

RESOLUTION ADOPTING A LOCAL LAW AMENDING PAID PARKING REGULATIONS IN CHAPTER 265 SECTION 47 and 47.1, TO CREATE PAID PARKING AT CERTAIN VILLAGE PARKING LOTS

WHEREAS, the Village Board of the Village of Sag Harbor seeks to enact a local law amending Village Code, §§265-47 & 47.1 to eliminate existing regulations for Village parking lots and create paid parking at the municipal parking lots in the Village of Sag Harbor; and

WHEREAS, in furtherance of this goal, the Board of Trustees is considering enacting a local law amending Village Code, §§265-47 & 47.1 to eliminate the existing regulations in Village owned parking lots and create paid parking at the municipal parking lots in the Village of Sag Harbor; and

WHEREAS, a public hearing was held on Tuesday, June 11, 2024, at which time all persons either for or against the proposed local law were heard; and

WHEREAS, the Village of Sag Harbor and the Village of Sag Harbor Planning Consultant, Nelson Pope & Voorhis determined that the proposed action is Type II Action requiring no further environmental review; and now therefore be it

RESOLVED, that the following local law is hereby adopted:

LOCAL LAW NO. 7 OF 2024

Be it enacted by the Village Board of Trustees of the Village of Sag Harbor as follows:

A LOCAL LAW amending Village Code, §§265-47 & 47.1 to eliminate the existing regulations in Village owned parking lots and create paid parking at the municipal parking lots in the Village of Sag Harbor.

SECTION 1. Legislative Intent.

In March of 2021, the Village established a paid parking plan and established a paid parking program on Long Wharf. This local law seeks to extend the paid parking plan to allow for paid parking at the Village of Sag Harbor owned, municipal parking lots. This amendment requires the elimination of current Village Code §265-47, time limit in parking lots which allowed for three day long term, overnight parking in the Cross Street parking lot only. Those vehicles without a resident parking sticker will be subject to the paid parking procedure and regulations set forth in Village Code §§265-47.1 as set forth therein.

SECTION 2. Amendment. Please see the following and amend Village Code §265-47.1 Paid parking, by deleting those words that are stricken and adding those words that are underlined:

§ 265-47.1. **47** Paid parking.

[Added 3-9-2021 by L.L. No. 4-2021]

A.

The Village Board of Trustees is hereby authorized to establish a paid parking plan in areas as set forth in this article. The Village Clerk, with the approval by resolution of the Board of Trustees, may procure software programs, if needed, and other equipment and services that are determined necessary to implement the paid parking plan.

B.

Parking fees shall be determined annually by resolution of the Village Board of Trustees. Such fees shall be documented within any smartphone application employed by the Village pursuant to this chapter.

C.

Between the hours of 10:00 a.m. and 11:59 p.m., from May 1st at 12:00 A.M. through and including October 15th at 11:59 P.M., the following streets or portions of streets are designated as paid parking zones:

Street	Side	Location
Long Wharf	Both	Entire length

D. Between the hours of 10:00 a.m. and 11:59 p.m., from May 1st at 12:00 A.M. through and including October 15th at 11:59 P.M. the following parking lots are designated as paid parking zones:

Parking Lot Address	SCTM #	Approximate Number of Spaces
5 Bridge Street	903-2-2-10	94
51 Meadow Street	903-2-2-18	58

D.-E

Between the hours of 10:00 a.m. and 5:00 p.m., from June 17th through and including September 4th, the parking lot at Havens Beach shall be designated a paid parking zone. Those vehicles that display a valid resident beach sticker are exempt and shall not be required to participate in paid parking.

E.F.

Except in a period of emergency determined by an officer of the Fire or Police Department, or in compliance with the directions of a police officer or traffic control sign or signal, when any vehicle shall be parked in any parking space within a paid parking area pursuant to this chapter, the operator of such vehicle shall, upon entering the parking space, immediately register with the paid parking smartphone application. Alternatively, the operator of such vehicle may register by calling a toll-free number by personal or public telephone. Telephones will be made available by the Village for this purpose in a location on Long Wharf, such as the Harbormaster's Office, or such other location as the Trustees deem appropriate.

F.G

Failure to make proper payment in accordance with the instructions on the smartphone application shall constitute a violation of this article.

G. H.

If said vehicle shall remain parked in any such parking space beyond the parking time limit set for such vehicle's parking space, and if the paid parking information system shall indicate such illegal parking, such vehicle shall be considered as parking overtime and beyond the period of legal parking time, and such parking shall be a violation of this chapter.

G. H.

In the paid parking areas designated in Subsection **C**, all spaces designated for handicapped parking and spaces designated for limited (thirty-minute) parking shall be exempt from the provisions of this article.

H. I

It shall be the duty of the Village Treasurer to keep a record of the collection of fees from parking and to deposit said fees in the appropriate municipal account.

J. K.

The payments required hereunder are hereby levied and assessed as fees to be deposited within the general fund for the Village.

K. L

Violations. It shall be unlawful and a violation of the provisions of this chapter for any person to cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked without payment within a paid parking space or beyond the period of legal parking time established for any paid parking zone as herein described. Penalties shall be consistent with § **265-50** herein.

SECTION 3. Amendment. Please see the following and amend Village Code §265-47 Time limit in parking lots, by deleting those words that are stricken and adding those words that are underlined:

SECTION 4. Authority.

The Village of Sag Harbor hereby enacts this legislation pursuant to New York State Vehicle and Traffic Law §§1603 and 1640.

~~§ 265-47~~**Time limit in parking lots. [1]**

~~[Added 4-7-1992; amended 7-2-1996; 5-7-2002 by L.L. No. 3-2002; 10-1-2002 by L.L. No. 6-2002; 7-8-2003 by L.L. No. 3-2003; 11-9-2004 by L.L. No. 10-2004; 8-10-2010 by L.L. No. 8-2010; 5-14-2013 by L.L. No. 1-2013]~~

~~**A.**~~

~~Time limit in municipal parking lots.~~

~~**(1)**~~

~~No vehicle shall be parked or left unattended longer than three consecutive days in any of the Village's municipal parking lots, whether designated two hour, three hour or year round long-term/overnight parking.~~

~~**(2)**~~

No vehicle, between the hours of 6:00 a.m. and 6:00 p.m., inclusive, shall be parked for a period of more than two consecutive hours in the following municipal parking lots:

~~(a)~~

~~Meadow Street Municipal Parking Lot.~~

~~(b)~~

~~Washington Street Municipal Parking Lot.~~

~~[Added 5-12-2015 by L.L. No. 9-2015]~~

~~(3)~~

~~No vehicle, between the hours of 6:00 a.m. and 6:00 p.m., inclusive, between June 15 and September 15 shall be parked for a period of more than three consecutive hours in the following municipal parking lots:~~

~~(a)~~

~~Bridge Street Municipal Parking Lot, except for the 28 parking stalls located along the north side of the municipal parking lot, which abuts Rose Street. These will be designated as long-term/overnight parking stalls. Between September 16 and June 14, the entire Bridge Street parking lot will revert back to a long-term/overnight parking lot.~~

~~(4)~~

~~The following Village municipal parking lots will be designated as year-round long-term/overnight parking lots:~~

~~[Amended 5-12-2015 by L.L. No. 9-2015]~~

~~(a)~~

~~Cross Street Municipal Parking Lot.~~

~~(b)~~

~~Keyspan Parking Lot.~~

~~††~~

~~*Editor's Note: Original § 50-47, Penalties for offenses, as amended, was repealed 3-3-1987 by L.L. No. 1-1987. See now § 265-50.*~~

SECTION 5. Severability.

If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, the 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, section or part of this local law that shall be directly involved in the controversy in which such judgment shall be rendered.

SECTION 6. Effective Date.

This chapter shall take effect immediately upon filing in the office of the Secretary of State pursuant to the Municipal Home Rule Law.