

# Chapter 257

## VEHICLES AND TRAFFIC

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**VEHICLES AND TRAFFIC**  
**ARTICLE I**  
**Words and Phrases Defined**

**§ 257-1. Definition of words and phrases.**

- A. The words and phrases used in this chapter shall for the purpose 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 1 of the Vehicle and Traffic Law of the State of New York shall have the meanings respectively ascribed to them in this section for purposes of the traffic ordinances of this Village:

DIRECTIONS - In view of the fact that the streets of the Village do not run in a true north and south or east and west direction, it is hereby determined that wherever the words "north," "south," "east" and "west" are used in this chapter, they shall be interpreted on the assumption that Hamilton Street and all streets running parallel or approximately parallel thereto shall be considered as running north and south and that West Water Street and all streets running parallel or approximately parallel thereto shall be considered as running east and west.

HOLIDAYS - New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving and Christmas.

**VEHICLES AND TRAFFIC**  
**ARTICLE II**  
**Traffic Control Devices**

**§ 257-2. Authority to install traffic control devices.**

The Superintendent of Public Works shall install and maintain traffic control devices when and as required under the provisions of this chapter and may install and maintain such additional traffic control devices as the Village Board 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.

- A. A traffic light, activated to four-way red by train traffic, at the intersection of North Hamilton and West Chemung Streets is hereby authorized
- B. "No turn on red" at the intersection of North Hamilton Street and Chemung Street, Painted Post New York.

**§257-2.1 Schedules; adoption of regulations**

- A. Regulations shall be adopted by the Board of Trustees in accordance with provisions of the Village Law and the Vehicle and Traffic Law, or by an officer or agency authorized by the Board of Trustees to adopt regulations pursuant to § 1603 of the Vehicle and Traffic Law.

**VEHICLES AND TRAFFIC**

**ARTICLE III**

**One-way Roadways**

**257-3. One-way roadways.**

- A. Fairview Avenue Extension is hereby designated for one-way traffic in an easterly direction between its intersection with West Hill Road and its intersection with Fairview Avenue.
- B. Upper Road is hereby designated for one-way traffic in a westerly direction between its intersection with Fairview Avenue and West Hill Road.
- C. Chemung Street is hereby designated for one-way traffic in a westerly direction from Charles Street to its termination; between Charles Street and North Hamilton Street in an easterly direction on the southerly traffic lane and in a westerly direction on the northerly traffic lane.
- D. Grace Boulevard is hereby designated for one-way traffic as follows: in an easterly direction on the southerly side of the mall and in a westerly direction on the northerly side of the mall.
- E. Keefe Boulevard is hereby designated for one-way traffic as follows: in a northerly direction on the easterly side of the mall and in a southerly direction on the westerly side of the mall.
- F. Craig Park is hereby designated for one-way traffic as follows:
  - (1) Traffic on the roadway within Craig Park will move a counterclockwise direction only when facing north.
  - (2) Two-way traffic will be maintained on Maple Avenue entrance from Route 415 to Craig Park.

**VEHICLES AND TRAFFIC**

**ARTICLE IV**

**Stop and Yield Intersections**

**§ 257-4. Through Highways.**

- A. West Water Street is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:
  - (1) Charles Street from the North.
  - (2) Steuben Street from the North.
- B. East High Street is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:
  - (1) On Delaware Street from the north.
  - (2) On First Street from the south.
  - (3) On Jerome Street from the north.
  - (4) On Bronson Street from the north and south.
- C. East High Street is hereby designated as a through highway and stop signs shall be erected on the following entrances thereto:
  - (1) On Delaware Street from the north.
  - (2) On First Street from the south.
  - (3) On Jerome Street from the north.
  - (4) On Bronson Street from the north and south.

**§ 257-5. Stop intersections.**

- A. The intersections of Charles Street and Steuben Street with West High Street are hereby designated as stop intersections and stop signs shall be erected on the following entrances to said intersections:
  - (1) Charles Street from the south.
  - (2) Steuben Street from the south.
- B. The intersections of Platt Street and Hamilton Circle with North Hamilton Street are hereby designated as stop intersections and stop signs shall be erected in the following entrances to said intersections:
  - (1) Platt Street from the east.
  - (2) Hamilton Circle from the east.
  - (3) Veterans Drive from the east.
  - (4) Grace Boulevard from the west.
- C. The intersection of Fairview Avenue and Fairview Avenue Extension is hereby designated as a stop intersection and a stop sign shall be maintained on Fairview Avenue Extension at its entrance to said intersection from the west.
- D. The intersection of Imperial Avenue and Platt Street is hereby designated as a four-way stop intersection and stop signs shall be maintained at all four corners.
- E. The intersection of West High Street with Steuben Street is hereby designated as a stop intersection and stop sign shall be maintained on West High Street at its entrance to said intersection from the West
- F. The intersection of West Hill Road with the state highway is hereby designated as a stop intersection and a stop sign shall be maintained on West Hill Road at its entrance to said intersection from the north
- G. The intersection of Park view Drive and the state highway is hereby designated as a stop intersection and a stop sign shall be maintained on Parkview Drive at its entrance to said intersection from the north.
- H. The intersection of Hornby Drive and North Hamilton Street is hereby designated as a stop intersection and a stop sign shall be maintained on Hornby Drive at its entrance to said intersection from the north.
- I. The following locations are hereby designated as stop locations and stop signs shall be maintained as follows:
  - (1) On the east side of North Hamilton Street at its intersection with Chemung Street (exit from Ingersoll-Rand parking lot).
  - (2) On the west side of North Hamilton Street at the:
    - (a) Exit from the Post Office parking lot.
    - (b) Exit from the parking lot adjacent to the Central Restaurant.
    - (c) Exit from the parking lot adjacent to Graphic Solutions.
    - (d) Exits from Village Square Apartments.
    - (e) Exit from the Chemung Canal Trust Company.
    - (f) Exit from the Presbyterian Church parking lot.
  - (3) On the south side of West Water Street at the:
    - (a) Exit from the parking lot adjacent to and west of the Town Hall.
    - (b) Exit from Hodgeman Park.
  - (4) On the north side of West Water Street at the:
    - (a) Exit from the parking lot adjacent to the Credit Union.
    - (b) Exit from the Main Village Square parking lot.
  - (5) Steuben Street shall have a stop sign at the intersection with High Street at the northwest corner thereof.
  - (6) There shall be a stop sign on the northeast corner of Edgar Tillman Drive at its intersection with Steuben Street.

- (7) On the south side of Chemung Street at the:
    - (a) Intersection with Steuben Street.
    - (b) Exit from the Main Village Square parking lot.
    - (c) Exit from the parking lot adjacent to the Post Office park.
    - (d) At the intersection with North Hamilton Street.
  - (8) At the north side of Chemung Street at the:
    - (a) Intersection with Steuben Street.
    - (b) Intersection with Charles Street.
  - (9) On the southeast and northwest comers of Maple Avenue at its intersection with West High Street.
  - (10) On the southeast comer of Rand A venue at its intersection with West High Street.
  - (11) On West Hill Terrace at the intersections of both the lower and upper drives with West Hill Road.
  - (12) On Grace Boulevard at the Southwest comer of the intersection with North Hamilton Street.
  - (13) There shall be stop signs placed at all four comers of the intersection at Fairview Avenue and Grace Boulevard
  - (14) On the west side of Keefe Boulevard at the Intersection with Grace Boulevard.
  - (15) On the east side of Keefe Boulevard at the intersection with Grace Boulevard.
  - (16) On the north side of Davis Street at the intersection of Fairview Avenue and on south side at the intersection of Grace Boulevard.
- J. The intersection of Edgar Tillman Drive and Steuben Street is hereby designated as a stop intersection and a stop sign shall be maintained on Tillman Drive at its entrance to said intersection from the east
  - K. The intersection of Edgar Tillman Drive and East High Street is hereby designated as a stop intersection and a stop sign shall be maintained on Tillman Drive at its entrance to said intersection from the south.

**§ 257-6. Yield intersections.**

The intersection of Fairview Avenue with Steuben Street is hereby designated as a yield intersection and the yield sign shall be posted at the southeast comer of Steuben Street.

**VEHICLES AND TRAFFIC**  
**ARTICLE V**

**Speed Regulations, Mobile Phone, Electronic Devices, Turn Signals, School Bus, Safety Restraints**

**§ 257-7. Maximum speed limits.**

- A. Thirty miles per hour is hereby established as the maximum speed at which vehicles may proceed within the corporate limits of this Village except on the following highways: All roads within any areas designated as parks located within the Village.
- B. Ten miles per hour is hereby established as the maximum speed at which vehicles may proceed within any park area located within the corporate limits of the Village.

**§ 257-8. Obedience to speed limits.**

No person shall operate a vehicle within any park area at a rate of speed in excess of the maximums established in Subsection B of § 257-7 of this article.

**§ 257-9 Use of Mobile Phone**

- A. Except as otherwise provided in Section 1225-c.2a of the Vehicle and Traffic Law of New York, no person shall operate a motor vehicle upon a public highway in the Village of Painted Post while using a mobile telephone to engage in a call while such vehicle is in motion; provided, however, that no person shall operate a commercial motor vehicle while using a mobile telephone to engage in a call on a public highway in the Village of Painted Post including while temporarily stationary because of traffic, a traffic control device, or other momentary delays. All definitions and Subsections of 1225-c of the Vehicle and Traffic law of New York State will apply.

**§ 257-10 Use of portable electronic devices**

- A. Except as otherwise provided in Section 1225-d.1 of the Vehicle and Traffic Law of New York, no person shall operate a motor vehicle upon a public highway in the Village of Painted Post while using a portable electronic device while such vehicle is in motion; provided, however, that no person shall operate a commercial motor vehicle while using any portable electronic device on a public highway in the Village of Painted Post including while temporarily stationary because of traffic, a traffic control device, or other momentary delays. All definitions and Subsections of 1225-d of the Vehicle and Traffic law of New York State will apply.

**§ 257-11 Signals by hand and arm or signal lamp**

- A. Any stop or turn signal when required herein shall be given either by means of the hand and arm or by signal lamps, except as otherwise provided in subsection (b) of section 1164 of the Vehicle and Traffic Law of the State of New York

**§ 257-12 Overtaking and passing school bus**

- A. The driver of a vehicle upon a public highway, street or private road upon meeting or overtaking from either direction any school bus marked and equipped as provided in subdivision twenty of section three hundred seventy-five of the Vehicle and Traffic Law of New York State which has stopped on the public highway, street or private road for the purpose of receiving or discharging any passengers, or which has stopped because a school bus in front of it has stopped to receive or discharge any passengers, shall stop the vehicle before reaching such school bus when there is in operation on said school bus a red visual signal as specified in subdivision twenty of section three hundred seventy-five of the Vehicle and Traffic law of New York State and said driver shall not proceed until such school bus resumes motion, or until signaled by the driver or a police officer to proceed.

**§ 257-13 Operation of vehicles with safety seats and safety belts**

- A. No person shall operate a motor vehicle unless such person is restrained by a safety belt approved by the commissioner. No person sixteen years of age or over shall be a passenger in the front seat of a motor vehicle unless such person is restrained by a safety belt approved by the commissioner. All definitions under 1229c of the Vehicle and Traffic law of New York State will apply.

**ARTICLE VI**

**Parking, Standing and Stopping**

**§ 257-30. Applicability of article; exceptions.**

The provisions of this article shall apply except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

**§ 257-31. Parallel parking.**

Except where angle parking is authorized, every vehicle stopped, standing or parked upon a highway where there are no adjacent curbs shall be so stopped, standing or parked parallel with the edge of the roadway headed in the direction of lawful traffic.

**§ 257-32. All night parking.**

The parking of vehicles is hereby prohibited on all highways and parking lots within this Village between the hours of 2:00 a.m. and 5:00 a.m.

**§ 257-33. Standing of vehicles prohibited in designated locations**

- A. The standing of vehicles is hereby prohibited in any of the following locations:
- (1) Within 40 feet of a crosswalk at an intersection.
  - (2) On the west side of Hamilton Street between its intersection with Chemung Street and a point 20 feet south of the south curb of Chemung Street.
  - (3) On the north and south sides of West High Street between its intersection with Steuben Street and its intersection with Charles Street.
  - (4) On the west side of First Street between its intersection with Walnut Street and its intersection with East Chemung Street.
  - (5) On the east side of Imperial Avenue between its intersection with East High Street and its intersection with East Chemung Street.
  - (6) On Chemung Street.
  - (7) On the west side of Charles Street between its intersection with West High Street and a point 90 feet south of the southerly curb of West High Street.
  - (8) On the south side of West Water Street between its intersection with the lands of Ingersoll Rand Company and the easterly curb extended of Steuben Street.
  - (9) On the north and south sides of East Water Street from its intersection with Chemung Street easterly a distance of 240 feet.

**§ 257-34. Parking time limited in designated locations.**

- A. The parking of vehicles is hereby prohibited in any of the following locations for a period of longer than two hours between the hours of 8:00 a.m. and 6:00 p.m.
- B. The parking of vehicles is hereby prohibited between the hours of 8:00 a.m. and 6:00 p.m. on the east side of First Street between its intersection with Chemung Street and its intersection with East High Street.
- C. The parking of vehicles is hereby prohibited in any of the following locations for a period of longer than two hours between the hours of 8:00 a.m. and 7:00 p.m.
- (1) On the north and south sides of East High Street, between a point 122 feet east of the easterly curb line of North Hamilton Street and the intersection of East High Street with the easterly Village boundary line.

**§ 257-35. Parking prohibited in designated locations.**

- A. The parking of vehicles is hereby prohibited in any of the following locations:
- (1) On the north side of East High Street from the easterly curb of North Hamilton Street to point 122 feet easterly there from.
  - (2) On the south side of East High Street from the easterly curb of South Hamilton Street to a point 122 feet easterly there from.
  - (3) On the south side of Norwood Street between Delaware Avenue and imperial Avenue.
  - (4) On Chemung Street.

- (5) On the east side of Steuben Street between West Chemung Street and Tillman Drive, from the northerly entrance of the Village Manor apartment complex parking lot to a point 25 feet northerly there from
- B. The parking, standing or stopping of vehicles is hereby prohibited on the south side of Victory Highway between the entrances to West High School and the entrance to Craig Park.

**§ 257-36. Parking restrictions in vicinity of Planned Commercial and Residential Districts**

- A. Hamilton Street, east side
- (1) One-hour parking space immediately north of the intersection of North Hamilton and West Water Streets.
  - (2) Two-hour parking north from corner of Chemung Street to a point 160 feet from the intersection of Hamilton and East High Streets.
  - (3) No parking from the point in Subsection A (3) above to East High Street.
- B. Hamilton Street, west side:
- (1) No parking from Route 15/Route 17 interchange to Post Office entrance.
  - (2) Four spaces between the Post Office entrance and Chemung Street to be fifteen minute parking
  - (3) No parking from corner of Hamilton and West High Streets to extension of the line of the extreme northerly wall of the Village Square Apartments.
  - (4) Two-hour parking from the point of no parking in Subsection B (3) to Chemung Street.
  - (5) No parking in loading zone in front of Village Square Apartments.
  - (6) No parking in loading and access lane between Post Office and Central Restaurant parking lots.
- C. Water Street, south side
- (1) Three spaces In front of Town Hall for fifteen-minute parking.
  - (2) Two spaces with no time limitation for "Police Use Only", also in area described in Subsection C (3) above. (This provides five spaces total)
  - (3) Two-hour parking limit for the entire south side of Water Street between Steuben and Charles Streets.

**ARTICLE VII**  
**Vehicle Weight Limits**

**§ 257-39. Restrictions.**

- A. It shall be illegal for any vehicle, which has an aggregate weight in excess of eight tons, except for municipal operations, refuse hauling, school buses and local deliveries to be driven over and on any Village street, unless the owner of said vehicle has received permission in writing from the Superintendent of Public Works.
- B. Exclusions. The following locations are excluded:
- (1) North Hamilton Street from East High Street south to the Village line.

**§ 257-40. Penalties for offenses.**

Violation of the foregoing shall be punishable by a fine of up to \$50 for the first offense, up to \$100 for the second offense and up to \$350 for the third or subsequent offense.

**ARTICLE VIII**  
**Removal and Storage of Vehicles**

**§ 257-41. Authority to impound vehicles.**

- A. When any vehicle is parked or abandoned on any highway within this Village during a snowstorm, flood, fire or other public emergency which affects that portion of the public highways upon which said vehicle is parked or abandoned, said vehicle may be removed by the Police Department.
- B. When any vehicle is found unattended on any highway within this Village where said vehicle constitutes an obstruction to traffic, said vehicle may be removed by the Police Department.
- C. When any vehicle is parked or abandoned on any highway within this Village where stopping, standing or parking is prohibited, said vehicle may be removed by the Police Department

**§ 257-42. Storage and charges.**

After removal of any vehicle as provided in this article, the Police Department may store such vehicle 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 of the amount of all expenses actually and necessarily incurred in effecting such removal, together with any charges for storage.

**ARTICLE IX**  
**Enforcement and Penalties**

**§ 257-43. Penalties for offenses; Traffic Infractions**

- A. Every person convicted of a traffic infraction for a violation of any of the provisions of this legislation, except speeding, shall be punished according to Article 45 - Penalties And Disposition of Fines And Forfeitures of the New York State Vehicle and Traffic Law - § 1800 Penalties for traffic infractions
- B. Every person convicted of traffic infraction for a violation of speeding shall be punished according to Article 30 - Speed Restrictions of the New York State Vehicle and Traffic Law - § 1180 Basic rule and maximum limits
- C. Parking violations.
  - (1) It is a violation of this section to park any vehicle or vehicles on the right-of-way known as the area between the road or curb and the sidewalk. The fine for this violation is \$25, or as set by the Village Board of Trustees.
  - (2) It is a violation of this section to park any vehicle or vehicles on the grass of Village-owned properties, including the areas between the sidewalks and road. The fine for violation of this subsection is \$25 or as set by the Village Board of Trustees.

**§ 257-44. Time to take effect.**

Any part or parts of this chapter which are subject to approval under § 1684 of the Vehicle and Traffic Law and § of the Highway Law of the State of New York shall take effect from and after the day on which approval in writing is received from both the New York State Traffic Commission and the New York State Department of Public Works.

**§ 257-45. The prior Chapter 257 “VEHICLES AND TRAFFIC” is hereby retracted and repealed in its entirety and replaced with the above.**