



New Lebanon

NEW YORK

P.O. Box 328
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NEW LEBANON, NEW YORK 12125
www.townofnewlebanon.com

Town Supervisor
Tistrya Houghtling– Ph: 518.794.8889

Deputy Supervisor
Norman Rassmusen

Town Clerk
Marcie Robertson – Ph: 518.794.8888

Highway Superintendent
Peter McCagg– Ph: 518.794-8580

Council
Joanne Amlaw, Chris Patterson, Steve Powers, Susan Tipograph

January 16, 2026

NYS Department of State
Division of Corporations
State Records and Uniform Commercial Code
One Commerce Plaza
99 Washington Avenue
Albany, NY 12231-0001

Dear Linda:

Enclosed please find the original, certified copy of the following local law:

Local Law No. 1 of the year 2026

A LOCAL LAW TO AMEND CHAPTER 170 OF THE TOWN CODE OF THE TOWN OF NEW LEBANON.

If there are any questions or concerns, please contact me. Thank you.

Sincerely,

Marcie Robertson
New Lebanon Town Clerk

2 Enclosures

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 New Lebanon

Local Law No. 1 of the year 2026

**A LOCAL LAW TO AMEND CHAPTER 170 OF THE TOWN CODE OF THE TOWN
OF NEW LEBANON.**

Be it enacted by the Town Board of the Town of New Lebanon as follows:

See attached.

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

TOWN OF NEW LEBANON

LOCAL LAW NO. 1 OF THE YEAR 2026

A LOCAL LAW TO AMEND CHAPTER 170 OF THE TOWN CODE OF THE TOWN OF NEW LEBANON.

SECTION 1

This local law shall be referred to as “A Local Law to Amend Chapter 170 of the Town Code of the Town of New Lebanon”.

SECTION 2

A new Article III, entitled “Refuse Containers”, is hereby added to Chapter 170 of the Town Code of the Town of New Lebanon, relating to solid waste and recycling, and shall read as follows:

ARTICLE III REFUSE CONTAINERS

§ 170-5 Definitions.

The following terms shall have the following meanings:

REFUSE – Any type of waste or recyclable material, including without limitation, garbage, rubbish, and decaying or non-decaying matter.

REFUSE CONTAINER – Any moveable container designed for the collection, storage, and/or transfer to any hauler(s) of any refuse.

§ 170-6 Prompt Removal of Refuse Containers from Town Roads.

- A. Refuse containers shall not be placed on or near any town road except for the purpose of transferring refuse to a hauler(s) collecting refusal.
- B. Refuse containers that are placed on or near any town road for the purpose of transferring refuse to any hauler(s) shall be placed in a manner so as to not obstruct any lane of traffic.

- C. No owner or occupant of real property shall place, or permit to be placed, any refuse container servicing such real property on or near any town road any earlier than noon on the day before the refuse collection day designated for the subject property.
- D. No owner or occupant of real property shall permit any refuse container servicing such real property to remain on or near any town road any later than noon on the day after the refuse collection day designated for the subject property.
- E. No owner or occupant of real property shall permit any refuse container servicing such real property to remain on or near any town road for any period of time in excess of forty-eight consecutive hours.
- F. Each owner and occupant of real property shall be jointly and severally responsible for ensuring compliance with the provisions of this section with respect to any refuse container(s) servicing such real property.

§ 170-7 Enforcement; penalties for offenses.

- A. The town superintendent of highways is authorized to enforce the provisions of this Article III and may issue appearance tickets for violations hereof.
- B. Each violation of this Article III shall be punishable upon conviction by a fine not to exceed \$100.

SECTION 3

This Local Law is adopted pursuant to the N.Y. Municipal Home Rule Law.

SECTION 4

If any word, phrase, sentence, part, section, subsection, or other portion of this Law or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the proscribed application thereof, shall be severable, and the remaining provisions of this Law, and all applications

thereof, not having been declared void, unconstitutional, or invalid, shall remain in full force and effect.

SECTION 5

This Law shall become effective upon filing with the New York Secretary of State.

(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 2026 of the (County)(City)(Town)(Village) of New Lebanon was duly passed by the Town Board of the Town of New Lebanon on January 13, 2026, 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 2024 of the (County)(City)(Town)(Village) of New Lebanon was duly passed by the Town of New Lebanon Town Board on _____ 2024, 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 _____ 2024, 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 _____ 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 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.



Marcie Robertson, Town of New Lebanon Town Clerk
Clerk of the county legislative body, City, Town or Village
Clerk or officer designated by local legislative body

(Seal)

Date: 1/16/2026

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

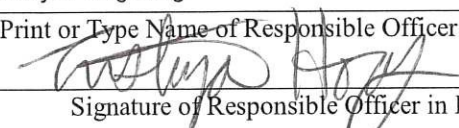
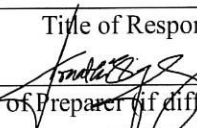
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☒	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☒	☐
3. Will the proposed action impair the character or quality of the existing community?	☒	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☒	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☒	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☒	☐
7. Will the proposed action impact existing:	☒	☐
a. public / private water supplies?	☒	☐
b. public / private wastewater treatment utilities?	☒	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☒	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☒	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☒	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☒	☐

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action is the adoption of a local law to regulate the placement and removal of garbage and recycling bins on public highways. No environmental impact will result from approval of the action.

☐	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
☒	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Town Board of the Town of New Lebanon	January 13, 2026
Name of Lead Agency	Date
Tistrya Houghtling	Supervisor
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
 1/13/2026	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)