

**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.

STATE OF NEW YORK  
DEPARTMENT OF STATE  
**FILED**  
FEB 24 2005

*County*  
*City* of Oakfield, New York  
*Town*  
*Village*

**MISCELLANEOUS  
& STATE RECORDS**

Local Law No. 1 of the year ~~XX~~ 2005

A local law Amending Village Ordinance  
(Insert Title)

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

*County*  
*City* of Oakfield  
*Town*  
*Village* as follows:

The Village of Oakfield ordinance is amended as follows:

SEE ATTACHED

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

## Village of Oakfield Ordinance

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Adopted: June 15, 1942

Effective: July 1, 1942

**Revised: February 14, 2005**

WHEREAS, pursuant to the provisions of the General Village Law, as amended by the Legislature of the State of New York, certain specified power and authority is vested in the Board of Trustees in the Village of Oakfield, County of Genesee, State of New York, to enact, ordain and prescribe rules and ordinances for said Village, and

WHEREAS, a public Hearing on a proposed set of Ordinances duly called in pursuant to the provisions of Section 90 of the village Law was held on the 8th day of June, 1942, and it was the prevailing opinion of the majority of the inhabitants of the Village of Oakfield, that such ordinances should be passes for

the government of the Village of Oakfield, and the management of its business, the preservation of good order, for the peace, health, safety and welfare of its' inhabitants, and the protection and security of their property.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees in the Village of Oakfield, County of Genesee, State of New York, does hereby ordain, enact, adopt, prescribe and establish the following rules and ordinances and imposes and prescribes therein the penalties for violation of same.

Milford Olmstead, Mayor, called for a vote on the resolution and the Ayes and Naves being called for, resulted as follows:

Mildford Olmstead, Aye  
John McEntee, Aye  
Sidney Hood, Aye  
William R. Walls, Aye  
Glenn Schultz, Aye

The motion was declared by the mayor to be carried and the resolution adopted.

Resolution duly moved and seconded that the Clerk of the Village of Oakfield, cause the Ordinances to be published and posted as required by the Village Law of the state of New York.

Resolution duly moved and seconded that the Ordinances take effect on July 1, 1942, upon filing of the affidavit of proof of publication and posting pursuant to Section 95 of the Village Law of the State of New York.

### **CORPORATE SEAL**

#### **SECTION 1.**

The corporate seal of the Village of Oakfield, County of Genesee, State of New York, shall consist of the work CORPORATE SEAL inside a circle, and the words VILLAGE OF OAKFIELD, OAKFIELD, N.Y. in a circle around a circle.

### **DESCRIPTION OF THE BOUNDARIES**

- SECTION 1. The boundaries of the Village of Oakfield, Genesee County, New York, are those boundaries set forth on a map on file in the office of the Clerk of the County of Genesee at Book 4 of maps at page 175, and a copy of which map is on file in the Village Clerk's Office.

### **PENALTIES FOR VIOLATIONS OF ORDINANCES**

SECTION 1. Any person or corporation who shall be convicted of violating any of the ordinances, rules or regulations, hereinafter contained, or any amendments or additions thereof, shall forfeit a penalty of not exceeding one hundred dollars (\$100.00) unless a different penalty is specifically provided, and every person so convicted shall be guilty of disorderly conduct and be declared to be a disorderly person and is also hereby declared to be guilty of a misdemeanor.

Any person found guilty of violation of any of the ordinances hereinafter enacted, who shall fail to pay the fine or penalty imposed, shall be committed to the Genesee County Jail to serve one day for each dollar of forfeiture, fine or penalty so imposed.

## **REPEALING CLAUSE**

SECTION 1. All ordinances of the Village of Oakfield heretofore adopted and enacted, affecting any of the subjects herein dealt with are hereby repealed.

## **ARTICLE 1.**

### **PUBLIC SAFETY AND GOOD ORDER**

#### **Disturbances in Streets**

SECTION 1. No person shall make any disturbance or indulge in any fight, brawl or riotous demonstration on or near any public or private street or place within the Village of Oakfield.

#### **Disturbances in Public**

SECTION 2. No person shall, in any manner whatever, disturb, molest or interrupt, or aid in disturbing, molesting or interrupting any of the persons composing any lawful meeting, congregation, audience, collection or gathering of persons, school, lodge, society or association or while going to or returning from the same.

#### **Obstructing Traffic**

SECTION 3. Persons shall not unnecessarily congregate upon the sidewalks, street corner or streets so as to obstruct the free and uninterrupted passing of any person, persons or vehicle.

#### **Unnecessary Noise**

SECTION 4. No person shall, at any time, make or contribute to the making of any unnecessary loud or unusual noise.

#### **Sound Trucks and Loudspeakers**

SECTION 5. No person shall use or cause to be used a sound truck or a

loudspeaker attached to a motor vehicle upon the public streets in the Village of Oakfield without first obtaining written permission from the Mayor of the Village of Oakfield.

#### Obscene Language and Conduct

SECTION 6. No person shall use or engage in any profane, vulgar or obscene language or conduct in or upon any public street or public place or within any building so that such language or conduct can be heard or seen by any person not within such building.

#### Intoxication

SECTION 7. No person shall be intoxicated in any public or private place within the Village of Oakfield and any person may be arrested without a warrant while so intoxicated.

#### Malicious Destruction of Property

SECTION 8. No person shall maliciously or willfully break, tear, injure or deface any building, fence, lamp-post, lamp, electric light or telephone post, sign signal post, traffic sign, sign board, tree, shrubbery, fountain, or other ornamental thing in the Village of Oakfield, and no person shall tear down any notice, sign or hand bill lawfully posted.

#### Destruction or Use of Village Property

SECTION 9. No person shall injure or destroy, or take or use any of the property of the Village of Oakfield without first, obtaining the consent of the Board of Trustees.

#### Soliciting Alms

SECTION 10. No person shall either actually or impliedly solicit, beg or ask for alms or subscriptions to charity within the Village of Oakfield without the written consent of the Mayor of said Village, provided, however, that this section shall not apply to members or solicitors soliciting for any church, association, corporation, society, lodge or other organization having a church, chapter or local organization within said Village, or to the Red Cross or Salvation Army.

#### Glass, Nails, etc. in Streets and on Sidewalks

SECTION 11. No person shall drop, throw or place any wire, bottles, glass, nails or other sharp, destructive or dangerous things on the sidewalks or in the streets or alleys of the Village of Oakfield.

#### Injuring Sidewalks and Streets

SECTION 12. No person shall paint any signs or make any marks with paint or by other means upon any sidewalk, crosswalk or street of the Village of Oakfield without the consent of the Board of Trustees; and no person shall

willfully walk or ride upon or drive any vehicle over any street, crosswalk or sidewalk in the course of construction so as to cause damage thereto, where said street or walks have been barricaded by signs, bars, lights or other warnings.

Hindering or Obstructing Carrying Out of Ordinances

SECTION 13. No person shall interfere with any officer, inspector or other person or persons appointed to carry out the provisions of the ordinances of the Village of Oakfield while they are engaged in carrying out the same.

Line Fence

SECTION 14. It shall be unlawful for any person or corporation to construct a board fence in the Village of Oakfield extends more than six feet from the ground to the top of the fence.

**ARTICLE II.**

**SIDEWALKS  
REPEALED**

Street Signs

SECTION 9. No person, persons or corporation shall erect, maintain or allow to extend over any street, sidewalk or public alley in the Village of Oakfield any sign or signs without first obtaining a permit from said Village and the Board of Trustees can demand that a bond for not less than Five Thousand dollars (\$5,000.00) in favor of said Village be posted with said Village before a permit for erecting or maintaining any sign be issued.

Penalty

SECTION 10. Any person, firm or corporation violating any provisions of this section shall forfeit and pay a penalty of not to exceed Ten Dollars (\$10.00) for each offense.

**ARTICLE III**

**STREETS**

Injuring Trees, etc.

SECTION 1. No person shall willfully injure any shade tree or other ornamental tree in or upon any street, alley or public grounds, or land adjacent to any sidewalk or willfully injure any bridge, sidewalk, post, or railing upon or beside any street.

Digging in Streets

SECTION 2. No person shall dig or cause to be dug into, through, or across any street, alley, sidewalk, or public grounds any trench, ditch, or other opening for any purpose, without the written consent of the Board of Trustees, and the Superintendent of public Works. All such ditches or trenches or other opening or machinery used in digging same shall at all times be carefully and properly guarded and lighted at night by a red light.

#### Hand Bills

SECTION 3. No person shall post or hang any hand bill, notice, placard or advertisement, except legal notices, upon any post, telegraph, telephone or electric light pole, tree, hydrant, fence, bridge or other object or structure in the streets, alley or public grounds, except upon bill boards authorized and located by the Board of Trustees.

#### Cutting Down Trees

SECTION 4. No person shall cut down any tree upon any public grounds, without first obtaining the written consent of the Village Trustees.

#### Ashes and Rubbish

SECTION 5. No person shall place or deposit any ashes or other rubbish in or upon any street, lane, alley or public grounds, except for the purpose of removal, and in that case the same must be removed within twenty four hours after it is so placed.

#### Littering Streets

SECTION 6. No person shall sweep, cast, throw or permit any person in his employ to sweep, cast or throw into any of the streets, alleys, lanes, gutters, drains, sewers or public places, or upon any of the sidewalks of this village or to litter with advertising handbills or permit to drop from any wagon or vehicle used for hauling the same, upon the streets of the Village of Oakfield, any straw, shavings, wood, stone, papers, rubbish, dirt, ashes, garbage, or any other substance or refuse whatever, or cause any obstruction, nuisance, or injury in or to any street, alley, lane, gutter, sewer, drain, or public place.

#### Grass and Weeds

SECTION 7. It shall be the duty of the owner or occupant of all lands and real estate to cause the grass and weeds in the public streets, land and alleys adjoining their respective premises to be cut down during the first week in June, July, August and September, in each year, and such owners or occupants shall also, when required by the Street Commissioner, cause the gutters adjoining their respective premises to be cleaned and the loose dirt, stones and rubbish to be put in piles so that the same may be removed.

#### Moving Buildings

SECTION 8. No person shall move any building over, across or upon any public streets, lanes or alleys, unless permission shall be granted by the Board

of Trustees.

**Burning of Leaves and Rubbish**

SECTION 9. It shall be unlawful for any person to burn leaves or rubbish on the public highway in the Village of Oakfield, New York.

**ARTICLE IV**

**MOTOR AND OTHER VEHICLES; TRAFFIC REGULATIONS SPEED**

SECTION 1. No automobile, motorcycle or other vehicle shall be operated or driven on or over any street, highway or alley within the Village of Oakfield at a rate of speed in excess of twenty-five (25) miles per hour; except on main street between Cary Avenue and Coe Avenue where the speed limit shall be not in excess of twenty (20) miles per hour.

**PARKING RESTRICTIONS**

SECTION 2. No person shall park any motor or other vehicle:

- a. Within ten feet of any fire hydrant.
- b. On any crosswalk
- c. Along the curb between signs which have on them the words "No Parking" or words of similar meaning.
- d. Along the curb in front of any space marked by white paint and having printed on said curb or on the sidewalk adjacent thereto the words "No Parking" or words of similar meaning.
- e. In front of any firehouse.
- f. In front of any alley or driveway so as to obstruct the use thereof.
- g. In front of any alley or driveway so as to obstruct the use thereof.
- h. In front of any pump for the sale of gasoline.

**PRIVATE REGULATION OF PARKING FORBIDDEN**

SECTION 3. No person shall, without the written consent of the Board of Trustees, paint, erect or maintain any sign or paint or make any mark on any street, curb or sidewalk, which attempts to regulate the parking of vehicles.  
**EQUIPMENT.**

SECTION 4.

a) No person shall operate or drive any motor vehicle in the Village of Oakfield between the time of one hour after sunset and one hour before sunrise unless said vehicle shall have its two headlights and tail light lighted.

b) No person shall operate any motor vehicle in said Village unless it is

equipped with a horn and brakes in good working order.

c) No person shall operate any motor vehicle with the cut-out open.

#### INTERFERING WITH PARADES OR FUNERALS

SECTION 5. No person shall drive or operate any vehicle so as to obstruct, cross through or interfere with any lawful procession, parade or funeral procession.

#### OBSTRUCTING FIRE APPARATUS OR AMBULANCES

SECTION 6. Fire apparatus and ambulances shall have the right of way at all times, and upon being approached by any fire apparatus or an ambulance, the driver or operator of any motor or other vehicle shall immediately drive such vehicle to the curb and remain parked until such fire apparatus or ambulance has passed.

#### RELATING TO TRACTORS

SECTION 7. No tractor or other vehicle shall be driven, propelled or passed over any street or pavement in the Village of Oakfield if such vehicle or tractor shall have lugs or treads on its wheels or be in any way so constructed as to cause damage to the pavement when in transit, unless written permission be obtained from the Board of Trustees of said Village.

#### OBEYING POLICE OFFICER

SECTION 8. It shall be unlawful for any person while driving a motor vehicle upon any street in the Village of Oakfield to neglect or refuse to comply with any reasonable order of a peace officer engaged in the direction of traffic or with any lawful traffic regulations displayed in any highway.

#### OPERATION OF A MOTOR VEHICLE.

SECTION 9. It shall be unlawful for any person to operate or drive any vehicle, motorcycle or motor vehicle in such a manner as to cause unnecessary noise or nuisance.

#### PARALLEL PARKING

SECTION 10. It shall be unlawful for any person to park a motor vehicle in any manner except parallel to the curb on the east side of Main Street between Drake Street and Cary Avenue.

#### OVERNIGHT PARKING.

SECTION 11. It shall be unlawful to park any motor vehicle for a longer period than one hour between the hours of 1 A.M. and 8 A.M. on any street or highway in the Village of Oakfield during the months of December, January, February and March. (added by amendment May 10<sup>th</sup>, 1965) Section XIII. The Parking of trucks on any public street or highway in the Village of Oakfield shall be

prohibited except for loading and unloading.

Change in Section 11 – May 10, 1965

It shall be unlawful to park on any public street or highway in the Village of Oakfield, between the hours of 2:00 A.M. and 8:00 A.M. during the months of December, January, February and March and vehicles will be removed at the owner's expense.

The above amendments were not published and no public hearing was held and therefore not valid.

Public Hearing – 11/9/70

Adopted – 11/9/70

Effective Date – 12/9/70

"It shall be unlawful to park any motor vehicle between the hours of 2 A.M. and 8 A.M. on any street or highway in the Village of Oakfield at any time. Vehicles will be removed at the owner's expense.

Ruth M. Matla  
Village Clerk

#### PENALTY

SECTION 12. Every person guilty of violating any provisions of this chapter regulating motor vehicles and traffic in the Village of Oakfield shall be punished by a fine of not exceeding Fifty Dollars (\$50.00) unless, otherwise specified in the above section.

#### ARTICLE V.

##### REGISTRATION OF BICYCLES

SECTION 1. It shall be unlawful for any resident of the Village of Oakfield to operate or use a bicycle upon any of the streets, alleys or public highways of the Village of Oakfield, without first obtaining from the Village Clerk a license therefore.

##### LICENSES

SECTION 2. The Village Clerk is hereby authorized and directed to issue upon written application, bicycle licenses which shall be effective from the 1st day of July, 1942 to June 30, 1943 and thereafter licenses will be issued for each calendar year commencing on the 1st day of July of each of said calendar years and ending on the 30th day of June of each calendar year.

The annual license fee to be paid for each bicycle shall be twenty-five cents (\$.25) and shall be paid in advance and such license shall be transferred when the ownership of said bicycle is transferred and a fee of twenty-five cents shall be paid for the registration of such transfer.

##### LICENSE PLATES

**SECTION 3.** The Village of Oakfield shall provide each year metallic license plates, together with the registration cards. Said metallic license plates and registration cards shall have numbers stamped thereon in numerical order and shall indicate the year in which they were issued, and shall have the letters OAK stamped thereon. Such metallic license plates shall remain attached to the bicycle for which it was issued during the valid period of such license. The Village Clerk shall keep a record of the date of issuance of each license, the person to whom issued and the number thereof.

#### **REPORT OF TRANSFER**

**SECTION 4.** It shall be the duty of every person who sells or transfer ownership of any bicycle, to report such sale or transfer by returning to the Village Clerk the registration card issued to such person as licensee thereof, together with the name and address of the person to whom the bicycle was sold or transferred, and such report shall be made within five days after the date of said sale or transfer.

#### **EQUIPMENT**

**SECTION 5.** Every bicycle operated on the public streets of the Village of Oakfield shall be provided with adequate brakes and steering mechanism and a suitable and adequate horn or bell to serve as a danger warning but which shall not be used other than as such warning and every bicycle shall be provided with a rear reflector and front reflector. Every bicycle which is operated or driven on any street or highway of the Village of Oakfield during the period from one-half hour after sunset and one-half hour before sunrise shall display a lighted lamp on the front which shall be visible from a point five hundred feet ahead of such bicycle and which shall project either white or yellow light.

#### **OPERATION OF BICYCLES**

**SECTION 6.** It shall be unlawful for every operator of a bicycle to carry any person on the handlebars or cross bars of said bicycle. No person shall operate or drive any bicycle on the streets in the Village of Oakfield without having at least one hand on the handle bars or other steering device.

#### **PENALTY**

**SECTION 7.** Every person, firm or corporation violating any provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punishable by a fine of not more than Twenty-five dollars (\$25.00). In addition to the penalty hereabove set forth, the Village Clerk of the Village of Oakfield or any person so authorized by the village Board, may impound and retain possession of any bicycle operated in violation of any of the provisions of this ordinance or for any violation of the vehicle and traffic law of the State of New York, and may retain possession of the same as a penalty for said violation and may revoke or suspend the license issued to any person for a

violation of any of the provisions of this ordinance or for any violation of the vehicle and traffic law of the State of New York.

## **ARTICLE VI.**

### **RELATING TO FIRES**

#### **FALSE ALARMS**

**SECTION 1.** No person shall willfully give or cause to be given, or make any false alarm of fire.

#### **INJURING FIRE APPARATUS**

**SECTION 2.** No person shall drive any vehicle upon or across any hose or other apparatus of the fire department, or any rope or guard placed across the street or passage ways during any fire, or injure or remove the same.

#### **ACCUMULATION OF INFLAMMABLE MATERIALS**

**SECTION 3.** No person shall allow rubbish or inflammable refuse of any kind to accumulate in the basement, attic and in or around any building.

#### **INSPECTION BY FIRE CHIEF**

**SECTION 4.** The fire chief of the Village of Oakfield, or any person or persons appointed therefore by the Board of Trustees, may make such inspections of buildings and premises with the Village of Oakfield as he shall deem necessary or as the Board of Trustees shall order and no person shall refuse such inspectors admission to the premises to be inspected. Except in cases of public emergency or where there is immediate danger of fire, such inspections shall only be made between the hours of nine o'clock in the morning and six o'clock in the afternoon. No inspector shall enter any premises without permission of the owner or occupant thereof, without showing written authority or credentials from the Board of Trustees.

## **ARTICLE VII.**

### **LICENSES AND PERMITS. HAWKERS, PEDDLERS AND SOLICITORS –**

**SECTION 1.** It shall be unlawful for any person, either for himself or as agent for another, to act within the corporate limits of the Village of Oakfield as a hawker, peddler or solicitor without first having obtained and paid for and have in force and effect a license therefore as herein provided.

There shall be accepted from the provisions of this ordinance the peddling of meats, fruit, fish and farm produce by farmers and persons who produce such commodities. There shall be excepted from the provisions of this ordinance hawking and peddling by an honorably discharged soldier, sailor, or marine who

is crippled as a result of injuries received while in the naval or military services of the United States in accordance with Section 32 of the General Business Law.

## ISSUANCE OF LICENSES

SECTION 2. All licenses under this chapter shall be issued by the Mayor of the Village, except that the Mayor may direct the clerk of the Village to issue said licenses and permits and collect the fees therefore, specifying the fee to be paid therefore to such person, firm or corporation as he shall deem fit and proper for such trade or occupation but such license shall be refused for any of the occupations set forth herein which shall in the opinion of the mayor, be likely to disturb the peace and order of the Village.

Every such license shall be countersigned by the Clerk of the Village who shall keep a record thereof and the amount of the fee paid therefore and the said clerk shall endorse thereon his receipt of the license fee.

## APPEAL FROM REFUSAL TO ISSUE LICENSE OR PERMIT

SECTION 3. In the event that the Mayor, or the Clerk acting in his stead, shall refuse to issue a license or permit, then and in that event, the person who has been refused a license or permit may appeal to the Board of Trustees who shall, upon favorable vote, order the Village Clerk to issue a license or permit to the applicant.

## REVOCAION OF LICENSES OR PERMITS

SECTION 4. Where any business, trade or other thing for which a license is granted by the Village is, or is about to become, a nuisance or menace to the peace, comfort and health of the Village of Oakfield or its inhabitants, the Mayor or Board of Trustees shall have the right to immediately suspend such license or permit upon serving written notice to the holder or such license or permit upon any person in charge of such business, trade or other thing, pending decision by the Board of Trustees.

## MISCELLANEOUS PROVISIONS

SECTION 5. No person shall conduct or operate without first obtaining a license, any circus or carnival, billiard or pocket billiard room, public dance, bowling alley, restaurant or eating-place.

## LICENSE FEES

SECTION 6. All license fees shall be paid to the Village Clerk and all licenses issued on a yearly basis shall expire on the 31st day of July of each year. The fees for license and permits, except as otherwise herein provided are as follows:

- a. Hawking and Peddling, \$10.00 per day per person; \$20.00 per month per person; and \$40.00 per year per person.
- b. Circuses and Carnivals, \$10.00 per day to be granted at the discretion of the Mayor.
- c. Public dances, \$2.00 per night.
- d. Bowling alleys \$2.00 per alley per year.
- e. Pool room \$5.00 per table per year.
- f. Restaurants and Eating Places \$15.00 per year.
- g. Bicycles \$.50
- h. Street Opening Permit \$25.00
- i. Plumbers – Registration \$50.00

#### ASSIGNMENT OF LICENSES

SECTION 7. No license or permit may be assigned without the written consent of the Mayor of the Board of Trustees.

#### POSTING OF NOTICES

SECTION 8. All licenses or permits issued by the Village of Oakfield, shall be posted in a conspicuous place in the building licensed or in the place where the business licensed is carried on. All other licenses or permits shall be kept in a convenient place where they can be readily produced upon demand by the Mayor, Board of Trustees, Village Clerk or persons duly authorized to demand the same.

#### PENALTIES

SECTION 9. Any person who shall violate any section of this chapter shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not more than Fifty Dollars (\$50.00), and each day upon which said violation continues shall constitute a separate offense.

## **ARTICLE VIII.**

### **DISPOSAL OF HUMAN WASTE AND PROHIBITION OF OUTSIDE TOILETS**

**SECTION 1.** All privies, outdoor closets or similar arrangements for the disposal of human waste existing on any lot or premises fronting or abutting on public or private, in or upon which any public sewer has been constructed or which may hereafter be constructed in the Village of Oakfield are hereby declared to be a nuisance and detrimental to the public health and the same shall be abated and removed by the owner or occupant of the premises as hereinafter provided. Whenever the Village Trustee of said Village shall discover that the disposal of human waste exists or is being maintained on any premises or abutting on a street or highway or portion thereof, either public or private, in or upon which any public sewer has been connected or hereafter shall be constructed in said Village, shall immediately cause a notice in writing to be served on the owner or occupant of said premises requiring them to discontinue and remove such privy, outdoor closet or other similar arrangement for the disposal of human waste and to connect said premises with said sewer on the street or highway in front of each separate place or lot within fifteen days after service of said notice and such owner or occupant shall make such connection as required by said notice. Any person who shall fail or neglect to discontinue or remove such privies, outdoor closets or similar arrangements for the disposal of human waste and make such sewer connection after such notice has been served shall be liable to fine of Twenty-five Dollars (\$25.00) and the further sum of two dollars (\$2.00) per day after the expiration of said period of fifteen days from the date of service of said notice until such sewer connection is made with said sewer main, but not exceeding, however, the sum of one hundred dollars (\$100.00).

### **STABLE MANURE, CARE OF**

**SECTION 2.** No person shall allow stable manure to accumulate in piles in the Village of Oakfield, New York so as to become a menace or nuisance and same shall be removed at least once a week.

### **SWINE, KEEPING OF**

**SECTION 3.** No person shall keep or cause to be kept swine in the Village of Oakfield, New York, unless he shall have obtained consent in writing so to do in such a manner as the board of Trustees of said Village shall by resolution thereof prescribe.

### **SLAUGHTERHOUSES**

**SECTION 4.** No person shall use or permit to be used any building, shed, lot or premises in the Village of Oakfield, New York, for the purpose of slaughtering animals.

**SEWER AND WATER MANAGEMENT  
PLUMBING CODE AND LICENSING OF PLUMBERS IN THE VILLAGE OF  
OAKFIELD, NEW YORK**

At a meeting of the Board of Village Trustees of the Village of Oakfield, New York, held 15th day of June, the following rules and regulations were duly enacted and the same to become operative July 1, 1942.

By virtue of the Power and Authority vested in the Board of Trustees of the Village of Oakfield, Genesee County, New York, under Sec 90A of the Village Law, as amended by the laws of 1926, Chapter 718, a majority of said board being present; the following rules and regulations concerning the plumbing and drainage of buildings and the licensing of plumbers, are hereby adopted and approved. Any and all rules heretofore adopted relating to plumbing and drainage of buildings are hereby repealed. Any construction work, installation of plumbing, or connections not provided for herein shall be governed and regulated by the Plumbing Code as recommended by the New York State Department of health, and to that extent such rules and regulations not in conflict herewith shall govern, and to such extent the said plumbing code as so recommended are also hereby adopted.

**SEWER AND WATER MANAGEMENT**

The Control and Management of Sewer and Water System to be vested in the Board of Health and the Board of Trustees.

**LICENSING OF PLUMBERS**

SECTION 1. No person shall engage in the business of plumbing in the Village of Oakfield, without having previously obtained a license so to do from the Trustees of the Village. The application for such license shall be in writing and shall be accompanied by the written recommendation of the Board of Health of the Village. The applicant shall apply in person for such recommendations and shall furnish such evidence of his competency to so engage in the business of plumbing as shall be required by the Board of Health. A certificate of Competency granted to the applicant by the examining board of plumbers of any City of the State shall be sufficient evidence of competency provided the applicant is then in good standing. A registration fee of \$50.00 shall be paid annually by the applicant upon the granting of the license, which shall be in writing and authenticated by the members of the Board.

SECTION 2. No license shall be issued to any person unable to furnish the above mentioned requirements.

SECTION 3. All certificates of registration shall expire on the thirty-first day of December of the year in which they shall be issued, and may be renewed within thirty days preceding such expiration. Such renewals to be for one year, from

the first day of January of each year.

**SECTION 4.** The list of registered plumbers shall be published once each year on July 1st in any newspaper in Genesee County.

**SECTION 5.** No person shall lay, alter or repair any house sewer or make any connection whatever with any brick or pipe sewer belonging to the village or do any kind of work connected with the laying of house sewers or make repairs, additions to or alterations of any pipe sewer, or any other fixture connected or designed to be connected with the public sewer unless regularly licensed by the Board of Trustees.

**SECTION 6.** Every plumber shall be subject and conform to all and each of the rules, regulations and penalties which now exist or may hereafter be adopted by the New York State Uniform Fire Prevention and Building Code and any succeeding code made applicable to the Village of Oakfield pursuant to Article 18 of New York State Executive Law and in particular the rules as established under 19 NYCRR Business 1221 & Residential 1220.

**STATE OF NEW YORK,  
COUNTY OF GENESEE  
VILLAGE OF OAKFIELD ss:**

I, Burt B. Norton, Clerk of the Village of Oakfield, Genesee County, New York, do hereby certify that the foregoing resolution and each and all of the foregoing ordinances therein contained were duly enacted, and adopted at a regular meeting of the said Board of Trustees of the Village of Oakfield, duly called and held at Village Office in said Village on the 15th day of June, 1942 and that said resolution and each and all of the ordinances therein contained were duly entered in the Minutes of the meeting, and

I FURTHER CERTIFY that I have compared the foregoing copy of such resolution and each and all of the foregoing ordinances therein contained, with the original resolution and ordinances now remaining on file in my office and duly entered in the Minutes of the Meeting of the Board of Trustees above mentioned and that the same is a correct and true copy of said original resolution and each and all of the ordinances therein contained, and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 15th day of June, 1942. BURT B. NORTON (L.S.) Village Clerk, Village of Oakfield,

**HOUSE TRAILER ORDINANCE**

THE VILLAGE BOARD OF THE VILLAGE OF OAKFIELD, COUNTY OF GENESEE, STATE OF NEW YORK, IN CONFORMITY WITH PROVISIONS OF THE VILLAGE LAW, DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION 1. TITLE**

This Ordinance shall be known as "THE 1957 HOUSE TRAILER ORDINANCE OF THE VILLAGE OF OAKFIELD."

**SECTION 2. PURPOSE**

It is the purpose of this Ordinance to regulate house trailers and house trailer camps within the Village of Oakfield: to require that such camps shall be laid out and established in accordance with approved plans; to prescribe regulations for such camps; to require the registration of the occupants thereof and prescribe a time limit on the duration of a stay of persons and house trailers outside of such camps.

The Village Board does hereby declare that this Ordinance is adopted in the interest of public health and safety of the inhabitants of the Village of Oakfield, to prevent nuisances and generally protect the welfare of the people of the Village of Oakfield.

### SECTION 3. DEFINITIONS

(a) "House Trailers". The term "House Trailer" as used in this Ordinance shall be defined as any vehicle used, designated for use, or capable of being used as sleeping and living quarters whether propelled by its own power or by the power of another vehicle to which it may be attached.

(b) "Trailer Camp". The term "Trailer Camp" as used in this Ordinance shall be defined as any lot, piece or parcel of land whereon two or more house trailers, tents or tent houses used, designed for use, or capable of being used as living or sleeping quarters are placed, parked or located.

(c) "Camp Unit". The term "Camp Unit" as used in this Ordinance shall be defined as a lot or space which shall be assigned to, used and occupied by one house trailer or by one tent or by any one house tent.

(d) "Calendar Month". The term "Calendar Month" as used in this Ordinance shall be defined as a calendar month or any part of a calendar month.

### SECTION 4. EXISTING HOUSE TRAILER CAMPS AND HOUSE TRAILERS.

This Ordinance shall apply to all house trailers and house trailer camps which in the future may be located in the Village of Oakfield, and shall apply equally to all existing house trailer camps located in said Village on the date of the enactment of this Ordinance, except that the operator or owner of any house camps shall have a period of sixty (60) days after the effective date of this Ordinance in which to comply with the provisions of this Ordinance.

### SECTION 5. SINGLE TRAILERS PROHIBITED.

It shall be unlawful for any person, firm or corporation to store, park or otherwise locate house trailers for a longer period than ten (10) days in every twelve (12) months period when used or occupied as living quarters in any part of said Village of Oakfield.

### SECTION 6. HOUSE TRAILER CAMPS

(a) It shall be unlawful within the Village of Oakfield for any person, corporation or association to establish, construct, maintain or operate a trailer camp without securing annually a license from the Village Board of the Village of Oakfield. The application for a license or the renewal of a license to be accompanied by a fee of ten (10) dollars for each trailer unit or plot in the existing or in a proposed trailer camp, and shall be filed with the Village Clerk.

(b) Licenses and permits for trailer camps shall be issued for a period of a calendar year and shall expire at midnight on December 31st of the calendar year for which they had been issued. Applications for the renewal of a license

and of a permit shall be in the same manner as for the initial license and initial permit.

The applicant shall provide the Village Board with such information, facts and plans as may be required by the Village Board. The form and contents of the application to be as determined by a resolution of the Village Board.

(c) For each trailer located or placed in a licensed trailer camp, there shall be charged a fee of six (6) dollars for a permit, for each calendar month or portion thereof for the period for which the house trailer, tent; or tent house is located in the camp.

The fees for permits shall be paid by the person to whom the license was issued, to the Village Clerk, on or before the fifth day of each month, for each of the trailers, tents or tent houses located or placed in the camp during the preceding calendar month.

(d) Except, that for each trailer, tent or house tent on which the owner or lessee of the premises has paid state, county and town taxes and assessments, the permit fees for the months of March, April, May, June, July, August and September shall not be charged and the permit issued without payment of the fee. Also except that for each trailer, tent or tent house on which the owner or lessee of the premises has paid local school taxes, the permit fees for the months of October, November, and December of the current calendar year, and of January and February of the following year shall not be charged and the permit issued without charge.

(e) In making an application for a trailer camp license there shall be submitted a layout of the premises, drawn to scale, showing areas designated for playground and recreation; streets for the circulation of vehicles within the camp; street lighting; fire protection; size and arrangement of individual sites; that the land is of such character that it can be safely used for camp purposes without danger to health, or peril from fire, flood or other menace; that the streets will be adequately graded, surfaced and drained; that a potable water supply and the method of disposal or treatment of household and human wastes has received the approval of the State or County, Health and Sanitation agency having jurisdiction relative to such installations. And that an adequate fence will be placed on each property boundary line so as to prevent trespass upon adjacent lands.

(f) The plot plan shall be subject to review by the Village Board; The Village Board shall not issue a license for the operation of a trailer camp until the provisions of this Ordinance have been met.

(g) The plots for each camp unit shall have an area not less than seven thousand five hundred (7,500) square feet; a width of not less than fifty (50) feet and a depth of not less than one hundred fifty (150) feet.

(h) In making application for such license for a trailer camp the applicant shall state the facilities to be provided for garbage receptacles, collections and disposal, the method of keeping records and registration of persons, vehicles and trailers using or occupying the facilities of the camp. It shall be the duty of the licensee to keep the premises in clean and sanitary condition at all times and to report the occurrence of any communicable disease to the Health Officer of the Village of Oakfield.(i) Wheels shall not be removed from any trailer and the exterior of a trailer shall not be altered so as to extend the floor area of the trailer by the addition of other structures.

(j) No trailer shall be located or placed nearer than fifteen (15) feet to the boundary line of the plot on which it is located. No trailer shall be located or placed nearer than twenty five (25) feet to any property boundary.

#### SECTION 8. PENALTIES

Any person, firm or corporation who violates any provision of this Ordinance shall be guilty of disorderly conduct and subject a fine of not less than \$10.00 nor more than \$50.00 or to imprisonment for a period of not less than one day nor more than six months, or both such fine and imprisonment and, in addition the violation of this Ordinance or any of the provisions thereof shall subject the person, firm or corporation violating the same to a civil penalty in the sum of \$50.00 and when the violation of this Ordinance is continuous, each twenty-four hours thereof shall constitute a separate and distinct violation; said penalty to be recovered by the Village of Oakfield in a civil action. The application of the above penalty or penalties or the prosecution for the violation of the provisions of this Ordinance shall not be deemed to prevent the revocation of any license or permit issued pursuant thereto, or the enforced removal of conditions prohibited by this Ordinance.

#### SECTION 9. EXCEPTIONS AND WAIVERS

None of the provisions of this Ordinance shall be applicable to any house trailers stored or garaged within a building where such trailers are not being used or occupied as living or sleeping quarters.

The issuance of a trailer camp license pursuant to this Ordinance shall not be deemed to waive compliance, of the holder thereof, by the property owner, or by any occupant of said camp with any law, ordinance or health regulation applicable to said trailer camp.

#### SECTION 10. INSPECTION

Any police officer or health officer having jurisdiction, any member of the Village board and any other duly authorized agent or employee of the Village of Oakfield shall have the right at any time to enter any trailer camp or other premises used for the parking or location of a house trailer, and shall have the right at all times to inspect any part of said premises, and to inspect the records required to be kept in any trailer camp.

If any officer, agent or employee authorized to make an inspection as provided in this section finds that the premises of a trailer camp are not being maintained in a clean and sanitary condition, or is not being conducted in accordance with the provisions of this Ordinance, such facts shall be reported to the Village Board and the Village board may direct the Village Clerk to serve an order in writing upon the holder of the license or the person in charge of the camp, directing that the conditions specified therein be remedied within five days of the date of service of such order. If such conditions are not corrected after the expiration of said five day period, the Village Board may cause a notice in writing to be served upon the holder of the license or the person in charge of the camp, requiring such person to appear before the Village Board at a time to be specified in the notice not less than twenty-four hours after service thereof, and show cause why such trailer camp license should not be revoked. The Village Board may, after hearing at which testimony of witnesses may be taken and the holder of the license shall be heard, revoke such license if said Village Board shall find that the camp is not being maintained in a clean and sanitary condition, or if they find that any provisions of this Ordinance have been violated, or for other sufficient cause. Upon the revocation of a license, the premises shall cease to be used for the purpose of a trailer camp, and all house trailers, tents and tent houses shall be removed therefrom.

#### SECTION 11. VALIDITY

If any section, paragraph, subdivisions or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof other than the part so decided to be invalid or unconstitutional.

#### SECTION 12. EFFECTIVE DATE

This Ordinance shall take effect and be in force from and immediately after its adoption, publication and posting as required by law.

(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 of ~~200~~ 200 of the ~~(County)(City)(Town)~~(Village) of Oakfield was duly passed by the Board of Trustees on February 14, 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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 19\_\_\_\_ 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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. 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 \_\_\_\_\_ 19\_\_\_\_, 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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19\_\_\_\_ 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 chairman 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.)

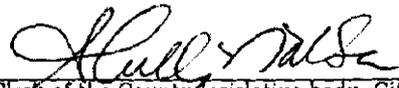
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority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

SHELLY D'ALBA

Date: 2/14/05

(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 GENESEE

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 BENJAMIN J. BONARIGO

ATTORNEY  
Title

County/  
City/  
Town/  
Village of Oakfield

Date: 2/17/05