

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 Greenport _____

Local Law No. 10 _____ of the year 20²⁴

A local law creating Chapter 89 Loitering and Obscene Public Conduct
(Insert Title)

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

County City Town Village
(Select one:)

of Greenport _____ as follows:

See attached.

(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. 10 of 2024 of the (County)(City)(Town)(Village) of Greenport was duly passed by the Board of Trustees (Name of Legislative Body) on August 22 2024, 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.)

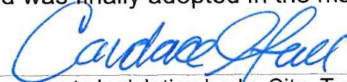
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 1 above.



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

Date: 9/6/2024

(Seal)

PROPOSED LOCAL LAW

Chapter 89
LOITERING AND OBSCENE PUBLIC CONDUCT

- § 89-1. Loitering prohibited.
- § 89-2. Definitions.
- § 89-3. Public urination prohibited.
- § 89-4. Public defecation prohibited.
- § 89-5. Penalties for offenses.

§ 89-1. Loitering prohibited.

No person shall loiter in any way upon any street or in any public place in the Village of Greenport.

§ 89-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

LOITERING — Encompasses one or more of the following acts:

- A. Obstructing, molesting or interfering with any person lawfully upon the street, sidewalk, park or other public place.
- B. Remaining in a public place for the purpose of annoying or harassing any person lawfully upon any street, sidewalk, park or other public place.

PUBLIC PLACE — Any place to which the public is invited, including the quasi-public area in front of or adjacent to or within any store, shop, restaurant, bar, luncheonette or other place of business, and also any parking lots or other private or public property not owned by or under the dominion of the person charged with a violation of this chapter.

§ 89-3. Public urination prohibited.

No person shall urinate in any public place, other than within restroom facilities, or in public view within the Village of Greenport.

§ 89-4. Public defecation prohibited.

No person shall defecate in any public place, other than within restroom facilities, or in public view within the Village of Greenport.

§ 89-5. Penalties for offenses.

- A. Any person who shall violate § 89-1 of this chapter shall be guilty of a violation and be subject to a fine of not more than \$250 and/or a period of incarceration not to exceed 15 days.
- B. A violation of § 89-3 or 89-4 of this chapter shall be guilty of a violation and be subject to a fine of not less than \$250 nor more than \$1,000 and/or a period of incarceration not to exceed 15 days.