

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one:)

of Wesley Hills

FILED
STATE RECORDS

DEC 07 2016

DEPARTMENT OF STATE

Local Law No. 3 of the year 2016

A local law Permit Procedure Law for Use of Any Wesley Hills Village Park
(Insert Title)

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

County City Town Village
(Select one:)

of Wesley Hills

as follows:

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

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, 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. ³ _____ of 20¹⁶ of the (County)(City)(Town)(Village) of Wesley Hills was duly passed by the Village Board of Trustees on November 3 20¹⁶, and was (approved) (not approved) *(Name of Legislative Body)*
(repassed after disapproval) by the Village Board of Trustees and was deemed duly adopted *(Elective Chief Executive Officer*)*
on November 3 2016, 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 was (approved)(not approved) *(Name of Legislative Body)*
(repassed after disapproval) by the _____ on _____ 20____. *(Elective Chief Executive Officer*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)*
(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law. *(Elective Chief Executive Officer*)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

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

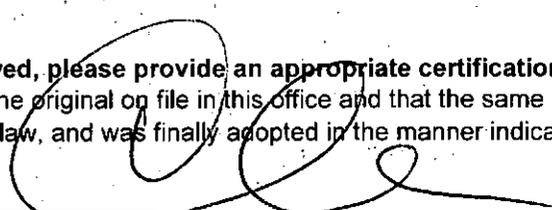
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 _____ above.


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

Date: 11/30/16

(Seal)
11/30/16
11/30/16

Local Law #3 of 2016

Permit Procedure Law for Use of Any Wesley Hills Village Park

Section 1. Permit required.

No permit shall be required for the use of any Wesley Hills Village Park and the facilities therein except as follows:

A. Whenever any person, organization or group desires to use a Wesley Hills Village Park for any group of 15 or more for a period of one day or any part thereof, such person, organization or group shall make application to the Village Clerk, and shall set forth the name and address of the person, persons, corporation or association, organization or group sponsoring the activity, if any; the day and hours for which the permit is desired; an estimate of the anticipated attendance; the charges or fees to be charged to members or persons attending; and any other information which the Village Clerk requires.

B. The Village Clerk shall issue any permit granted hereunder.

Section 2. Criteria for issuing permit.

The Village Clerk may issue a permit only after he or she determines that:

A. The proposed activity or use of the park will not unreasonably interfere with or detract from the proper enjoyment of the park by others and that there is adequate on-site parking for members of the group seeking their permit.

B. The proposed activity or use will not unreasonably interfere with or detract from the promotion of the public health, welfare, safety and recreation.

C. The proposed activity or use is not unreasonably anticipated to incite the participants therein or others to be disorderly.

D. The proposed activity will not entail any additional expense to the Village.

E. The requested area or facilities have not been reserved for any other use or group on the day and hour(s) requested in the application.

F. The proposed activity or use will be supervised or be under the immediate direction and control of a responsible adult or adults as determined by the Village Clerk.

G. In the event that the Village Clerk determines to issue the requested permit, the

applicant, prior to the issuance of said permit, shall pay a permit fee to the Village of Wesley Hills in the amount of \$100.00 for each day or part thereof of permitted use. Said fee shall be non-refundable.

Section 3. Insurance.

A. If the Village Clerk determines that the applicant is to be permitted for use of the Park, such approval of such permit shall be conditioned upon the issuance of a certificate of insurance with the following coverages:

(1) A certificate of general liability insurance naming the Village of Wesley Hills as an additional insured on the said policy with coverage in the amount of \$1,000,000.

(2) All persons engaged by the applicant shall have workers' compensation and disability insurance.

B. Such approval shall be further conditioned upon an agreement by the applicant to indemnify and hold harmless the Village in the event that any damage or destruction is caused by the members of such organization or as a result of such applicant's use.

C. No such permit shall be issued until the applicant complies with all the aforesaid conditions.

Section 4. Restoration of park.

Applicant shall be required to promptly repair any and all damage or destruction caused by virtue of the use of the park and shall be required to restore the park to the condition that existed prior to the event, including cleanup of all litter.

Section 5. Application deadlines; attendance at meeting.

All applications shall be submitted at least 7 days prior to the date requested.

Section 6. Exemption for Village events.

Village sponsored events are exempt from these requirements.

Section 7. Effect of other regulations.

All permits shall be subject to the laws and rules of the Incorporated Village of Wesley Hills.

Section 8. Penalties for offenses.

A permittee's failure to comply with the requirements of these sections shall be subject to the immediate revocation or suspension of the permit. In addition, any person, firm or corporation who or which shall violate any of the provisions of this article shall, upon conviction, be punishable by a fine in the amount of \$500.00. Each day of continuance of an offense shall be considered a separate offense.