

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 Harriman

FILED
STATE RECORDS

DEC 23 2016

DEPARTMENT OF STATE

Local Law No. 5 of the year 20 16

A local law entitled Park Rules and Regulations Amendments, Proposed Local
(Insert Title)

Law #5 of 2016

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

County City Town Village
(Select one:)

of Harriman

as follows:

SEE ATTACHED

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

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

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

I hereby certify that the local law annexed hereto, designated as local law No. 5 of 2016 of the (County)(City)(Town)(Village) of Harriman was duly passed by the Board of Trustees on December 13, 20 16, 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 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
(Elective Chief Executive Officer)*
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 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 _____ above.

Jose Luke

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

Date: December 15, 2016

(Seal)



LOCAL LAW NO. 5 OF 2016

WHEREAS, the Village Board has undertaken a review of the Code of the Village of Harriman, and

WHEREAS, the Village has determined that the interests of the Village and its residents will be served by making certain changes and amendments to Chapter A145 of the Code relating to Park Rules and Regulations; and

WHEREAS, the Mary Harriman Park in the Village of Harriman is a self-supporting improvement within the meaning of Article 13 of the New York State Village Law; and

WHEREAS, Article 13 of the Village Law authorizes the Village to impose reasonable restrictions on the use of its self-supporting improvements, including its parks; and

WHEREAS, pursuant to Municipal Home Rule Law §§ 10 and 20, the Village amends, enacts and deletes certain sections of the Village of Harriman Code; and

NOW, THEREFORE, Be it enacted by the Village Board of the Village of Harriman, County of Orange as follows:

SECTION 1: FINDINGS AND PURPOSE

The purpose of this local law is to update the Village Code previously updated in October 2016, including new code provisions relating to park rules and regulations. These amendments include changes to § A145-1 and A-145-3 relating to the reservation of park facilities at the Mary Harriman Park (“the Park”) and clarifying that Park use is for Village residents and Village approved groups. The Village finds that the Park has limited capacity, that it is wholly self-funded and such funding is limited, and that limiting the use of the Park to Village residents and groups approved by the Village serves the Village’s interests in efficiently and economically accommodating the needs of the Village and its residents.

SECTION 2. Amendments to § A145-1 – General Rules.

Section A145-1 B is amended as follows: after the word “basis” the following language is added: “for Village residents and Village-approved groups.

Section A145-1 C is amended by inserting the word “Pavilion” between the words “all” and “reservations.”

Section A145-1 G is amended by deleting the current language in its entirety, and replacing it with the following: “Applicants must submit a completed application to the Village Clerk at least two (2) weeks prior to the event.”

SECTION 3. Amendments to § A145-3.

Section A-145-3 is hereby repealed in its entirety.

SECTION 4. Effective date.

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

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Village Board of the Village of Harriman will hold a public hearing applicable to a proposed local law entitled "APark Rules and Regulations Amendments, Proposed Local Law #5 of 2016": at the Harriman Village Hall located at 1 Church Street, Harriman, New York, on December 13, 2016 at 7:20pm.

This local law, if adopted, will address policies and procedures for the reservation and use of the Pavilion at Mary Harriman Park, including the repeal § A145-3 relating to regulations applicable to non-residents. The proposed local law contains modifications to § A-145-1 (B), (C) and G and repeals § A145-3.

All persons interested in the subject of the proposed local law will be heard by the Village Board at the above time and place. Persons may appear in person or by agent. All written communications addressed to the Board in connection with the proposed local law must be received by the Village Board at or prior to the public hearing.

BY ORDER OF THE VILLAGE BOARD

Village of Harriman
Jane Leake, Village Clerk

Dated: November 30, 2016



Village of Harriman

1 Church Street
Harriman, New York 10926
TEL: (845) 783-4421
FAX: (845) 782-2016

MAYOR
Stephen H. Welle

DEPUTY MAYOR
Colleen Farrell

TRUSTEES
G. Bruce Chichester
Frank E. Borowski

TREASURER
Marie Coimbra

VILLAGE CLERK
Jane Leake

VILLAGE ATTORNEY
Benjamin Ostrer

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that the Village Board of the Village of Harriman has adopted a local law entitled, Park Rules and Regulations Amendments, Proposed Local Law #5 of 2016 including the repeal § A145-3 relating to regulations applicable to non-residents. The proposed local law contains modifications to § A-145-1 (B), (C) and G and repeals § A145-3 of the Code of the Village of Harriman pursuant to Sections 10 and 20 of the Municipal Home Rule Law for the Village of Harriman that was adopted by the Village Board of Trustees on December 13, 2016.

The law is authorized by Law §74-5 I(3)(a)(1), II(3)(a)(2) and 74-5 T(5) of the Village Code.

The local law will take effect immediately upon filing in the Office of the Secretary of State.

BY ORDER OF THE VILLAGE BOARD

Village of Harriman

Jane Leake, Village Clerk

Dated: December 15, 2016



Village of Harriman

1 Church Street

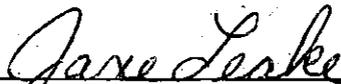
Harriman, New York 10926

TEL: (845) 783-4421

FAX: (845) 782-2016

December 15, 2016

I certified that this is a true copy of the Local Law #5 of 2016 on a proposed local law entitled Park Rules and Regulations Amendments, Proposed Local Law #5 of 2016 including the repeal § A145-3 relating to regulations applicable to non-residents. The proposed local law contains modifications to § A-145-1 (B), (C) and G and repeals § A145-3 of the Code of the Village of Harriman pursuant to Sections 10 and 20 of the Municipal Home Rule Law for the Village of Harriman that was adopted by the Village Board of Trustees on December 13, 2016.



Jane Leake
Village Clerk

Village Seal Approval:

