Chapter 257

VEHICLES AND TRAFFIC

May 10, 2021

ARTICLE I
Words and Phrases Defined

§ 257-1. Definition of words and phrases

ARTICLE II
Traffic Control Devices

§ 257-2. Authority to install traffic control devices
§ 257-2.1 Schedules; adoption of regulations

ARTICLE III
One-way Roadways

§ 257-3. One-way roadways

ARTICLE IV
Stop and Yield Intersections

§ 257-4. Through highways
§ 257-5. Stop intersections
§ 257-6. Yield intersections

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

§ 257-7. Maximum speed limits
§ 257-8. Obedience to speed limits
§ 257- 9. Signals by hand and arm or signal lamps
§ 257-10. Use of portable electronic devices
§ 257-11 Signals by hand and arm or signal lamp
§ 257-12 Overtaking and passing school bus
§ 257-13 Operation of vehicles with safety seats and safety belts

ARTICLE VI
Parking, Standing and Stopping

§ 257-15. Applicability of article; exceptions.
§ 257-16. Parking Lots
§ 257-17 Parking Permits
§ 257-18. Village Square Shops parking lots
§ 257-19. Blocking sidewalk
§ 257-20. Parking within 15 feet of fire hydrant
§ 257-21. Parking over 24 hours
§ 257-22. Handicapped parking
§ 257-23. Double parking
§ 257-24. Blocking intersection
§ 257-25. Parking in grass
§ 257-26. Parking between sidewalk and curb
§ 257-27. Blocking driveway
§ 257-28. Parking in fire lane
§ 257-29. Improper parking
§ 257-30. Parking in crosswalk
§ 257-31. Parallel parking (parked facing wrong way).
§ 257-32. All night parking (no parking 12a-6a).
§ 257-33. Standing of vehicles prohibited in designated locations
§ 257-34. Parking time limited in designated locations
§ 257-35. Parking prohibited in designated locations
§ 257-36. Parking restrictions in vicinity of planned commercial and residential districts

ARTICLE VII
Vehicle Weight Limits

§ 257-39. Restrictions
§ 257-40. Penalties for offenses

ARTICLE VIII
Removal and Storage of Vehicles

§ 257-41. Authority to impound vehicles
§ 257-42. Storage and charges

ARTICLE IX
Enforcement and Penalties

§ 257-43. Penalties for offenses; parking violations
§ 257-44. Time to take effect

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 North 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.

HOLIDA YS - All Federal Observed Holidays

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" on North Hamilton Street from the north at the intersection of North Hamilton Street and Chemung Street.

§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. Fairview Avenue is hereby designated for one-way traffic in a westerly direction between its intersection with Arnold Thompson Drive and Fairview Avenue Extension.

C. West Chemung Street is hereby designated for one-way traffic in a westerly direction from Charles Street to the intersection with Nobriga Lane: 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 **(median)** and in a westerly direction on the northerly side of the **(median)**.

E. Keefe Boulevard is hereby designated for one-way traffic as follows: in a northerly direction on the easterly side of the **(median)** and in a southerly direction on the westerly side of the **(median)**.

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 from Maple Avenue.

(2) Two-way traffic will be maintained on Maple Avenue entrance from State Route 415 to Craig Park.

G. Nobriga Lane is hereby designated for one-way traffic in an easterly direction between its intersection with West Chemung Street to and its intersection with Maple Avenue.

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. Reserved

§ 257-5. Stop intersections. The following locations are hereby designated as stop locations and stop signs shall be maintained as follows:

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 (at West High Street/State Route 415) from the south.

B. The intersections of Chemung Street, Platt Street, Veterans Drive 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.
(5) Chemung Street from East and 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 comers.

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 Parkview 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 West.

I. The following locations are hereby designated as stop locations and stop signs shall be maintained as follows:

(1) On the south side of Platt Street at the intersection with Delaware Avenue
(2) On the west side of North Hamilton Street at the:
    (a) Reserved.
    (b) Exit from the parking Lot 3 § 257-18
    (c) Exit from the parking Lot 4 § 257-18
(3) On the south side of West Water Street at the:
    (a) Reserved
    (b) Exit from Hodgman Park.
(4) On the north side of West Water Street at the:
    (a) Exit from the parking lot Lot 5 § 257-18
    (b) Exit from Lot 1 § 257-18
(5) Steuben Street shall have a stop sign at the intersection with High Street at the northeast comer thereof.
(6) There shall be a stop sign on the north side of North Hamilton Street at the intersection with Hamilton Road
(7) On the south side of West Chemung Street at the:
    (a) Intersection with Steuben Street.
    (b) Exit from Lot 1 § 257-18
    (c) Exit from the parking Lot 2 § 257-18
(8) At the north side of West 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 Avenue 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 south side of Keefe Boulevard at the Intersection with Grace Boulevard.
(15) On the north 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.
(17) On the north side of Platt Street at the intersection with Olive Street

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 West High Street (State Route 415) 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.

A. 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.
B. The intersection of Fairview Avenue with West Hill Road is hereby designated as a yield intersection and the yield sign shall be posted at the northeast corner of Fairview Avenue.

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 (Craig Park and Hodgman Park) 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 said 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

§ 257-15. 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.

§ 257-16. Parking Lots

1. Two hours for all municipal parking lots. The parking time restriction for the posted time limits of parking is to be between the hours of 5:00 AM to 12:00 PM (midnight). No parking on Village streets or parking lots from 12:00 AM to 5:00 AM. Business employees with a valid parking permit and parked within the parking permit designated areas are exempted for the two-hour parking duration restrictions.

2. Restricted parking space to be provided and so designated in from of the door for authorized persons of Buds and Blossoms Flower Shop (while this business exits or a flower shop in need of a delivery vehicle exists in the same location)
3. Restricted parking spaces in front of all businesses shall be designated for customer use. Employee parking shall be as outlined in § 257-17 Parking Permits.

§ 257-17. Parking Permits (added 5/10/1993 by L.L. No. 1-1993)

A. This article shall include the following employee parking permit procedures (See § 257-18 for parking lot numbering)
   1. The western side of parking lot number 5, the westerly row facing Steuben Street
   2. The east side of Steuben Street from its intersection West Water Street and Chemung Street. (East side only)
   3. The North side of lot number 2, northern row facing West Chemung Street
   4. The Eastern side of lot number 3, eastern row facing North Hamilton

B. Permit procedures listed below are guidelines for an effective program:
   1. The business owners shall provide the Village Police Department with a list of all employees along with vehicle registration documentation.
   2. All permits will be issued by the Village Police Department.
   3. Permits are to be displayed from the rear-view mirror post inside center windshield only (while vehicle is parked).
   4. Vehicles not displaying the issued employee permit will be ticketed under the Painted Post Village Traffic Violations Local Law.
   5. Employees @ 100 Chemung Street shall not be granted employee parking permits. The employee parking permits are intended for local smalls businesses within the Village of Painted Post.
   6. The above employee permit parking spaces are still subject to the 12:00 Midnight to 5:00 AM Village parking ban on all streets and parking lots

§ 257-18. Village Square Shops parking lot designations (see Addendum A).

Lot 1 - West side lot (Large lot)
Lot 2 – North lot on north side of post office
Lot 3 – North east lot on south side of post office
Lot 4 - Small east lot
Lot 5 – South east lot off of West Water Street
Lot 6 – South west lost near loading dock (small lot)

§ 257-19. Blocking Sidewalk

No person shall park any vehicle upon any sidewalk or blocking any portion thereof.

§ 257-20. Parking within 15 feet of Fire Hydrant

No person shall park any vehicle upon any street or parts of streets within 15 feet of a fire hydrant.

§ 257-21. Parking over 24 hours

No person shall park any vehicle upon any street or parts of streets or any Village of Painted Post controlled parking lot or parking area for a period of more than 24 consecutive hours.

§ 257-22. Handicapped parking

It shall be unlawful for any person to park any vehicle or to allow the same to remain parked in any

special purpose (handicapped) parking zone in the listed areas below:

1. Reserved.
2. One space for Van Accessible on the east side of the Official Use only parking strip noted in § 257-35 sub D
3. Signed locations within Lots 1-6 in § 257-18
4. 2 spaces in front of the Craig Park Pavilion.

§ 257-23. Double parking

No person shall park any vehicle upon any street or parts of streets in such a manner that said vehicle is not completely in a designated parking area and is parked parallel to another vehicle in a position commonly referred to as "double parking."

§ 257-24. Blocking intersection

No person shall park any vehicle in any intersection of any street or parts of streets or upon any street or parts of streets within 20 feet of any intersection.

§ 257-25. Parking in grass

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.

§ 257.26. Parking between sidewalk and curb

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.

§ 257-27. Blocking driveway

No person shall park any vehicle upon any street or parts of streets in close proximity to any driveway so as to impair the free and safe access to said driveway.

§ 257-28. Parking in fire lane

Every vehicle stopped, standing or parked upon a highway shall be prohibited from stopping, standing or parking within a designated fire lane and

1. The northside of East Chemung Street from North Hamilton Street to the end of the Village owned portion of said street (to the fenced in area of 100 E Chemung Street) shall be a fire lane.

§ 257-29. Improper parking

1. Where parking spaces are marked on the roadway or Village of Painted Post parking lot, no person shall park outside of said parking spaces.
2. Where parking is not marked upon any public street where parking is allowed, no person shall park a vehicle more than 12 inches from the curb.

§ 257-30. Parking on crosswalk

No person shall park any vehicle upon any street or parts of streets on any portion of or within five feet of a crosswalk.

§ 257-31. Parallel parking (parking facing wrong way).

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 (no parking 12a-6a).

The parking of vehicles is hereby prohibited on all highways within this Village between the hours of 12:00 am. and 6:00 a.m.

Overnight Parking is permitted in all Village owned lots (as noted in §257-17) within the Village Square business area from April 1st through October 31st. Overnight parking is prohibited from November 1st through March 31st except for any 24hr Business.

§ 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 east side of First Street between its intersection with Walnut Street and its intersection with East High 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 West 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 Steuben Street heading westerly to the end of the Village owned highway.

(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.

D. The parking of trailers or vehicles is prohibited on any Village owned highways and parking lots for a period greater than 24 hours unless approved by the police department and superintendent of public works.

§ 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 East and West 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

(6) On the north side of Brewster Street from Jerome Street to a point 20 feet to the east.

B. The parking, standing or stopping of vehicles is hereby prohibited on the south side of Victory Highway between the entrances to 35 Victory Highway and the entrance to Craig Park.

C. The parking, standing or stopping of vehicles is hereby prohibited on the south side of Victory Highway between the Village Line to the entrance of 35 Victory Highway (Middle School).

D. The parking, standing or stopping of vehicles is hereby prohibited on the north side of Victory Highway between Parkview Drive and the upper parking lot to 35 Victory Highway (Middle School).

E. No parking here to corner

No person shall park a vehicle between the "no parking here to corner sign" and the closest corner noted in the areas below:

1 North side of Grace Boulevard from North Hamilton Street to a point 30 feet to the west.

2 South and North side of West High Street from Maple Street to a point 20 feet to the east and west.

3 North side of West Water Street from Steuben Street to a point 20 feet to the west.

F. The entrance to the Village Yard Waste area in the Fairview Cemetery shall not have any parking within 30 feet of the entrance.

G. There shall be no parking within the Village Yard Waste area in the Fairview Cemetery but only to unload.

H There shall be no parking in the small circle drive at 105 Parkview Drive (Fairview Cemetery Memorial Vault) and is hereby used as a school bus turn around.

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

A. Two hour parking in the following areas:

(1) Two-hour parking space immediately north of the intersection of North Hamilton and West Water Streets.

(2) Two-hour parking north from comer of Chemung Street to a point 160 feet from the intersection of Hamilton and East High Streets.

(3) Two-hour parking west from North Hamilton on West Water Street on both sides to Steuben Street

(4) Two-hour parking on Steuben Street on both sides from West Water Street to the intersection with Edgar Tillman Drive

B. Hamilton Street, west side:

(l) No parking from Route 15/Route 17 interchange to Post Office entrance.

(2) Three parking spaces marked on the roadway on the east side of North Hamilton Street between the Post Office entrance and West Chemung Street and two parking spaces marked on the roadway on the west side of North Hamilton just south of the intersection with East Chemung Street to be fifteen minute parking from 5a-12p.

(3) No parking from comer of Hamilton and West High Streets to extension of the line of the extreme northerly wall of 250 North Hamilton Street.

(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 250 North Hamilton Street.

(6) No parking in loading and access lane between Post Office and Lot 3.

C. Water Street, north side

(1) Two-hour parking limit for the entire south side of Water Street between Steuben and Charles Streets.

D. Parking lot on the north side of West High Street (across the street from the building address of 261 Steuben Street) between Steuben Street and Charles Street is designated as Official Use Only by the Village of Painted Post.

E. Police Only parking space designated in front of 261 Steuben Street by signage and hash marks painted on the road on the east side of Steuben Street.

ARTICLE VIII
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 and parking violations

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. Fines shall be set forth as indicated below, and fines shall be doubled after 14 days:

Type	Fine
Parked Overtime 2 hours	$5
Permit Parking Violation	$5
Parked Facing Wrong Way	$25
Parked out of space (Improper parking)	$25
Parked Between Sidewalk and Curb	$25
Double Parked	$25
Blocking Intersection	$25
Blocking Crosswalk	$25
Fire Zone	$25
Blocking Fire Hydrant	$25
Handicapped Parking	$85
Blocking Sidewalk	$25
No Parking Here To Corner	$25
15 Minute Violation	$25
Parked 12am – 6am Restriction	$25
Parked On Grass	$25
Blocking Driveway	$25
Parking over 24 Hours	$25
Prohibited Area	$25
Trailer Parking Violation	$25

NOTES:

[1] In addition to the amounts specified in this subsection, the court or judge may impose an additional penalty payable to the Village of Painted Post and equivalent to the amount of the property damage, or cleanup and removal expense, as determined by him or her.

1 **Compounding of fines; impoundment; appeals.**

A. The fines indicated above shall be doubled if the fine is not paid within 14 days of the issuance of a notice of violation.

B. In addition to any other penalties or fines imposed for the violation of this Code, the provisions of this section shall apply to vehicles which have three or more outstanding and unpaid parking violations issued against them and which, after mailing to the registered owner four notices, are found operated or parked on any public street, public highway, public parking lot (Village owned), any portion of the entire width between the boundary lines of any way publicly maintained when any part thereof is open to the use of the public for purpose of vehicular travel, or on any property leased by or in the possession and control of the Village of Painted Post.

(1) Any such vehicle may be removed or caused to be removed under the direction of a member of the Police Department by towing or otherwise. Upon inquiry, the Police Department shall notify the owner of such vehicle where it may be recovered and the conditions under which it will be released.

(2) Before the owner or person in charge of any vehicle taken into custody shall be allowed to repossess or to secure the release of said vehicle, the owner or his/her agent shall pay the following:

(a) All sums legally due for any Village of Painted Post parking violations issued and outstanding against such vehicle.

(b) The cost of towing, payable to the towing service.

(c) To the towing service, the cost of storage for each day, or portions of a day, that such vehicle is so stored in excess of the first 24 hours.

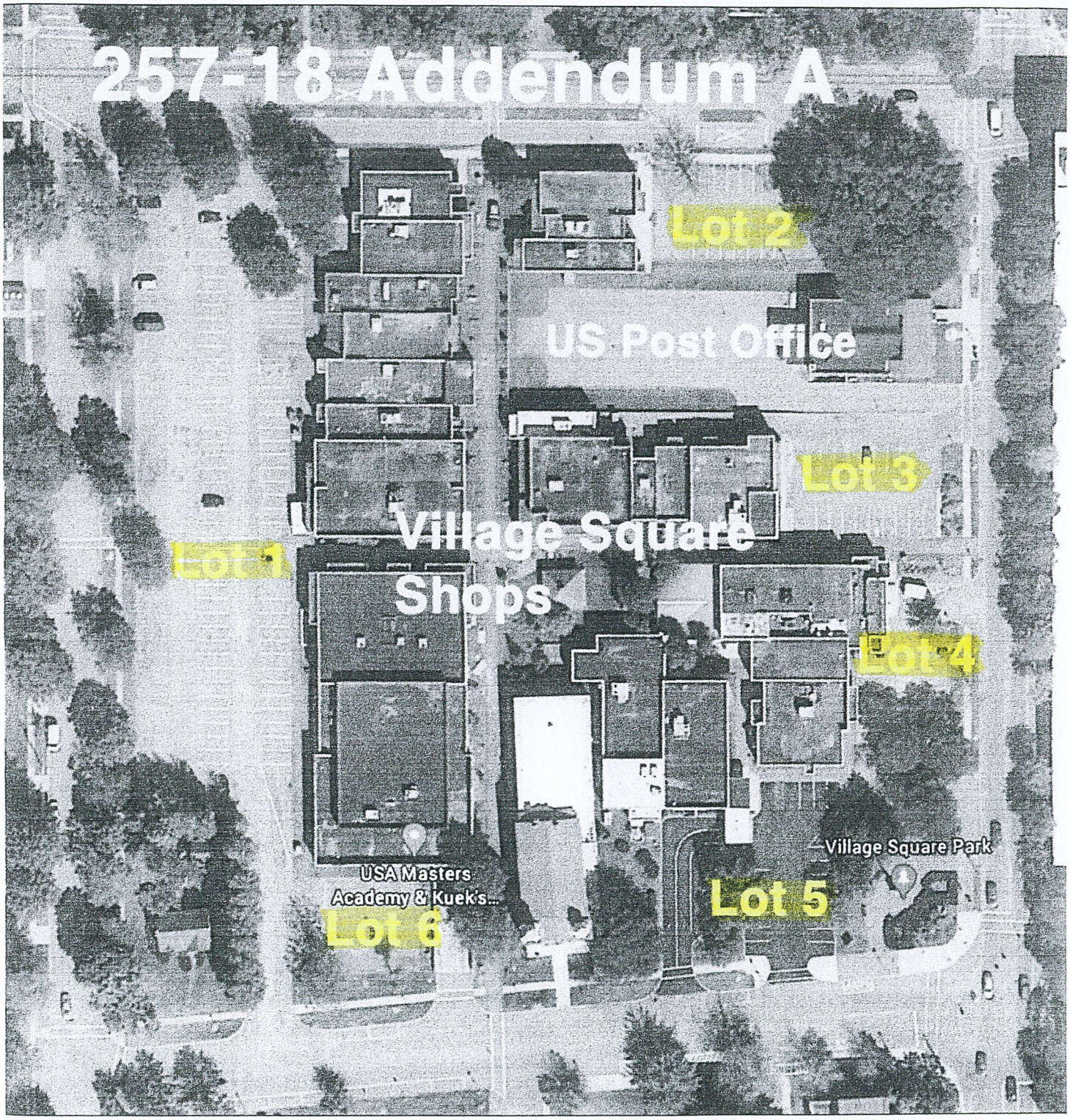
(3) No such vehicle shall be released until the owner or his agent has established his identity and right to possession and agent has signed a proper receipt therefor.

(4) Any person who, after having said vehicle towed, shall remove such vehicle without complying with Subsection **B(2)(a)**, **(b)** and **(c)** above shall, in addition to the charges provided for in said subsection, be subject to a fine of $100.

C. Violations may be appealed by completing a letter of protest form at the Painted Post Village Clerk's Office within 14 days of issuance. The increase of the original fine is waived upon submission of the letter of protest form. A date will be scheduled for a first appearance in Erwin Town Court as set by the Erwin Town Court to answer the violation. Failure to appear at the first appearance will result in the issuance of a citation letter and the original fine will be doubled. A summons will be issued 40 days after the initial violation date and the original fine will be doubled. Failure to appear to answer the violation may result in the issuance of a warrant of arrest and/or suspension of registration(s) for the registered owner of the vehicle in violation.

§ 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.


257-18 Addendum A
Lot 2
US Post Office
Lot 3
Village Square
Shops
Lot 1
Lot 4
Village Square Park
USA Masters
Academy & Kuek's...
Lot 5
Lot 6