



## AGENDA October 3, 2022

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I. **OPEN MEETING**

II. **PUBLIC HEARING**

- Local Law for the year 2022 to amend Chapter 92 of the Code of The Village of Pawling entitled "Parking" to add new provisions regarding fines for violations regarding parking, stopping or standing.

III. **NEW BUSINESS**

- Approve Resolution of SEQR Determination for Local Law for the year 2022 to amend Chapter 92 of the Code of The Village of Pawling entitled "Parking" to add new provisions regarding fines for violations regarding parking, stopping or standing
- Approve Resolution of Adoption for Local Law for the year 2022 to amend Chapter 92 of the Code of The Village of Pawling entitled "Parking" to add new provisions regarding fines for violations regarding parking, stopping or standing.

IV. **OLD BUSINESS**

- Engineer's Report
- Status of Water System.

V. **MOTION TO PAY BILLS**

- September bills in the amount of \$128,962.30

VI. **ADJOURNMENT**

**RESOLUTION OF SEQR DETERMINATION FOR  
LOCAL LAW NO. \_\_\_ OF 2022**

At a meeting of the Village Board of Trustees of the Village of Pawling (“Village Board”), held at the Village of Pawling Village Hall on the 3<sup>rd</sup> day of October, 2022, at 7:00 p.m., Village Mayor, Lauri Taylor called the meeting to order, and Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, moved the following resolution, containing the findings and determination under the New York State Environmental Quality Review Act (“SEQRA”).

**WHEREAS**, the Village of Pawling Village Board (“Village Board”) has introduced and is considering a resolution to enact a Local Law which involves the addition of new provisions regarding fines for parking, stopping or standing violations;

**WHEREAS**, the Village has determined that enactment of this Local Law is a Type II action under SEQRA because it involves routine or continuing agency administration and management, not including new programs or a major reordering of priorities that may affect the environment; as well as the adoption of regulations, policies, procedures and local legislative decisions in connection with any action contained within 6 NYCRR Part 617.5 . See 6 NYCRR Part 617.5 (26) and (33);

**WHEREAS**, pursuant to 6 NYCRR 617.3(f) no SEQR determination of significance, EIS or findings statement is required for actions which are Type II.

**NOW, THEREFORE, BE IT RESOLVED** that the Village Board hereby determines that the enactment of Local Law No. \_\_\_ of 2022 is a Type II Action under SEQRA and thus no further action is required under SEQR in order to enact such local law.

The foregoing resolution was duly put to a vote which resulted as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Mayor Lauri Taylor	—	—	—
Trustee Daniel Peters	—	—	—
Trustee John Burweger	—	—	—
Trustee Gerald Locascio	—	—	—
Trustee Tom Meyer	—	—	—
TOTAL	—	—	—

The resolution was thereupon duly adopted on \_\_\_\_\_, 2022.

DATED: Pawling, New York  
 \_\_\_\_\_, 2022

\_\_\_\_\_  
 JENNIFER OSBORN, VILLAGE CLERK  
 Village of Pawling

At a Meeting of the Village of Pawling Board of Trustees held at Village Hall, 9 Memorial Avenue, Pawling, New York, on the 3rd day of October, 2022, at 7:00 PM

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Enacting Local Law No. \_\_\_\_ for the year 2022 amending Chapter 92 of the Code of the Village of Pawling entitled “Parking” to add new provisions regarding fines for violations regarding parking, stopping or standing.***

The meeting was called to order by Mayor Lauri Taylor and the following were:

**P R E S E N T:**

\_\_ Mayor Lauri Taylor  
\_\_ Trustee Daniel Peters  
\_\_ Trustee John Burweger  
\_\_ Trustee Gerald Locascio  
\_\_ Trustee Thomas Meyer

Trustee \_\_\_\_\_ moved the following resolution, seconded by Trustee \_\_\_\_\_, to adopt the following local law:

**Local Law No. \_\_\_\_ for the year 2022, amending Chapter 92 of the Code of the Village of Pawling entitled “Parking” to add new provisions regarding fines for violations regarding parking, stopping or standing (“Local Law”).**

**WHEREAS**, at the Board of Trustees meeting held on September 6, 2022, the Local Law was introduced and the Board set the public hearing for October 3, 2022;

**WHEREAS**, a duly noticed public hearing was held on October 3, 2022 and interested parties were provided an opportunity to be heard;

**NOW THEREFORE, BE IT ENACTED** that the Board of Trustees of the Village of

Pawling hereby adopts the following Local Law:

**Purpose**

The purpose of this Local Law is to adopt a new schedule of fines for violations of Chapter 92 relating to parking, standing and stopping.

1. § 92-1 is amended to add the following defined term:

“TICKET” means any appearance ticket, summons, information or other accusatory instrument giving notice of a violation of any provision of this Chapter 92 which has been issued by a Sheriff, Deputy Sheriff, other police officer or any other official public servant authorized by state law or local law enacted pursuant to the provisions of the municipal home rule law to issue the same, including without limitation an officer or employee of the Village having responsibility for enforcement of the provisions of this Chapter relating to parking, stopping or standing.

2. §92-25 is amended to read as follows:

**§92-25 Penalties:**

- A. Article VII is amended to add Schedule XII as §92-49.
- B. Every person convicted of a traffic infraction for a violation of any provision of this chapter 92 which is specified in §92-49 Schedule XII shall be punished by a fine as specified in such Schedule XII.
- C. Failure to either pay, appear in Court or answer any Ticket within thirty (30) days of date of issue will result in said fine being doubled; failure to pay, appear or answer within sixty (60) days of such date of issue shall result in fine being doubled again; and failure to pay appear or answer such Ticket within ninety (90) days shall result in an additional fine of twenty dollars (\$20.00).
- D. Every person convicted of a traffic infraction for a violation of any provision of this chapter which is not specified in §92-49 Schedule XII and which is also not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment; for a second such conviction within eighteen (18) months thereafter, such person shall be punished by a fine of not more than on hundred dollars (\$100.00) or by imprisonment for not more than forty-five (45) days, or by both such fine and imprisonment; and upon a third or subsequent conviction within eighteen (18) months after the first conviction, such person shall be punished by a fine of not more than two hundred fifty dollars (\$250.00) or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment.

**§92-49 SCHEDULE XII**

Section	Description	Fine	NYS Surcharge	Amount due after day 30	Amount due after day 60	Amount due after day 90
92-13	Parking Outside Designated Space	\$35.00	\$0.00	\$70.00	\$105.00	\$125.00
92-14	Overnight Parking (Nov 15 - April 1)	\$75.00	\$0.00	\$150.00	\$225.00	\$245.00
92-15	No Parking Zone	\$35.00	\$0.00	\$70.00	\$105.00	\$125.00
92-15B	Fire Zone	\$150.00	\$0.00	\$300.00	\$450.00	\$470.00
92-15C	Double Parked	\$50.00	\$0.00	\$100.00	\$150.00	\$170.00
92-15D	Blocking Hydrant	\$150.00	\$0.00	\$300.00	\$450.00	\$470.00
92-15E	Blocking Driveway	\$50.00	\$0.00	\$100.00	\$150.00	\$170.00
92-15F	Parked Against Traffic	\$50.00	\$0.00	\$100.00	\$150.00	\$170.00
92-15G	Parked On Sidewalk	\$50.00	\$0.00	\$100.00	\$150.00	\$170.00
92-15H	Parked In Crosswalk	\$50.00	\$0.00	\$100.00	\$150.00	\$170.00
92-16	No Parking certain days/hours	\$35.00	\$0.00	\$70.00	\$105.00	\$125.00
92-17	Parking Overtime	\$35.00	\$0.00	\$70.00	\$105.00	\$125.00
92-18	No standing	\$45.00	\$0.00	\$90.00	\$135.00	\$155.00
92-19	No stopping	\$45.00	\$0.00	\$90.00	\$135.00	\$155.00
92-20	Angle Parking Violation	\$45.00	\$0.00	\$90.00	\$135.00	\$155.00
92-20B	Parked in Handicapped zone	\$250.00	\$30.00	\$530.00	\$780.00	\$800.00
92-20.1	Permit Parking Only Violation	\$75.00	\$0.00	\$150.00	\$225.00	\$245.00
92-20.2	Meter Parking Violation	\$75.00	\$0.00	\$150.00	\$225.00	\$245.00
92-20.3	Park in space covered w/ snow	\$35.00	\$0.00	\$70.00	\$105.00	\$125.00
92-20.4	Parking in Loading zone	\$50.00	\$0.00	\$100.00	\$150.00	\$170.00
92-20.5	Merchant Permit Parking only violation	\$75.00	\$0.00	\$150.00	\$225.00	\$245.00

*Please Note: Penalties are applied for failure to pay, appear or answer and are assessed at thirty day intervals*

*Please Note: Parked in Handicapped Zone has the required NYS Surcharge*

3. In accord with Municipal Home Rule Law §27(3), this Local Law shall be effective as of the date that it is filed with the Secretary of State.

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The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Mayor Lauri Taylor	—	—	—
Trustee Daniel Peters	—	—	—
Trustee John Burweger	—	—	—
Trustee Gerald Locascio	—	—	—
Trustee Tom Meyer	—	—	—
TOTAL	—	—	—

I hereby certify that the above is a true and correct copy of the Resolution passed by the Village of Pawling Board of Trustees at a meeting held on October 3, 2022.

Date: October 3, 2022

\_\_\_\_\_  
Jennifer Osborn, Village Clerk