

Local Law Filing

Village of Port Chester, New York

Local Law No. 9 of the Year 2024

**A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER
CHAPTER 321-3 (B), TO INCREASE THE MAXIMUM WEIGHT OF VEHICLES
PARKED ON RESIDENTIAL PREMISES**

Be it enacted by the Board of Trustees of the Village of Port Chester, New York, as follows:

SECTION 1: Purpose and Intent

The Board has been advised that issues regarding parking of commercial vehicles are commonly cited as a major quality-of-life issue in the village of Port Chester. While Chapter 321-3 (B) of the Code of the Village of Port Chester allows for parking of commercial vehicles in residential premises for vehicles with a maximum gross vehicle weight rating (GVWR) of 6,200 pounds, the Board finds this weight limit to be unnecessarily restrictive. Accordingly, the Board finds it is necessary and appropriate to raise the GVWR limit to 7,500 Pounds. The Board finds and declares that concerns for the public safety and quality of life must always be paramount.

SECTION 2: The Code of the Village of Port Chester, Chapter 321-3 (B), is hereby amended as follows:

Section B is deleted in its entirety and replaced with the following:

“**B.** Vehicles cannot have a gross vehicle weight rating (GVWR) exceeding 7,500 pounds.”

SECTION 3. Severability.

In the event any court determines that any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional. The court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or position or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 4. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

**BY ORDER OF THE BOARD OF TRUSTEES OF
THE VILLAGE OF PORT CHESTER, NEW YORK**

Adopted: August 5, 2024

Luis A. Marino, Mayor
Janusz R. Richards, Village Clerk

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 09 of the 2024 of the Village of Port Chester was duly passed by the Village Board of Trustees on August 5, 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 _ of the Village of Port Chester was duly passed by the Village and was (approved) (not approved) (repassed after disapproval) by the and was deemed duly adopted on in accordance with their applicable provisions of law.

3. (Final adoption by referendum)

I hereby certify that the local law annexed hereto, designated as local law No. __ of Year 20__ of the Village of Port Chester 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 Town of Rye 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.

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 the 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 hereto, designated as local law No. __ of 20__ of the County of Westchester, State of New York, having been submitted to the electors at the General Elections 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 the 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 there from and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Janusz R. Richards, Village Clerk
Village of Port Chester

Seal

Date: August 8, 2024