NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

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 Saratoga

Village of Stillwater

Local Law No. 1 of the year 2009

A Local Law Regulating Vehicles and Traffic in the Village of Stillwater, County of Saratoga, State of New York

Be it enacted by the Village Board of Trustees of the Village of Stillwater, County of Saratoga as follows:

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

A LOCAL LAW REGULATING VEHICLES AND TRAFFIC IN THE VILLAGE OF STILLWATER, COUNTY OF SARATOGA, STATE OF NEW YORK

Be it enacted by the Board of Trustees of the Village of Stillwater, as follows:

Section 1. Definitions.

a. The words and phrases used in this local law, for the purposes of this local law, 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 local law:

(1) Mayor. Shall mean the Mayor of the Village of Stillwater.

(2) Superintendent. Shall mean the Superintendent of Public Works of the Village of Stillwater, or if such office is vacant or does not exist it shall mean the person who is charged by the village with the duties and responsibilities under this local law or his authorized deputy, agent or representative.

(3) Board of Trustees. Shall mean the Village of Stillwater Board of Trustees.

Section 2. Authority to install traffic control devices.

The Superintendent shall install and maintain traffic control devices as required under the provisions of this local law, and may install and maintain such additional traffic control devices as the Board of Trustees may deem necessary to regulate, warn or guide traffic, subject to the provisions of Sections 1682 and 1684 of the Vehicle and Traffic Law of the State of New York.

Section 3. Through streets, stop and yield intersections and location of stop signs and yield signs.

a. Through streets.

The streets described below are hereby designated as "through streets" which shall have the same meaning as the term "through highway" as defined by Section 149 of the Vehicle and Traffic Law of the State of New York. Stop signs shall be installed on each street intersecting the through street.

(1) Colonial Road

(2) Hudson Avenue

(3) Lake Street

(4) Major Dickinson Avenue

(5) Park Avenue

b. Stop intersections.

The intersections described below are hereby designated as stop intersections. Stop signs shall be installed as indicated below.

Stop Sign on	Direction of Travel	At Intersection of
Carpenter Place	West	Yorktown Lane
Champlain Road	North	Rundle Lane
Colonial Road	South	Broughton Lane
Independence Row	South	Carpenter Place
Lake Street	East, West	American Legion Drive
Major Dickinson Avenue	North	Montgomery Place
Montgomery Place	West	Major Dickinson Avenue
Park Avenue	North	Lake Street
Palmer Street	Northeast	Champlain Road
Palmer Street	North	School Street
Rundle Lane	West	Champlain Road
School Street	West	Palmer Street

c. Yield intersections.

The intersections described below are hereby designated as yield intersections. Yield signs shall be installed as indicated below.

Yield Sign on	Direction of Travel	At Intersection of

Section 4. One-way Streets.

The following named streets are hereby designated as one-way streets in the direction indicated.

Name of Street	One-Way Direction
Broughton Lane	Eastbound

Section 5. Restricted travel by tractor-trailers.

a. It shall be unlawful for any person to operate a motor vehicle constituting a tractor-trailer on any but the following streets in the Village of Stillwater:

(1) Lake Street

(2) Hudson Avenue

b. The above-named streets shall be designated as heavy truck routes.

c. It shall be unlawful for any person to operate any motor vehicle weighing in excess of 8,000 lbs. on the following streets:

(1) Clinton Court

(2) Clinton Court North

Section 6. No-parking zones.

a. The following no-parking zones are hereby established and designated, and parking thereon at any time of the day or night is hereby expressly prohibited and declared illegal and unlawful as follows:

Names of Street	Side	Location
Broughton Lane	Both	Entire length
Champlain Road	Both	From Rundle Lane to a point 141 feet south thereof
General Morgan Road	Both	Entire Length
General Schuyler Lane	Both	Entire length

Hudson Avenue	East	From the curb cut of the Stillwater Post Office Office parking lot on Hudson Avenue to a point 32 feet south thereof
Hudson Avenue	East	From the curb cut of the Stillwater Post Office parking lot on Hudson Avenue to a point 99 feet north thereof
Lake Street	North	From Palmer Street westerly to the the Village line
Lake Street	North	Starting from a point 248 feet west of Hudson Avenue and continuing for a distance of 82 feet west thereof
Lake Street	South	From Park Avenue to a 45 feet west thereof
Lake Street	South	From Hudson Avenue to a point 144 feet west thereof
Lansing Road	North	From Hudson Avenue to a point one 183 feet west thereof
Major Dickinson Avenue	East	From Hudson Avenue to General Schulyer Lane
Neilson Avenue	East	Entire length
North Hudson Avenue	West	From Major Dickinson Avenue to a point 100 northeast thereof
Palmer Street	East	From School Street to a point 95 feet northeast thereof
Palmer Street	West	From Champlain Road to Lake Street
Park Avenue	East	From Hudson Avenue to a point 85 feet northwest thereof
School street	Both	From Hudson Avenue to Champlain Road
Rundle Lane	Both	From Major Dickinson Avenue to Champlain Road

b. Parking is prohibited and declared illegal and unlawful at any time of the day or night on any sidewalk and on the space between the sidewalk and the curbline of all streets in the Village of Stillwater.

c. Parking is prohibited and declared illegal and unlawful at any time of the day or night within twenty (20) feet of any intersection within the Village of Stillwater on both sides of the street.

d. The following restricted parking zones are hereby established and designated, and parking thereon during restricted times is hereby expressly prohibited and declared illegal and unlawful except when a permit is issued by the village allowing parking in designated areas during restricted times.

Street	Side	Hours	Location
Park Avenue	West	9:00 p.m. to 6:00 a.m.	General Morgan Road to Hudson Avenue
School Street	North	½ hour parking from 7:00 a.m. to 5:00 p.m.	Entire length

Section 7. Double parking prohibited.

Except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or official traffic-control device, no person shall stop, stand or park a vehicle on the roadway side of any vehicle stopped, standing or parked at the edge or curb of a street, except momentary stops to load or unload passengers or freight.

Section 8. Bus stop zones.

a. The Mayor or the Superintendent is hereby authorized to establish bus-stop zones on Lake Street and Hudson Avenue. Bus-stop zones shall be clearly marked and designated with proper and adequate signs and/or painted lines and works upon the street.

b. It shall be unlawful and illegal for any person to park a motor vehicle in any space established and designed as a bus-stop zone.

Section 9. Private "No Parking" signs prohibited.

It shall be unlawful and illegal for any person or individual to erect or place a sign of any kind whatsoever on any village street which restricts or otherwise controls parking or parking space without permission of the Superintendent or the Police Department.

Section 10. Speed of motor vehicles.

No person shall operate a motor vehicle or motorcycle at a rate of speed in excess of thirty (30) miles per hour on the streets and highways of the Village of Stillwater, unless otherwise designated.

Section 11. Vehicle Safety.

a. Whenever any person shall stop a vehicle at any gasoline service station for the purpose of obtaining gasoline, or diesel fuel, he shall, before gasoline or diesel fuel is placed in his tank, shut off the motor on his said vehicle.

b. No person shall place gasoline or diesel fuel in the tank of any vehicle at a time when the motor of said vehicle is running.

Section 12. Dead storage prohibited.

It shall be illegal and unlawful for any person to use any street of the Village of Stillwater for the dead storage of motor vehicles. Failure to move a vehicle from a given location for a period of forty-eight (48) hours shall constitute a presumption that the said motor vehicle is in dead storage at said location.

Section 13. Use of streets for motor-vehicle repairs prohibited.

Except for temporary emergency repairs, it shall be unlawful and illegal to use any street within the corporate limits of the Village of Stillwater for the general repair of motor vehicles, including washing, polishing or lubricating motor vehicles.

Section 14. Emergency or temporary no-parking zones.

In an emergency, or when just and reasonable cause is shown in the judgement of the Mayor, or when deemed necessary to maintain orderly traffic, the Mayor is hereby authorized to designate additional no-parking zones for the duration of the emergency or duration of the temporary period of necessity, but not for longer than one (1) day. Such period may be extended upon the written approval of the Superintendent. The limits of such zones shall be indicated by appropriate signs.

Section 15. Removal of motor vehicles.

a. To aid and facilitate the proper cleaning of the streets of the Village of Stillwater, the Superintendent or a member of the Police Department may, in the event that a motor vehicle is left unattended in violation of the prohibition against dead storage, as provided in Section 12 hereof, or in violation of any of the provisions of Sections 9, 10, 11 or 13 of this local law, remove or cause to be removed and conveyed such motor vehicle by or under the direction of a member of the Police Department by

means of towing the same, or otherwise, to the motor-vehicle pound; and such removal shall be at the risk of the owner of said motor vehicle.

b. In the event that any motor vehicle is left on any street or highway in the Village of Stillwater unattended during any snowstorm or immediately thereafter, the Superintendent or a member of the Police Department may, if the said Superintendent determines that necessity exists for the removal of said motor vehicle to facilitate the plowing or cleaning and removal of snow or other substance for the said streets, remove or cause to be removed and conveyed such motor vehicle by or under the direction of a member of the Police Department by means of towing the same, or otherwise, to the motor-vehicle pound; and such removal shall be at the risk of the owner of said motor vehicle.

c. For the purpose of this section, the term "motor-vehicle pound" shall mean any commercial garage in the local area having adequate and suitable equipment for the removal of said motor vehicles.

d. The aforesaid charges set forth in this section shall be in addition to the penalty provided for the offense against the parking regulation or regulations.

e. The remedies and procedures provided in this section and its various subdivisions shall not be deemed to be exclusive remedies and procedures, however; and a police officer may, in lieu of impounding such motor-vehicle, summon the owner, operator, chauffeur or driver of such motor-vehicle to court to answer the charges of illegal parking in the regular manner made and provided for such cases.

Section 16. Temporary or emergency closing of streets.

The Superintendent or the Police Department may, in cases of emergency or for temporary periods when in their judgment it is necessary to properly perform their duties, close any street in the Village of Stillwater by erecting appropriate signs and whole or partial barriers. And it shall be illegal and unlawful for any person to permit a motor-vehicle to enter upon any street which has been closed as aforesaid.

Section 17. Penalties.

Any person violating the traffic regulations provided in this local law shall be guilty of an infraction and upon conviction shall be punished in accordance with Section 1800 of the Vehicle and Traffic Law of the State of New York.

Section 18. Traffic regulations.

The facts, rules and regulations governing traffic set forth in the Vehicle and Traffic Law of the State of New York and any and all subsequent amendments thereto and any and all relevant additional sections and subdivisions of the Vehicle and Traffic Law of the State of New York in such case or cases made and provided and

insofar as the same are applicable to traffic in the Village of Stillwater are hereby ordained, adopted and put into full force and effect as local laws of the Village of Stillwater and hereby control all of the streets and highways within the corporate limits of the Village of Stillwater as if the same were set forth herein in detail.

Section 19. Purpose.

This local law is hereby declared to be for the preservation of peace, health, safety and property and a police regulation therefore.

Section 20. Authority.

This local law is adpoted pursuant to the general powers granted to the Village of Stillwater by the Constitution and laws of the State of New York, and granted in particular by the Vehichle and Traffic Law and Municipal Home Rule Law § 10(1)(ii)(a)(6).

Section 21. Severability.

If any section or part of a section sentence, clause or phrase of this local law shall be held to be unconstitutional or invalid, the remaining provisions hereof shall nevertheless remain in full force and effect.

Section 22. Repeal of prior laws regulating traffic.

The enactment of this local law repeals Local Law No. 3 of the year 1995 entitled "Regulating Traffic in the Village of Stillwater Providing for Safety with Respect to Vehicles Therein and Providing Penalties for Violations Thereof, In the Village of Stillwater, County of Saratoga, State of New York," as amended.

Section 23. Effective date.

This local law shall take effect immediately upon its filing as provided by law.

(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. 1 of 2009 of the Village of Stillwater of was duly passed by the Village Board of Trustees on February 16, 2009,
(Name of Legislative Body)
in accordance with the applicable provisions of law.

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
(Elective Chief Executive Officer)*
adopted 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_____.

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 law was subject to permissive referendum and no valid petition requesting such referendum was filed as of , 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 1, above.

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

(Seal)

Date: February 16, 2009

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF SARATOGA

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

By: _____
James R. Peluso, Esq.
Dreyer Boyajian LLP
Attorneys for the Village of Stillwater

Date: February 16, 2009

STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001

DAVID A. PATERSON
GOVERNOR

LORRAINE A. CORTÉS-VÁZQUEZ
SECRETARY OF STATE

March 9, 2009

RECEIVED
MAR 11 2009
VILLAGE OF STILLWATER

Margo L Partak
Village Clerk-Treasurer
1 School Street
PO Box 507
Stillwater NY 12170

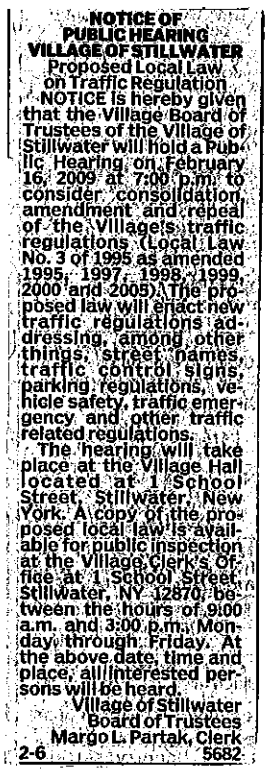
RE: Village of Stillwater, Local Law No. 1, 2009, filed on March 2, 2009

Dear Sir/Madam:

The above referenced material was received and filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.state.ny.us/corp/misc.html.

Sincerely,
Linda Lasch
Principal Clerk
State Records and Law Bureau
(518) 474-2755

State of New York, **ss.:**
City and County of Schenectady



NOTICE OF PUBLIC HEARING
VILLAGE OF STILLWATER
Proposed Local Law
on Traffic Regulation

NOTICE is hereby given that the Village Board of Trustees of the Village of Stillwater will hold a Public Hearing on February 16, 2009 at 7:00 p.m. to consider consolidation, amendment and repeal of the Village's traffic regulations (Local Law No. 3 of 1995 as amended 1995, 1997, 1998, 1999, 2000 and 2005). The proposed law will enact new traffic regulations addressing, among other things, street names, traffic control signs, parking regulations, vehicle safety, traffic emergency and other traffic related regulations.

The hearing will take place at the Village Hall located at 1 School Street, Stillwater, New York. A copy of the proposed local law is available for public inspection at the Village Clerk's Office at 1 School Street Stillwater, NY 12870, between the hours of 9:00 a.m. and 3:00 p.m., Monday through Friday. At the above date, time and place, all interested persons will be heard.

Village of Stillwater
Board of Trustees
Margo L. Partak, Clerk
2-6 5682

Amy Hills of the City of Schenectady, being duly sworn, says that he/she is Principal Clerk in the office of the Daily Gazette Co., published in the City of Schenectady and that the notice/advertisement, of which the annexed is a printed copy, has been regularly published in the Daily Gazette and/or Sunday Gazette as follows:

1 insertion February 6, 2009

Amy Hills

Sworn to me on this 9th day of February 2009

NOTARY PUBLIC

Jerry J. Nieckarz

JERRY J. NIECKARZ
Registration No. 4747319
Notary Public, State of New York
Residing in Schenectady County
My Commission Expires 7/31/09