a.m. of any day or after the hour of 7:00 p.m. of any day except upon the invitation of the householder or occupant.

B. It shall be unlawful for any peddler or solicitor in plying his trade to ring the bell or knock upon or enter any building whereon there is painted or otherwise affixed or displayed to public view any sign containing any or all of the following words: "No Peddler," "No Solicitors," "No Agents" or other wording, the purpose of which purports to prohibit peddling or soliciting on the premises.

C. No peddler or solicitor shall peddle his goods or wares within 200 feet of any place occupied exclusively as a public or private school or for school purposes, nor shall he permit his vehicle to stand on any public highway within said distance of such school property.

D. No peddler or solicitor shall falsely or fraudulently misrepresent the quantity, character or quality of any article offered for sale. No person shall by any trick or device or by any false representation obtain or attempt to obtain admission to the house or garage of any person or corporation in the Village.

E. No peddler or solicitor shall blow a horn, ring a bell or use any other noisy device to attract public attention to his wares or shout or cry out his wares so as to create an unnecessary disturbance.

F. It shall be unlawful to create or maintain any booth or stand or place any barrels, boxes, crates or other obstructions upon any street or public place for the purpose of selling or exposing for sale any goods, wares or merchandise.

G. No peddler or solicitor shall represent or state or otherwise indicate that he is not intending to sell or otherwise enter into a contract with any person in the household.

H. No peddler or solicitor shall, in order to effectuate or assist in any sale or solicitation, represent that he is engaged in any contest or in any way attempt to induce a sale or solicitation by appealing to the sympathies or fears of the person so solicited.

I. Any contract or sale made in violation of Subsection D, G or H shall be null and void and of no effect as to the person solicited, and the merchandise delivered shall be forfeited and any sums paid by the person so solicited shall become immediately due and payable jointly and severally by the peddler or solicitor and his principal.

' 169-21. Orders.

All orders taken by licensed solicitors who demand, accept or receive payment or deposit of money in advance of final delivery shall be in writing, made in duplicate, stating the terms thereof and the amount paid in advance, and one copy shall be given to the purchaser at the time the deposit is paid to the solicitor.

' 169-22. Records to be maintained.

It shall be the duty of the Village Clerk to keep a record of all applications of all licenses granted under the provisions of this article, giving the number and date of each license, the fee paid and the date of suspension and/or revocation of all licenses suspended or revoked.

' 169-23. Penalties for offenses.

A. The violation of any provision of this article shall be an offense, and any person violating any provision of this article shall be punished by a fine not exceeding \$250 or a term of imprisonment not to exceed 15 days, or both. Each day any such violation shall continue shall constitute a separate violation.

B. In addition to the foregoing, the court may also suspend or revoke any license of any person convicted of violating any provisions of this article or grant an injunction to the Village prohibiting further violations of any Village ordinance or local law.

Chapter 174, Poles and Wires.

Section 174-1 is amended to change "enable or wire" to "cable or wire".

Chapter 186, Records.

Section 186-7G is amended to change "Committee on Public Access to Records" to "Committee on Open Government."

Chapter 192, Sales.

- (1) Section 192-3D is amended to replace the fee amount with "in accordance with the fee schedule established by the Board of Trustee" and to change "Seasonal/outdoor sale permit" to "seasonal sale permit."
- (2) Section 192-4 is amended to change "prior to the cessation date" to "after the cessation date" and to delete "of \$50" following "fee."

Chapter 197, Sewers.

Section 197-38A is amended to delete the wording "Shall be monitored by both the Village Engineer and the contractor" following Subsection A(3) and to revise the opening sentence to

read as follows: "Each section of pipe between manholes shall be inspected by both the Village Engineer and the contractor before final acceptance."

Chapter 202, Streets and Sidewalks.

Section 202-11B is amended to add "and bicycles operated by children under 10 years of age."

Chapter 205, Subdivision of Land.

- (1) In the definition of "street" in ' 205-2;
 - (a) Subsection A(2) is amended to change "arterial streets" to "arterial highways."
 - (b) Subsections A(3) and B are amended to change "local streets" to "minor streets."
- (2) Section 205-3 is amended to change "Zoning Enforcement Officer" to "Codes Enforcement Officer."
- (3) Section 205-9 is amended to read as follows:

' 205-9. Public hearing on preliminary plans.

A. The sub-divider shall formally submit the proposed preliminary plan, along with 15 black-and-white copies, to the Codes Enforcement Officer.

B. A deposit in accordance with the schedule filed with the Village Clerk shall be paid, in accordance with ' 240-104 of the Village Code.

C. The Planning Commission shall conduct a public hearing and approve, approve with conditions or disapprove the preliminary plan in accordance with the procedures of Village Law ' 7-728, Subdivision 5.

D. Any interested person may be heard, in person or by attorney, at said public hearing.

E. Stenographic minutes shall be taken but not be transcribed except on specific order of the Village Planning Commission or upon payment of such reasonable fees for transcription as shall be fixed by the Planning Commission.

- (4) Section 205-10 is amended to read as follows:

' 205-10. Submission of final tract plat.

A. Upon fulfillment of all conditions of approval in conjunction with the proposed preliminary plan, the sub-divider shall submit the final tract plat within six months after formal approval or conditional approval of the proposed preliminary plan. The sub-divider shall file

four cloth-backed copies of the final tract with the Codes Enforcement Officer. The final tract plat shall be in accordance with the criteria detailed in Article II of this chapter. The sub-divider shall also be required to submit final plans and profiles of roads, sanitary sewers, storm sewers and of the water distribution system, all of which were prepared by a licensed professional engineer. These designs shall meet all local and state requirements and shall be approved by the Village Engineer. A performance bond, as described in ' 205-11 of this article and in a form certified as satisfactory by the Village Attorney, shall be furnished by the subdivider for all land to be dedicated for streets, easements, parks or other public facilities.

B. Drawings of the final tract plat must be certified by a licensed land surveyor.

C. Within 62 days of the submission of the final tract plat and the required documents, the Planning Commission and the Village Board shall review and act to approve or disapprove the final tract plat; approval shall be designated by notation to that effect on the face of the original drawing or on the cloth prints. Three copies shall be retained by the Planning Commission.

(1) If the Planning Commission determines that the final tract plat is not in substantial agreement with the preliminary plan approved or conditionally approved pursuant to ' 205-9, the Planning Commission shall review and act on the final tract plat in accordance with the procedures of Village Law ' 7-728, Subdivision 6(d).

(2) The Planning Commission may permit the final tract plat to be divided into two or more sections, subject to such conditions as it deems necessary to assure orderly development of the subdivision. Approval of the sections shall be granted concurrently with the approval of the final tract plat. Approval of any other sections, not recorded, shall expire unless recorded before the expiration of three years.

(3) In the event of disapproval, the grounds for such action shall be stated in the records of the Planning Commission, and a copy of such decision shall be sent to the sub-divider upon request.

(4) The sub-divider shall file in the officer of the Onondaga county clerk such approved final tract plat or a section of such plat within 62 days from the date of final approval or such approval shall expire.

D. Within three years, all installations covered by the performance bound shall be completed as indicated by as-built drawings, certified by the subdivider's engineer, showing that sanitary sewers, storm drainage facilities, manholes, house lateral stubs and all underground facilities were constructed by the developer in accordance with the approved final tract plat. With the submittal of the as-built drawings, the Planning Commission shall review evidence of completion.

(5) Section 205-15A(2) is amended to change "arterial street" to "arterial highway."

(6) Section 205-23F is amended to change “Highway Department” to “Department of Public Works.”

Chapter 206. Cluster Development.

Section 1. §206-1. A new Chapter 206 of the Village of North Syracuse Code entitled “Cluster Development” is hereby enacted.

§206-2. Findings, Intent, Purpose. The Village of North Syracuse board has determined that due to the minimal available residential zoned open land in the Village of North Syracuse, it is important to encourage and provide for innovations in new residential developments, particularly cluster developments, which provide for a greater variety in type, design and layout of dwellings, the conservation and more efficient use of usable space in relation to new dwellings and integration of undevelopable areas into the total development plan for use as open space, the Village of North Syracuse must seek to authorize the Planning Commission to approve developments on such sites in order to ensure full compliance with the foregoing premises and to prevent, to the maximum extent possible, environmental harm.

§206-3. Definitions. As used in this Article, the following terms shall have the meanings indicated:

CLUSTER DEVELOPMENT- A residential development in which dwelling units are concentrated in a selected area or areas of the development tract so as to provide natural habitat or open space uses on the remainder of such development or project, in compliance with Village Law Section 7-738.

§206-4. Modification to zoning requirements pertaining to cluster development.

A. Pursuant to the authority granted by the Village Board, the Planning Commission is empowered, in relation to residential developments situate in residentially zoned districts in the Village, where the Commission’s judgment its application would benefit the Village, to modify applicable provisions of the Village Zoning Code in accordance with the provisions and conditions of §7-738 of the Village Law pertaining to cluster developments for the purposes of enabling and encouraging flexibility of design and development of land in such a manner as to promote the most appropriate use of land, to facilitate the adequate and economic use of streets and utilities and to preserve the natural and scenic qualities of open lands. The Commission, as a condition of plat approval, may establish such conditions on the use, ownership, and maintenance of such open lands as it deems necessary to assure the preservation of the natural and scenic qualities of such open lands.

B. Upon filing of the final plat in the office of the Onondaga County Clerk, in which §7-738 of the Village Law has been used, the applicant shall file a copy with the Village Clerk, who shall make appropriate notations and references thereto on the Village Zoning Map.

Section 3. This Local Law shall take effect immediately upon its filing in the office of the Secretary of State.

Chapter 210, Taxation.

- (1) Section 210-2(A) is amended to read as follows:

If the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of the application for exemption exceeds \$32,399. "Income tax year" shall mean the twelve-month period for which the owner or owners filed a federal personal income tax return or, if no such return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income may not exceed such sum.

- (2) Section 210-5 of the Code of the Village of North Syracuse shall be deleted in its entirety and replaced with the following language:

"Graduated maximum income exemption eligibility levels shall be as follows:

<u>Annual Income</u>	Percentage of Assessed Valuation Exempt from Taxation
\$ 0 or more but less than \$24,000	50
\$24,001 or more but less than \$24,999	45
\$25,000 or more but less than \$25,999	40
\$26,000 or more but less than \$26,999	35
\$27,000 or more but less than \$27,899	30
\$27,900 or more but less than \$28,799	25
\$28,800 or more but less than \$29,699	20
\$29,700 or more but less than \$30,599	15
\$30,600 or more but less than \$31,499	10
\$31,500 or more but less than \$32,399	5

Section 3. This Local Law shall take effect immediately upon its filing in the office of the Secretary of State but shall not apply to Village taxes which are based on a tax roll prepared prior to March 1, 2004.

- (2) Sections 210-3 is amended to change AState Board of Equalization and Assessment@ to AState Board of Real Property Services@ and to change AVillage Assessors@ to ATown Assessor.@
- (3) Section 210-4A is amended to change AVillage Assessor@ to ATown Assessor.@
- (4) Section 210-22 is amended to set the exemptions in Subsections A, B and C at \$27,000, \$18,000 and \$90,000, respectively.

(5) Article V is added to read as follows:

ARTICLE V
Exemption for Persons with
Disabilities and Limited Income

' 210-28. Statutory authority; exemption established.

A. Pursuant to the authority of the Real Property Tax Law of the State of New York ' 459-c, there is hereby established in the Village of North Syracuse a graduated real property tax exemption for qualifying person with disabilities as therein defined as set forth herein.

B. Graduated maximum income exemption eligibility levels to person with qualifying disabilities shall be as follows:

<u>Annual Income</u>	Percentage of Assessed Valuation Exempt from Taxation
\$ 0 or more but less than \$24,000	50
\$24,001 or more but less than \$24,999	45
\$25,000 or more but less than \$25,999	40
\$26,000 or more but less than \$26,999	35
\$27,000 or more but less than \$27,899	30
\$27,900 or more but less than \$28,799	25
\$28,800 or more but less than \$29,699	20
\$29,700 or more but less than \$30,599	15
\$30,600 or more but less than \$31,499	10
\$31,500 or more but less than \$32,399	5

Chapter 216, Trailers.

- (1) Section 216-5B is amended to change "license" to "permit."
- (2) Section 216-6 is amended to read as follows: "The permit fees which shall be paid to the Village Clerk prior to the issuance of a permit hereunder shall be in accordance with the fee schedule established by the Board of Trustees."

Chapter 219, Trees.

- (1) Section 219-16A is amended to revise the second sentence to read as follows: "The license fee, in accordance with the fee schedule established by the Board of Trustee, shall be paid annually in advance; provided, however, that no license shall be required of any public service company or Village employee doing such work in the pursuit of its or his public service endeavors."

- (2) Section 219-16B is amended to change “indemnifying the Village or any person injured or damaged” to “indemnifying the Village for any person injured or property damaged.”

Chapter 230, Vehicles and Traffic.

- (1) Section 230-3B is amended to change “the provisions of the, and Village Law State of New York the Vehicle and Traffic Law State of New York” to “the provisions of the Village Law and the Vehicle and Traffic Law of the State of New York.”
- (2) Section 230-15A is amended to read as follows:
 - A. Vehicle weight limits.
- (3) Section 230-32 is amended to revise the fine amounts from \$50 to \$100 for a first conviction; \$100 to \$200 for a second conviction; and \$250 to \$300 for a third or subsequent conviction.
- (4) Section 230-46C(13) is added to read as follows: “Trolley Barn Lane from the west.”
- (5) Section 230-46D is amended to read as follows: “Centerville Place is hereby designated a through highway. Stop signs shall be erected at the following entrances: Trolley Barn Lane from the north and Malta Lane from the north.”
- (6) Section 230-50A is amended to add the following wording: “or within 30 feet of an intersection or fire hydrant.”
- (7) Original ' 183-43B, All-night parking prohibited, is deleted.

Chapter 240, Zoning.

- (1) Section 240-2 is amended to delete the following sentence: “No part of a yard or other open space about any building required for the purpose of complying with the provisions of this chapter shall be included as a part of a yard or other open space similarly required for another building.”
- (2) The definition of “nonconforming use” in ' 240-3B is amended to add “or amendment” following “enactment.”
- (3) Section 240-13E is amended to change “public utility auctions” to “public utility substations.”
- (4) Section 240-14A(2)(a) is amended to change “involving the and the approval of both the Board of Planning Commission” to “involving the approval of both the Board of Trustees and the Planning Commission.”
- (5) Sections 240-29C(10), 240-30A and 240-32B are amended to delete “industrial.”

- (6) In ' 240-33, Signs:
- (a) The definitions of “legal nonconforming sign” and “shopping center” are deleted from Subsection B.
 - (b) Subsection C(3)(f) is amended to delete “industrial.”
 - (c) Subsection F(1)(c) is amended to change “a fee of \$5” to “a fee in accordance with the fee schedule established by the Board of Trustees.”
 - (d) Subsection G(6) is amended to delete the following sentence: “A monument sign is a type of freestanding sign that is located on grade rather than on a pole or similar support.”
 - (e) Subsection N(4) is amended to change “Application for a permit shall be applied for” to “A permit shall be applied for.”
- (7) Original ' 195-31R, Revocation of permit, is deleted.
- (8) Section 240-34A is amended to delete the following sentence: “In an industrial district, each industrial lot or use shall have a strip of land at least 15 feet in width in the front yard and at least five feet in width in the rear and side yards which shall be maintained as a landscape and utility area.”
- (9) Section 240-35A is amended to change “enforcement officer” to “Codes Enforcement Officer.”
- (10) Section 240-37L is amended to delete “except in industrial districts after issuance of a special permit by the Planning Commission.”
- (11) Section 240-68A is amended to add “when it is” before “determined” in the first sentence.
- (12) Section 240-71C is amended to change 60 days to 62 days and to add “or after the day the application is received if no hearing has been held.”
- (13) Section 240-92B is amended to read as follows: “To grant use variances and area variances in accordance with the requirements of ' ' 7-712 and 7-712-b of the Village Law.”
- (14) Section 24-105 is amended to delete the following sentence: “Any violation of this chapter shall constitute disorderly conduct, and any person violating the same shall be a disorderly person.”

(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. _____ of 20 05 of the (County)(City)(Town)(Village) of North Depue was duly passed by the Board of Trustees on June 9 2005 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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* on _____ 20__, 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and *(Name of Legislative Body)* was (approved)(not approved) (repassed after disapproval) by the _____ *(Elective Chief Executive Officer*)* 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.

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 *(Name of Legislative Body)*

passed by the _____ on _____ 20 ____, and was (approved)(not approved) (repassed after disapproval) by the _____ (Elective Chief Executive Officer*) 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.

5. (City local law concerning Charter revision proposed by petition.)

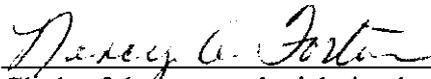
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: June 10, 2005

(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 ONONDAGA

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.

Terry J. Kirwan, Jr.

Attorney

Village of North Syracuse

VILLAGE OF NORTH SYRACUSE

RESOLUTION TO HOLD PUBLIC HEARING

ON PROPOSED LOCAL LAW

WHEREAS the Board of Trustees of the Village of North Syracuse has entered into a project for the codification of local laws and ordinances of the Village of North Syracuse for the purposes of increasing the effectiveness of village governmental administration, providing for greater public awareness of and access to village legislation and protecting the health, safety and welfare of village inhabitants; and

WHEREAS the proposed codification has been published in loose-leaf form and the Board of Trustees now desires to formally effect the adoption of said codification by enactment of a local law;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held by the Board of Trustees with respect to enactment of the following local law, such public hearing to be held on the 26th day of May, 2005, at 7.26 p.m., in the Village Hall, North Syracuse, New York, The proposed local law to be considered is as follows:

LOCAL LAW NO.4 - 2005

A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS AND ORDINANCES OF THE VILLAGE OF NORTH SYRACUSE INTO A MUNICIPAL CODE TO BE DESIGNATED THE A CODE OF THE VILLAGE OF NORTH SYRACUSE@

Copies of the text of the above-named local law shall be filed in the office of the Village Clerk.

AND BE IT FURTHER RESOLVED that the Village Clerk is hereby directed and authorized to cause public notice of said hearing to be given in accordance with the Municipal Home Rule Law, the Open Meetings Law and the Village Law of the State of New York.

VOTE OF BOARD OF TRUSTEES

AYE: 5

NO: 0

DATE: 4/14/05

VILLAGE OF NORTH SYRACUSE

NOTICE OF PUBLIC HEARING

ON PROPOSED LOCAL LAW

PLEASE TAKE NOTICE that, for the purpose of adopting a codification of the local laws and ordinances of the Village of North Syracuse, said codification to be known as the ACode of the Village of North Syracuse, @ a public hearing will be held by the Board of Trustees at the Community Center in the Village of North Syracuse, on the 26th day of May 2005, at 7:00 p.m., to consider the enactment of the proposed local law described and summarized below:

PROPOSED LOCAL LAW NO. 4 B 2005

A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS AND ORDINANCES OF THE VILLAGE OF NORTH SYRACUSE INTO A MUNICIPAL CODE TO BE DESIGNATED THE ACode OF THE VILLAGE OF NORTH SYRACUSE@

This local law:

- (1) States the legislative intent of the Board of Trustees in adopting the Code.
- (2) Provides for the designation of the local laws and ordinances of the Village of North Syracuse as the ACode of the Village of North Syracuse.@
- (3) Repeals local laws and ordinances of a general and permanent nature not included in the Code, except as provided.
- (4) Saves from repeal certain local laws and ordinances and designates certain matters not affected by repeal.
- (5) Retains the meaning and intent of previously adopted legislation.
- (6) Provides for the filing of a copy of the Code in the Village Clerk=s office.
- (7) Provides for certain changes in or additions to the Code.
- (8) Prescribes the manner in which amendments and new legislation are to be incorporated into the Code.
- (9) Requires that Code books be kept up-to-date.
- (10) Provides for the sale of Code books by the village and the supplementation thereof.

- (11) Prohibits tampering with Code books, with offenses punishable by a fine of not more than \$250 or by imprisonment for not more than 15 days, or both.
- (12) Establishes severability provisions with respect to the Code generally.
- (13) Provides that the local law will be included in the Code as Chapter 1, Article I.
- (14) Adopts the ACode of the Village of North Syracuse, A the Table of Contents of which is as follows:

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- 40. **Personnel Policies**
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- 210. **Taxation**
- 216. **Trailers**

- 219. **Trees**
- 227. **Vehicles, Abandoned**
- 230. **Vehicles and Traffic**
- 240. **Zoning**

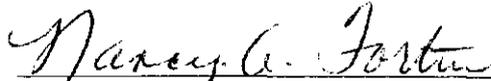
Copies of the local law described above and of the Code proposed for adoption thereby are on file in the office of the Village Clerk of the Village of North Syracuse, where the same are available for public inspection during regular office hours.

PLEASE TAKE FURTHER NOTICE that all interested persons will be given an opportunity to be heard on said proposed local law at the place and time aforesaid.

NOTICE IS HEREBY GIVEN, pursuant to the requirements of the Open Meeting Law of the State of New York, that the Board of Trustees of the Village of North Syracuse will convene in public meeting at the place and time aforesaid for the purpose of conducting a public hearing on the proposed local law described above and, as deemed advisable by said Board, taking action on the enactment of said local law.

DATED:

BY ORDER OF THE BOARD OF TRUSTEES
VILLAGE OF NORTH SYRACUSE



NANCY FORTIN
VILLAGE CLERK

VILLAGE OF NORTH SYRACUSE

RESOLUTION TO ENACT LOCAL LAW NO. 4 B2005

WHEREAS a public hearing was held on the ~~26th~~ day of ~~May~~, 2005 of the Board of Trustees of the Village of North Syracuse, notice of which was given as required by the Municipal Home Rule Law, the Open Meetings Law and the Village Law of the State of New York;

WHEREAS at said public hearing the Board of Trustees considered the enactment of proposed Local Law No. 4 B 2004, entitled A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS AND ORDINANCES OF THE VILLAGE OF NORTH SYRACUSE INTO A MUNICIPAL CODE TO BE DESIGNATED THE A CODE OF THE VILLAGE OF NORTH SYRACUSE; and

WHEREAS all interested persons were given an opportunity to be heard with respect to the enactment of said local law;

NOW, THEREFORE, BE IT RESOLVED, that Local Law No. 4 B2005 be enacted as follows:

(copy of local law attached)

VOTE OF BOARD OF TRUSTEES

AYE: 5

NO: 0

DATE:

VILLAGE OF NORTH SYRACUSE

NOTICE OF ENACTMENT OF LOCAL LAW

WHEREAS notice of public hearing was duly given and said hearing duly held on the ²⁶ day of ~~July~~ ^{July} 2005 to consider the enactment of the local law described below;

NOW, THEREFORE, PLEASE TAKE NOTICE THAT, AFTER DUE CONSIDERATION AND DELIBERATION, THE Board of Trustees of the Village of North Syracuse duly enacted said local law on the ~~2~~ day of ~~June~~ ^{June} 2005, and said local law and the Code adopted thereby shall be in full force and effect as provided by law upon the filing of a copy of this local law with the Secretary of State. The local law enacted is entitled and described as follows:

LOCAL LAW NO. 4 of 2005

A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS AND ORDINANCES OF THE VILLAGE OF NORTH SYRACUSE INTO A MUNICIPAL CODE TO BE DESIGNATED THE "CODE OF THE VILLAGE OF NORTH SYRACUSE"

This local law:

- (1) States the legislative intent of the Board of Trustees in adopting the Code.
- (2) Provides for the designation of the local laws and ordinances in the Village of North Syracuse as the "Code of the Village of North Syracuse."
- (3) Repeals local laws and ordinances of a general and permanent nature not included in the Code, except as provided.
- (4) Saves from repeal certain local laws and ordinances and designates certain matters not affected by repeal.
- (5) Retains the meaning and intent of previously adopted legislation.
- (6) Provides for the filing of a copy of the code in the Village Clerk=s office.
- (7) Provides for certain changes in or additions to the Code.
- (8) Prescribes the manner in which amendments and new legislation are to be incorporated into the Code.
- (9) Requires that Code books be kept up-to-date.
- (10) Provides for the sale of Code books by the village and the supplementation thereof.

(11) Prohibits tampering with Code books, with offenses punishable by a fine of not more than \$250 or by imprisonment for not more than 15 days, or both.

(12) Establishes severability provisions with respect to the Code generally.

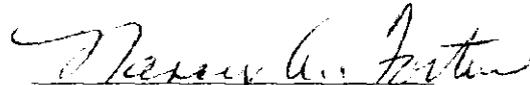
CERTIFICATION

VILLAGE OF NORTH SYRACUSE

Office of the Village Clerk

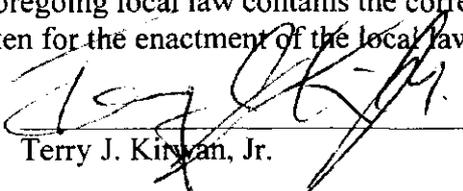
I, NANCY FORTIN, Clerk of the Village of North Syracuse, New York, hereby certify that the chapters contained in this volume are based upon the original local laws and ordinances of the Board of Trustees of the Village of North Syracuse, and that said local laws and ordinances, as revised and codified, renumbered as to sections and rearranged into chapters, constitute the Code of the Village of North Syracuse, County of Onondaga, State of New York, as adopted by local law of the Board of Trustees on June 9, 2005

Given under my hand and the Seal of the Village of North Syracuse, County of Onondaga, State of New York, this 10th day of June, at North Syracuse, New York.


Nancy Fortin

STATE OF NEW YORK
COUNTY OF ONONDAGA

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.



Terry J. Kirwan, Jr.

6-10-05

Attorney

Village of North Syracuse