

# 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  City  Town  Village  
(Select one:)

of Canajoharie

Local Law No. 3 of the year 2024

A local law Establishing Fire Lanes. It is the purpose of this law to protect  
and promote <sup>(Insert Title)</sup> the health, safety and general welfare of the residents of the  
Village of Canajoharie by creating a process through which the Village Board  
can establish fire lanes or zones to allow emergency vehicles reasonable access  
structures in the village in the event of a fire or other emergency.

Be it enacted by the Village Board of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one:)

of Canajoharie as follows:

see attached document.

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

(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. 3 of 20<sup>24</sup> of the (County)(City)(Town)(Village) of Canajoharie was duly passed by the Board of Trustees on June 25 20<sup>24</sup>, 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) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly 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) (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) (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 \_\_\_\_\_ 20\_\_\_\_, 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.)**

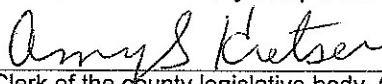
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority 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 \_\_\_\_\_ above.



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

Date: June 26, 2024

(Seal)

Village of Canajoharie

Be it enacted by the Village Board of the Village of Canajoharie, Montgomery County, New York as follows:

SECTION ONE: NAME

This local law shall be entitled "Fire Lane - Local Law No.3-2024"

SECTION TWO: PURPOSE

It is the purpose of this law to protect and promote the health, safety and general welfare of the residents of the Village of Canajoharie by creating a process through which the Village Board can establish fire lanes or zones to allow emergency vehicles reasonable access to structures in the Village in the event of a fire or other emergency.

SECTION THREE: DEFINITIONS

- A. "Fire Lane" shall mean a part of a public or private parking lot or private driveway or public or private road which is designated to provide reasonable access for emergency apparatus to any building or location.

SECTION FOUR: NEW SECTION ADDED TO GENERAL LEGISLATION OF THE VILLAGE CODE

Chapter 50 – Fire Lanes and Zones

§50-1 Establishment

The Board of Trustees, by resolution, may establish fire lanes and fire zones within the Village upon recommendation of the Fire Chief or Code Enforcement Officer. Any such resolution shall describe the boundaries of the fire lane or zone established in terms sufficient to identify the limits of same without any necessity for describing said lane or zone by metes and bounds.

§50-2 Signs and markings

Upon the making of any resolution establishing a fire lane or fire zone, the Board of Trustees shall direct that any such lane or zone be posted with signs indicating that the area is a fire lane or zone and indicating that obstruction of same is prohibited, and the Board may further direct that the limits of said zone be indicated by appropriate pavement markings.

§50-3 Obstruction prohibited

No person shall obstruct a fire lane or zone established by this chapter by parking a vehicle, erecting a fence or permitting or maintaining any other obstruction within the boundaries of a fire lane or zone established by and described in a resolution of the Board of Trustees.

#### §50-4 Notice of violation; disposition

The Code Enforcement Officer and/or police officials shall service a notice of violation, in a form prescribed by resolution of the Board of Trustees, on any vehicle found in violation of this chapter, by attaching a notice of violation to a conspicuous place on the vehicle. The notice of violation shall be returnable before the Traffic Violations Bureau established pursuant to Chapter 30 of the Code of the Village of Canajoharie and shall be subject to the same procedure as set forth in Chapter 30 of that Code. Notice of violation for erecting or maintaining a fence or other obstruction in a fire lane or zone shall be in the form and served in the manner and subject to all the provisions of §47-15 of this chapter. Each day that the violation of this chapter continues after notice of violation is served shall be considered a separate violation.

#### §50-5 Penalties for Offenses

Any person, firm or corporation who violates any provision of this article is liable to a sentence that may be imposed by the Penal Law of the State of New York for a violation. The sentence for a violation can be a maximum of 15 days in jail, or a maximum fine of \$250, or a combination of such jail and fine. Nothing herein contained shall preclude a court of competent jurisdiction, as justice may require, to impose a disposition of unconditional discharge, conditional discharge or adjournment in contemplation of dismissal as all defined in the Penal Law and Criminal Procedure Law.