

Chapter 170

VEHICLES AND TRAFFIC

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ARTICLE I General Provisions

§ 170-1. Definitions

- A. The words and phrases used in this chapter shall, for the purposes of this chapter, have the meanings respectively ascribed to them by Article I of the Vehicle and Traffic Law of the State of New York.
- B. The following words and phrases, which are not defined by Article I of the Vehicle and Traffic Law of the State of New York, shall have the meanings respectively ascribed to them in this section for the purposes of this chapter:

HOLIDAYS – New Year’s Day, Presidents’ Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day and Christmas Day.

OFFICIAL TIME STANDARD – Whenever certain hours are named herein or on traffic control devices, they shall mean the time standard which is in current use in this state.

§ 170-2. Authority to install traffic control devices.

The Highway Department shall install and maintain traffic control devices when and as required under the provisions of this chapter, to make effective the provisions of this chapter, and may install and maintain such additional traffic control devices as it may deem necessary to regulate, warn or guide traffic under the Vehicle and Traffic Law of the State of New York, subject to the provisions of § 1682 and § 1684 of that law, and in accordance with the Manual of Uniform Traffic Control Devices as published by New York State.

§ 170-3. Adoption and Modification of regulations; schedules.

- A. Regulations shall be adopted by the Town Board in accordance with provisions of the Town Law and the Vehicle and Traffic Law of the State of New York, or by an officer or agency authorized by the Town Board to adopt regulations pursuant to § 1603 of the Vehicle and Traffic Law of the State of New York.
- B. The Town Board, after public hearing, may, by resolution, enact, amend and repeal rules and regulations concerning Article II – Traffic Regulations and Article III – Parking of this Chapter and may, also by resolution, enact, amend and repeal such other traffic regulations allowed by Article 41 of the Vehicle and Traffic Law of the State of New York as shall be deemed necessary for the public safety and welfare.
- C. For the purpose of maintaining an accurate record of all regulations adopted under the provisions of this chapter, there is hereby established a system of schedules, on file in the Town Clerk’s Office, in which shall be entered all regulations after adoption. Such schedules shall be deemed a part of the section to which they refer. All regulations shall be adopted with reference to the appropriate schedule as indicated in the various sections of this chapter. The Town Board may at any time by resolution add, delete or modify the schedules as set forth in Article II – Traffic Regulations and Article III – Parking.

**ARTICLE II
Traffic Regulations**

§ 170-4. Speed Limits.

The speed limit for both directions of traffic along the street or parts thereof described in **Schedule – Speed Limits**, on file in the Town Clerk’s Office, are hereby established at the rate of speed indicated, as authorized by New York State.

§ 170-5. Stop Intersections.

The intersections described in **Schedule – Stop Intersections**, on file in the Town Clerk’s Office, are hereby designated as stop intersections. Stop signs shall be installed as provided therein.

§ 170-6. Trucks over certain weights excluded.

All trucks in excess of four (4) ton in weight are hereby excluded from all Town roads, except for the pickup and delivery of materials on such roads, with the exception of the roads or parts of roads described in **Schedule – Road Weight Exceptions**, on file in the Town Clerk’s Office.

**ARTICLE III
Parking**

§ 170-7. Parking prohibited at all times.

No person shall park a vehicle at any time upon any of the streets or parts thereof described in **Schedule – Parking Prohibited at all Times**, on file in the Town Clerk’s Office.

§ 170-8. Parking prohibited certain hours.

No person shall park a vehicle on any road or in any town municipal parking lot between the hours of 2:00 a.m. and 6:00 a.m. from November 15 through April 15.

§ 170-9. Accessible Parking.

No person shall park any vehicle or locate any object whatsoever in any parking space which has been designated “reserved for accessible parking” as listed in **Schedule – Accessible Parking**, on file in the Town Clerk’s Office, without exhibiting in or about the vehicle a permit as required by § 1203-a of the Vehicle and Traffic Law of the State of New York.

**ARTICLE IV
Removal and Storage of Vehicles**

§ 170-10. Authority to impound vehicles.

- A. When any vehicle is parked or abandoned on any highway or public parking lot within this Town during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway or parking lot upon which said vehicle is parked or abandoned, said vehicle may be removed by or under the direction of the Monroe County Sheriff’s Department.
- B. When any vehicle is found unattended on any highway or public parking lot within the Town where said vehicle constitutes an obstruction to traffic or highway related construction, said vehicle may be removed by or under the direction of the Monroe County Sheriff’s Department.

§ 170-11. Storage and charges.

After removal of any vehicle as provided in this article, the Monroe County Sheriff's Department may store or cause such vehicle to be stored in a suitable place at the expense of the owner. Such owner or person in charge of the vehicle may redeem the same upon payment to the person with whom stored of the amount of all expenses actually and necessarily incurred in effecting such removal and storage.

§ 170-12. Notice of removal.

It shall be the duty of the Monroe County Sheriff's Department to ascertain to the extent possible the owner of the vehicle or other person having the same in charge and to notify him of the removal and disposition of such vehicle and of the amount which will be required to redeem the same. Said Sheriff's Department shall also without delay report the removal and disposition of any vehicle removed as provided in this article to the Town Clerk.

ARTICLE V
Miscellaneous Provisions

§ 170-13. Penalties for offenses.

Every person convicted of a traffic infraction for a violation of any provision of this chapter which is 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 \$150 or by imprisonment for not more than 15 days, or by both such fine and imprisonment. For a second such conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$300 or by imprisonment for not more than 45 days, or by both such fine and imprisonment. Upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$450 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.

§ 170-14. When effective.

- A. Except those parts, if any, which are subject to approval under § 1684 of the Vehicle and Traffic Law of the State of New York, this chapter and any regulations adopted hereunder shall take effect as provided by law.
- B. Any part or parts of this chapter and any regulations adopted hereunder which are subject to approval under § 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval, in writing, is received from the New York State Department of Transportation.

§ 170-15. Severability.

If any article, section, subsection, paragraph, sentence, clause or provision of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the article, section, subsection, paragraph, sentence, clause or provision thereof directly involved in the controversy in which such judgment shall have been rendered.

§ 170-16. Repealer.

All prior ordinances, regulations and rules, or parts thereof, of this Town regulating traffic and parking are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance, regulation or rule hereby repealed prior to the taking effect of this chapter.