

ARTICLE I
Vehicles and Traffic

Ss 66-1. Definition.

As used in all ordinances of the Village of Haverstraw, unless express provision is made to the contrary, the following terms shall have the meanings indicated:

VEHICLE - Includes every wagon, automobile, carriage, omnibus, sleigh, pushcart, bicycle, tricycle, motorcycle, all Terrain vehicles or other conveyance (except baby carriage), in whatever manner or by whatever force or power the same may be driven, ridden or propelled, which is or may be used for or adopted to pleasure, riding or the transportation of passengers, baggage or merchandise upon the public highways, and every draught and riding animal, whether driven, ridden or led, except that an animal or animals attached to any vehicle shall, with such vehicle, constitute one (1) vehicle.

Ss 66-2. Regulations governing vehicles at traffic lights.

Wherever traffic signal lights are stationed at intersecting streets within the village, every automobile and other vehicle shall come to a stop before reaching the white lines which indicate upon the streets the zones in which pedestrians may cross, unless and until the said traffic signals shall display a green light. At such intersections turns shall be made on the green light only, except right turns may be made when the traffic signal displays a red light after the vehicle comes to a full stop and no vehicles are coming on the cross street where a green light is displayed. A police officer directing traffic at an intersection or elsewhere shall override all traffic devices.

Ss 66-3. One-way streets.

Wherever a street in the village shall be designated by the proper village officers as a one-way street, no automobile or other vehicle shall be driven or operated upon such street except in the direction indicated by such officers.

Ss 66-4. Display of lights required.

Every motor vehicle, except a motorcycle, whether moving or standing upon the public highway of the village during the period from one-half (1/2) hour after sunset to one-half (1/2) hour before sunrise, shall display at least two (2) lighted lamps on the front, one (1) on each side, having light sources of equal power, which shall be visible from a point five hundred (500) feet ahead of the vehicle and which shall project either white or yellow light, and two (2) lighted lamps on the rear, which shall display a red light visible from the rear for a distance of at least five hundred (500) feet. The provisions hereto with respect to a rear lamp shall apply also to trailers.

Ss 66-5. Driving while intoxicated prohibited.

No person shall drive or operate an automobile or other vehicle while intoxicated as set forth in the vehicle and Traffic Law of the State of New York.

Ss 66-6. Muffler required.

No person shall operate a motor vehicle or motorcycle within the limits of the Village of Haverstraw unless the same is equipped with a suitable, proper and sufficient muffler attached to the engine, and no person shall operate any such motor vehicle or motorcycle within the limits of the Village when such muffler is "cut out", or not in use. No muffler which emits more noise than the vehicles original manufactures supplied muffler shall be permitted in the Village of Haverstraw as defined and set forth in the vehicle and traffic Law of the State of New York.

Ss 66-7. Stopping within intersections restricted.

Except in an emergency or when authorized by a police officer, no vehicle shall be stopped or parked within the intersection of any cross street; nor unless the vehicle is actually in charge of some person capable of driving it within ten (10) feet of any crosswalk or street crossing or alley corner; or in such position as to prevent another vehicle already stopped near the curb from moving away.

Ss 66-8. Stopping at sites of assembly restricted.

No vehicle shall stop in front of within fifteen (15) feet of either side of the entrance of any theater, auditorium or other building when large assemblages of persons are being held, except to take on or discharge passengers or freight and then only for such length of time as is necessary for such purposes.

Ss 66-9. Safe speeds, prudent operation required.

Every person riding or driving an automobile or other vehicle upon a public street or highway within the village shall drive operate the same in a careful and prudent manner and, upon approaching a bridge, sharp curve, steep descent or street busy with traffic and pedestrians, and also in traversing such bridge, curve, steep descent or street, shall travel at a rate of speed that is reasonable and proper under the circumstances.

Ss 66-10. Speed limit established.

- A. The speed limit throughout the Village of Haverstraw is hereby established at The maximum speed of thirty (30) miles per hour, except as otherwise posted on roadways in the village by the State of New York.
- B. A violation of Subsection A shall result in a fine in the same amount as set Forth in the Vehicle and Traffic Law of the State of New York.

Ss 66-11. Regulations governing turns.

- A. A vehicle turning to the right into another street shall turn the corner as near the right-hand curb as practicable.
- B. A vehicle turning to the left into another street shall, before turning, pass to the right of and beyond the center of the intersecting streets; provided, however, that if directed by a traffic officer, the vehicle shall pass in front of instead of around the point of intersection.

Ss 66-12. Vehicles entering streets.

No vehicle shall emerge from an alley, driveway, garage or stable except with extreme caution and under the control of the driver, who shall give a proper warning by voice or signaling device to passing vehicles and pedestrians.

Ss 66-13. Regulations governing equipment, operation of bicycles.

Bicycles shall be provided with a bell or horn which may be heard at least one hundred (100) feet distant and also a lamp of such illuminating power as to be visible two hundred (200) feet ahead. Such lamp shall be lighted whenever the vehicle is ridden at any time between one-half (1/2) hour after sunset and one-half (1/2) hour before sunrise. Each bicycle shall have reflectors visible from the rear.

Ss 66-14. Caution required in turning.

A vehicle, in turning a corner of intersecting streets, shall be driven with extreme caution and under control.

Ss 66-15. Parking on hills.

When a vehicle stands on a steep incline, it shall be so parked that when the brakes are released it shall run into the curb.

Ss 66-16. Compliance with lawful signs and signals required.

No person shall fail, neglect or refuse to comply with any lawful instruction, direction or regulation displayed upon post, standard, sign or other device installed or placed for the regulation of traffic in any public street, and no person shall fail to obey a police whistle, signal or other order.

Ss 66-17. U-turns prohibited.

No vehicle shall make a U-turn at the intersection of any public highways.

Ss 66-18. Operation in circles.

A vehicle passing around a circle shall keep to the right from entrance to exit.

Ss 66-19. Signals required for turns.

Before turning to the right or left, and except in an emergency, before decreasing speed or stopping, the driver of a vehicle shall give warning, either by holding his arm straight out horizontal and at right angles to the vehicle, or by operating an adequate mechanical signal device.

Ss 66-20. Sufficient space required for turns.

The driver of a vehicle shall, before turning while in motion or from a standstill, or changing the course of such vehicle, first see that there is sufficient space to make such movement in safety, and shall give a visible or audible signal to the traffic officer, if there be such, or to drivers of other vehicles following, of his intention to make such movement by signaling as provided in Ss 66-19, and when a police officer is in charge of the traffic, indicate to him the direction in which the vehicle is to be turned.

Ss 66-21. Regulations governing backing of vehicles.

Before backing any vehicle, the driver shall see that the way is clear and shall give adequate warning, and shall, while backing, exercise due vigilance to prevent accident.

Ss 66-22. Violations and penalties.

Any person violating any provisions of this Article shall be subject to a fine of no more than one hundred dollars (\$100) for each offense and/or up to 15 days in jail.

**ARTICLE II
Main Arteries of Travel**

Ss 66-23. Designation of main arteries, stop streets.

The public streets or highways known as New Main Street, Broadway and Westside Avenue are hereby designated as main arteries of travel. All vehicles approaching New Main Street from Hudson Avenue, Clove Avenue and Maple Avenue, all vehicles approaching Broadway from Broad Street, West Broad Street and Division Street, and vehicles approaching Westside Avenue from Gurnee Avenue, shall, before crossing or turning into the said main arteries of travel, come to a full stop unless otherwise directed by a traffic officer or signal. Conspicuous signs or signals shall be displayed by the proper village authorities at appropriate places to give sufficient and proper notice of this ordinance.

Ss 66-24. Turning in main arteries.

No vehicle shall turn so as to proceed in the opposite direction on the main arteries of travel hereinbefore mentioned. This section applies to parked vehicles as well as to those in motion.

SS 66-25. Backing in main arteries.

No vehicles shall back into any of the said main arteries of travel from any other Street or highway, nor shall any vehicle back from any of said main arteries of travel into any other street or highway.

Ss 66-26. Violations and penalties.

Any person violating any provision of this Article shall be subject to a fine not exceeding one hundred dollars (\$100) and in addition thereto such violation shall constitute disorderly conduct and the person violating the same shall be a disorderly person.

**ARTICLE III
Stopping, Standing and Parking**

Ss 66-27. Legal distance from curb established.

Any vehicle, when stopped parallel to the curb, shall be, as near to the curb as practicable with both front and rear wheels not more than six (6) inches from the curb.

Ss 66-28. Left-side stopping prohibited; exceptions.

No vehicle shall stop with its left side to curb, except in such streets as may be designated as one-way-traffic streets and where road excavation or other legalized obstruction prevent the operation of this regulation.

Ss 66-29. Prohibitions on parking, driving.

- A. No person shall suffer any vehicle to remain parked in front of any firehouse Within the village as indicated by signs and/or markings on the roads.
- B. It shall be unlawful for any person to drive a vehicle within a safety zone.

C. No vehicle of any kind shall be parked or otherwise stopped, whether attended or unattended, within twenty (20) feet of any corner of any intersection (unless otherwise specified hereinafter) within the village, except police, fire or other emergency vehicles engaged in the performance of duty of an emergency nature. "Corner" for the purposes of this subsection shall mean the conjunction of the paved portion of one street with the paved portion of the intersection street (unless one (1) or more shall be unpaved, in which case the conjunction of the paved area with the farthest cleared area used as a street, or of two (2) or more such areas as the case may be). This subsection shall apply to both public and privately owned streets, or any combination thereof. **(Added 3-29-76 by L.L. No. 7, 1976)**

D. **(Added 3-29-76 by L.L. No. 7, 1976)** With respect to certain streets, intersections and adjacent and/or adjoining areas, the no-parking zone referred to in Ss 66-29D hereof shall extend to the length of a distance other than the twenty (20) feet specified therein. Such streets, intersections and adjacent or adjoining areas and the length and/or distance of such no-parking zones as shall apply thereto, are as follows:

(1) Numbered streets.

(a) First street: thirty-three (33) feet from each intersecting roadway.

(b) Second street: thirty-three (33) feet from each intersecting roadway.

(c) Third street (applies to east side of street only): from Main Street, thirty-three (33) feet; from Middle Street, forty (40) feet (south only); from South Street, forty (40) feet. With respect to the west side of Third Street, Ss 66-29D hereof shall apply.

(d) Fourth Street: at Middle Street, to south, thirty-three (33) feet, both sides; to north, thirty-three (33) feet, east side only; on west side of Fourth Street, entire length of Methodist Church and parsonage property to Middle Street.

(2) Named Streets.

(a) Allison Avenue: thirty-three (33) feet from each intersection.

(b) Archer Street: thirty-three (33) feet from each intersection.

(c) Canal Street: thirty-three (33), both sides, east end; thirty-three (33) feet, south side, west end; no parking in front of any houses, north side, west end.

(d) Clove Avenue: thirty-three (33) feet from intersection, Tor Avenue only, east side of Clove Avenue only.

(e) Edgar Street: thirty-three (33) feet from intersection with Union Street and Ridge Street, north side only.

- (f) Leonard Street: no parking between Hudson Avenue and Sharp Street, both sides.
- (g) Liberty Street: thirty-three (33) feet from each intersection.
- (h) Middle Street: no parking between West Street and Fourth Street, either side; forty-five (45) feet from intersection with Fourth Street, east of intersection, south side only; all other intersections, thirty-three (33) feet from each intersection.
- (i) Rockland Street: thirty-three (33) feet from each section.
- (j) Sharp Street: thirty-three (33) feet from each intersection.
- (k) South Street: between Third Street and West Street, no parking; all other intersections, thirty-three (33) feet from each intersection.
- (l) Tor Avenue: at Clove Avenue, thirty-three (33) feet from intersection, southeast corner only.
- (m) Van Houten Street: thirty-three (33) feet from each intersection.
- (n) Wayne Street: thirty-three (33) feet from each intersection.
- (o) West Street: thirty-three (33) feet from each intersection.

Ss 66-30. Prohibited parking.

A. No person shall park any vehicle, or cause or suffer the same to be parked, on the following streets:

- (1) West side of Wayne, Rockland and Liberty Streets, between Main Street and Broad Street.
- (2) East sides of Second, Third and Fourth Streets between Main Street and Middle Street.
- (3) That part of Middle Street which lies between Second Street and Third Street.
- (4) East side of Route 9W between Gurnee Avenue and Santiago Avenue which abuts property being used as a Mobil gasoline station and which is know as "Lot 13, Section 24. Block 6" on the Tax Map.
- (5) East side of Route 9W in front of the premises being used as a McDonalds Restaurant, known as "Lot 20, Section 22", on the Tax Map.

B. No person shall park any vehicle, or cause or suffer the same to be parked, upon that portion of any street or highway, which has been designated as a bus or bus stop.

C. In the event of a violation of any subsection of **Ss 66-29** hereof, the following personnel are hereby empowered and authorized to take the following steps:

- (1) A police officer of any rank, including ranking or administrative personnel and including part-time, temporary or trainee officers, shall be, and they hereby are, empowered and authorized to notify headquarters of a violation of such section and to direct that the towing facilities then in use by the village be called, and that the vehicle or vehicles in question shall thereby be removed, in addition to the issuance of any summonses in connection with such violation. Such power and authority shall be in effect at all times unless superseded pursuant to Subsection C (3) hereof.
- (2) When in the course of response to an alarm by a fire company it shall be discovered that a violation of **Ss66-29B** exists to such extent or in such manner that fire and emergency apparatus is prevented from leaving said firehouse and answering said alarm, and compliance with Subsection C(1) or (3) hereof is not practical, then (and in that sole event) the ranking officer of the company then present shall be, and hereby is, empowered and authorized to effect the moving or removal of said vehicle by such means as such officer see fit, including but not limited to manual operation by company members (or volunteers personally designated by such officer) and/or other available and suitable vehicles.
- (3) In the event that an emergency exists wherein the ranking officer of the Fire Department shall have jurisdiction over a geographical area (as elsewhere defined in this Code), then and in that event the jurisdiction of such officer shall supercede that of the police officer referred to in Subsection C(1) hereof with respect to violations of **SS 66-29A, C and D** hereof; and such fire officer may, in his sole discretion, direct the removal of any or all vehicles with respect to which such violation is being committed; and he may direct the use and implementation of any practical method for effecting such removal, including but not limited to the procedures referred to in Subsection C(1) hereof with respect to police officers; the procedure referred to in Subsection C(2) for ranking company officers; or any other procedure or procedures which such officer shall, in his sole judgment, deem reasonable, all circumstances considered. The jurisdiction of such ranking fire officer shall also supersede that of the Mayor, any Commissioner, Chief of Police and any and all other officials, citizens, personnel, corporation, business entities or any other person or entity whatsoever.

SS 66-31. Violations and penalties.

Any person violating any of the provisions of this Article shall be subject to a fine not exceeding one hundred (\$100) dollars and in addition thereto, such violation shall constitute disorderly conduct and the person violating the same shall be a disorderly person. With respect to any violation wherein procedures referred to in SS 66-30C shall have been implemented, in addition to and notwithstanding the amount of any fine as hereinabove referred to, the following charge or charges shall also be paid:

- A. In the event that a private or commercial towing service or agency have been utilized, and the village shall, by the law and/or practices then in effect, be liable for the payment of the fee or fees therefore, then such fee or fees shall be repaid to the village along with any fine, and in no case shall such fee be less than fifty (\$50) dollars.
- B. In the event that Fire Department personnel, volunteers or other emergency methods are used for the moving or removal of such vehicle, a charge of fifty (\$50) dollars will be paid in addition to any fine as hereinbefore discussed.
- C. A vehicle removed pursuant to SS 66-30C shall be retained in the village impoundment facilities unless and until the completion of judicial proceedings arising from such violation unless the registered owner thereof (or an individual authorized in writing by such owner to do so) shall post a cash deposit or bond in the amount of two hundred fifty dollars (\$250) with the Village Treasurer. Such deposit or bond shall be returned upon receipt by the Treasurer of notification from the Justice or the Clerk of the Court of the conclusion of said proceedings.
- D. No officer, employee or any other person or entity of the Village of Haverstraw shall have authority to waive, delay or in any other way affect any of the charges referred to hereinabove.

ARTICLE IV Limitations on Parking Time

SS 66-32. Parking time limited.

No person shall park any vehicle, or cause or allow the same to be parked, for a period more than two (2) hours in duration between the hours of 9:00 a.m. and 6:00 p.m. of any day, including where meters are installed within the Villages Central Business Zoning District (CBD) upon any of streets.

Ss 66-33. Violations and penalties.

Any person violating this section upon conviction of such offense, shall be fined the sum of twenty-five dollars (\$25) for each such offense. No further or different penalty shall be imposed for any violation of SS 66-32 anything in this Article to the contrary notwithstanding.

**ARTICLE V
Overnight Parking**

Ss 66-34. Overnight parking prohibited, penalty. (Amended 10-11-1961; 10-11-1961; 10-6-1980; by L.L. No. 2, 1980; 8-12-1991 by L.L. No. 3, 1991)

No person shall have or permit to remain parked or unattended any wagon, sleigh, automobile, truck trailer or other vehicle in any street or highway of said Village of Haverstraw except where expressly allowed by resolution of the Village Board of Trustees as indicated by street signals between the hours of 2:00 a.m. and 6:00 a.m. from November 15 to the 31st day of March in each and every official village year, under a penalty of fifty dollars (\$50) for each offense.

Ss 66-35. Additional penalty.

- A. In the event of any wagon, sleigh, automobile, truck, trailer or other vehicle being left in any street or highway of the Village of Haverstraw except where permitted between the hours of 2:00 a.m. and 6:00 a.m. from November 15 to March 31st in each and every official village year, the same shall be and hereby is declared to be a nuisance, and it shall be removed from said street or highway at the expense of the owner thereof.
- B. The same shall be returned to the owner thereof upon the payment of the necessary expense or the removal and care of the same.

Ss 66-36. Effective date.

This ordinance shall take effect immediately.

ARTICLE VI
Repairing vehicles.

Ss 66-37 Repair in streets prohibited; exception.

It shall be unlawful, except in cases of emergency, or the owner of any Vehicle, or the person having the custody or control thereof, to repair or Suffer the same to be repaired while such vehicle remains in or upon the Public streets or highways or other public areas of the village, including but not limited to parking lots and parks.

Ss 66-38. Repair on private property without written permission prohibited.

It shall be unlawful, except in cases of emergency, for the owner of any vehicle, or the person having custody or control of said vehicle, to repair said vehicle on the private property of another person without the written permission of the owner of the property.

Ss 66-39. Penalties for offenses.

Any person violating any provision of this Article shall be subject to a fine of not more than two hundred fifty dollars (\$250) for each offense, and, in addition thereto, such violation shall constitute disorderly conduct, and person violating the same shall be a disorderly person.

ARTICLE VII
Parking Meters

Ss 66-40. Definitions.

As used in this ordinance, the following terms shall have the meanings Indicated:

VEHICLE – Any device by which any person or property may be
Transported upon a highway, except those operated upon rails or tracks.

Ss 66-41. Designation of parking meter zones.

The following described streets in the Village of Haverstraw are hereby designated and established as parking meter zones: all of those streets and parts of streets upon which limited parking is now permitted under authority and by virtue of all limited and parking ordinances now effective, and the parking limits and restrictions therein provided as hereby incorporated in this ordinance for all uses and purposes applicable to the conditions, terms and enforcement hereof. This law shall also apply to all parking spaces, which presently have meters, and to all parking spaces where meters or other parking fee collection devices are installed by resolution of the Village Board of Trustees.

Ss 66-42. Provisions for installation, operation.

The Mayor shall provide for installation of meters, including curb or street marking lines, regulation and operation thereof, and shall cause said meters to be maintained in good, workable condition. Meters shall be placed upon the curb next to individual parking places, and meters shall be so constructed as to display a signal showing legal parking upon deposit therein of the proper coin or coins of the United States as indicated by instructions on said meter, and for a period of time conforming to the parking limits of the Village of Haverstraw, said signal to remain in evidence until expiration of said parking period so designated, at which time a change of signal or some other mechanical operation shall indicate expiration of said parking period.

Ss 66-43. Purchase of meters permitted.

The Village is hereby vested with the authority to enter into a contract for the purchase and installation of parking meters and to provide payment therefore exclusively from the receipts obtained by the village from their operation, and that said means of payment shall be in addition to any other purchasing powers heretofore granted the village by its charter, or by the laws of the State of New York.

Ss 66-44. Regulations governing lawful parking in meter zones.

- A. When any vehicle shall be parked next to a parking meter, the owner or operator of said vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking and upon entering said parking space shall immediately deposit in said meter one (1) or more twenty-five-cent or other coins of the United States as indicated by instructions on said meter. It shall be unlawful for any person to fail to park within said designated area or fail or neglect to so deposit the proper coin or coins.
- B. Said parking space may then be used by such vehicle during the legal parking limit provided by the ordinances of the village, and said vehicle shall be considered as unlawfully parked if it remains in said space beyond the legal parking limit and/or when said parking meter displays a signal showing such illegal parking. It shall be unlawful for any person to cause or permit any vehicle registered in his name to be unlawfully parked as set out in Ss 66-44.

Ss 66-45. Unlawful deposits.

- A. It shall be unlawful for any person to deposit or cause to be deposited in a parking meter, one (1) or more twenty-five-cent or other coins for the purpose of extending the parking time beyond the maximum time fixed by the ordinance of the Village of Haverstraw.
- B. It shall be unlawful to deposit or cause to be deposited in any parking meter any slug, device or a metallic substitute for a coin of the United States.

Ss 66-46. Tampering prohibited.

It shall be unlawful for any person to tamper with, open, willfully break or destroy any parking meter.

Ss 66-47. Enforcement by traffic officers.

It shall be the duty of traffic officers so instructed to take the parking meter number and the state vehicle tag number of all persons violating the provisions of this ordinance and make complaint therefore in the Municipal or Police Court of the Village of Haverstraw.

Ss 66-48. Violations and penalties.

- A. Any person, firm or corporation who shall violate or permit or allow anyone to violate Ss 66-44 or 66-45A of this ordinance shall, upon conviction, be fined fifteen dollars (\$15) or whatever different amount shall be set from time to time by resolution of the Village Board.
- B. Any person who shall violate or assist in violation of Ss66-45B or 66-46 of this Ordinance shall, upon conviction, be fined not more than five hundred dollars (\$500).

Ss 66-49. Disposition of parking meter fees.

The fee required to be deposited in said meters is hereby levied as a police regulation and inspection fee to cover the cost of providing parking spaces, parking meters, and installation and maintenance thereof, the cost of regulation and inspection, operation, control and use of the parking meter spaces and zones created herein, for the regulation and control for traffic moving in and out of and parking in said parking spaces and zones so created, and for the cost of any resultant traffic administration expense.

Ss 66-50. Separability.

If any section, provision or part thereof in this ordinance shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, then such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not so adjudged invalid or unconstitutional.

ARTICLE VIII
Loading Zones

Ss 66-51. Designation of loading zones.

The Village Board by resolution shall have the authority to establish loading zones.

Ss 66-52. Regulations governing vehicles in loading zones.

- A. There shall not be permitted any passenger vehicles to park in any loading zone at any hour during the day. Motor trucks, trailers or semi-trailers must park parallel to the curb line and as close thereto as is possible and practical. Motor trucks, trailers or semi-trailers may not be parked backed across any public highway or any part thereof or across any sidewalks. All loading and unloading must be done from said motor trucks, trailers or semi-trailers while the same are parked in a position parallel to the curb lines of any public highway.
- B. No motor truck, trailer or semi-trailer may remain in the above-designated loading and unloading zone for a period of more than forty-five (45) consecutive minutes.

Ss 66-53. Violation and penalties.

- A. Any person violating this ordinance shall be deemed to be a disorderly person and the Minimum fine for said violation shall be one hundred dollars (\$100).
- B. Removal.
 - (1) In the event that any motor truck, trailer or semi-trailer is left parked in any loading and unloading zone for a period of more than forty-five (45) consecutive minutes or any passenger vehicle is left parked in said loading or unloading area for any length of time, the same shall be and is hereby declared to be a nuisance and it shall be removed from said public highway under the direction of the Police Department at the expense of the owner of said vehicle.
 - (2) Said vehicle shall be returned to the owner thereof or the driver thereof upon the payment of the necessary expense incurred by the village of the removal and care of the same and the fine incurred as a result of the violation of this ordinance.

Ss 66-54. Effective date.

This ordinance shall take effect upon completion of its posting, publication and filing as required by the Village Law.

ARTICLE IX
Stop Streets and Controlled Intersections

Ss 66-55. Title.

This ordinance shall be known as the "Stop Street and Controlled Intersection Ordinance of the Village of Haverstraw"

Ss 66-56. Regulations designating and governing stop streets, controlled intersections.

A. No vehicle of any nature shall be driven upon or through the streets, avenues and intersections hereinafter set forth without first coming to a full and complete stop before reaching the zones in which pedestrians or other vehicles may pass through said streets, avenues or intersections. Upon stopping, all such vehicles shall remain stationary until the street, avenue or intersection through which they are about to pass is entirely clear of pedestrians or other vehicles. The streets, avenues and intersections within the Village of Haverstraw controlled by this ordinance are set forth as follows:

- (1) All vehicles proceeding northerly on Riverside Avenue shall come to a full and Complete stop before entering said Riverside Avenue at its intersection with Short Clove Road.
- (2) All vehicles proceeding in an easterly or westerly direction on Tor Avenue Shall come to a full and complete stop before crossing or entering Maple Avenue.
- (3) All vehicles proceeding in an easterly or westerly direction on Tor Avenue shall Come to a full and complete stop before crossing or entering Clove Avenue.
- (4) All vehicles proceeding northerly on West Street shall come to a full and Complete stop before entering the intersection of said West Street with Middle Street.
- (5) All vehicles proceeding in an easterly or westerly direction on Fairmount Avenue Shall come to a full and complete stop before entering Maple Avenue.
- (6) All vehicles proceeding in an easterly or westerly direction on Fairmount Avenue Shall come to a full and complete stop before crossing or entering Clove Avenue.
- (7) All vehicles proceeding in a northerly or southerly direction on Maple Avenue Shall come to a full and complete stop before crossing or entering New Main Street.
- (8) All vehicles proceeding in a northerly or southerly direction on Clove Avenue

Shall come to a full and complete stop before crossing or entering New Main Street.

- (9) All vehicles proceeding in a northerly or southerly direction on Hudson Avenue
Shall come to a full and complete stop before crossing or entering New Main Street.
- (10) All vehicles proceeding in an easterly direction on West Broad Street
Shall come to a full and complete stop before crossing or entering Broadway.
- (11) All vehicles proceeding in a southerly direction on Conklin Avenue shall
come to a full and complete stop before entering West Broad Street.
- (12) All vehicles proceeding in a southerly direction on Samsondale Avenue
Shall come to a full and complete stop before entering Westside Avenue
Or Broadway.
- (13) All vehicles proceeding in a westerly direction on Broad Street shall
Come to a full and complete stop before entering or crossing Broadway.
- (14) Spring Street and Rela Avenue.
- (15) Rela Avenue and Spring Street.
- (16) Picariello Drive and Rela Avenue.
- (17) Gurnee Avenue and Coyne Drive.
- (18) Gurnee Avenue and underpass (east and west).
- (19) Coolidge Street and Hoover Street.
- (20) Ferracane Place and Halgren Crescent.
- (21) Halgren Crescent and Ferracane Street.
- (22) Halgren Crescent and Coolidge Street.
- (23) Coolidge Street and Halgren Crescent.
- (24) Dowd Street and Route 202.
- (25) West Broad Street and Hudson Avenue.
- (26) Wayne Street and Broad Street.

- (27) Rockland Street and Broad Street.
- (28) Fourth Street and West Street.
- (29) Fourth Street and Middle Street.
- (30) Lower West Street and West Street.
- (31) Fairmount Avenue and Hillside Avenue.

Ss 66-57. General application of ordinance.

This ordinance is not to be construed to be limited to the intersection identified herein, but shall be construed to apply to any intersection within the Village of Haverstraw which is controlled by the customary stationary stop signs used by said village and all the terms of this ordinance shall apply to all the intersections so controlled by stop signs within said village as may be established by resolution of the Village Board.

Ss 66-58. Penalties and offenses.

The penalty for each and every violation of any of the provisions of this ordinance shall be And hereby fixed at the sum of one hundred dollars (\$100) and/or up to 15 days in jail.

Ss 66-59. Sever ability.

If any clause, sentence, subdivision, paragraph, section or part of this ordinance be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, subdivision, paragraph, section or part hereof directly involved in the controversy in which such judgment shall have been rendered.

Ss 66-60. When effective.

This ordinance shall take effect when the same has been posted and published as required by the Village Law.

**ARTICLE X
One-Way Streets**

Ss 66-61. Sharp Street designated one-way street.

Sharp Street, located in the Village of Haverstraw, shall be limited to one-way traffic for its entire length in the direction from Westside Avenue to Prospect Street, viz.: from north to south only, and parking shall be permitted on both sides of said street.

Ss 66-62. Regulations governing parking.

No vehicle shall be parked on Sharp Street, unless front end of the same is facing Prospect Street in a southerly direction and parallel with the curb line, with curbside front and rear wheels not more than six (6) inches from the curbstone. Such parallel parking shall be permitted on both sides of said street.

Ss 66-63. Penalties for offenses.

Any person violating any of the provisions of this ordinance shall be punishable, for the first offense, by a fine of one hundred dollars (\$100) and imprisonment for not more than 15 days.

**ARTICLE XI
Litter Thrown From or Caused by Vehicles**

Ss 66-64. Definitions.

A. **Word Usage.** When not inconsistent with the context, words used in the present tense include the singular words used in the singular number include the plural, and words in the masculine include the feminine. The word "shall" is always mandatory and not merely directory.

B. **Definitions.** For the purpose of this ordinance the terms used herein are defined as Follows:

LITTER – Garbage, refuse and rubbish as defined herein, and all other waste material, which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare or tends to create blight.

PERSON – Includes a corporation, a joint association or a partnership as well as an individual.

PUBLIC PLACE – Any and all streets, sidewalks, boulevards, alleys or other public ways, and any and all public parks, squares, spaces, grounds and buildings.

VEHICLE – Every device in, upon or by which any person or property is or may be transported or drawn upon a highway or public street.

Ss 66-65. Legislative intent.

It is hereby found and declared that certain occupations and businesses engaged in the Trucking, removing, transporting and conveying of sand, stone, gravel, stone dust, fly ash, ashes, bulk cement or other materials giving off solid particles of matter in or by means of overly laden or uncovered motor vehicles operated upon or along the streets and public places of the Incorporated Village of Haverstraw have constituted and do constitute a public nuisance and have caused and continue to cause great annoyance and damage to persons and property within the Incorporated Village of Haverstraw and endanger the safety and welfare of the inhabitants of the village, all by reason of the unnecessary spillage from said vehicles or the unnecessary emissions of and the unnecessary contamination of the atmosphere by debris, dust, particles of matter, odors or other pollutions from said vehicles. It is further found and declared that it is necessary and desirable to regulate said occupations and businesses to control and reduce said spillage, emissions and contamination for the general welfare, health and safety of the inhabitants of the village. The necessity for such regulations by the Board of Trustees through the enactment of this ordinance is hereby declared as a matter of legislative determination, and this ordinance shall be construed liberally to effectuate its purposes.

Ss 66-66. Prohibitions regarding operation of loaded vehicles.

It shall be unlawful to drive or move any truck or other vehicle or for the owner of any vehicle to permit another to drive or move any truck or other vehicle within the village unless such vehicle is so constructed or loaded as to prevent any load, contents or litter from being blown or deposited upon any street, alley or other public place or private property.

Ss 66-67. Requirements for covering loads.

It shall be unlawful to operate or for an owner to permit another to operate on any public street in the village any vehicle utilized for the transportation of earth, sand, ashes, stone, gravel or loose substances where such load extends above the height of the sides or rear of the vehicle, unless such load shall be securely covered by a canvas or other suitable cover.

Ss 66-68. Deposit of substances from wheels or tires.

No person shall drive or move any vehicle or truck within the village, the wheels or tires of which carry onto or deposit in any street, alley or other public place sticky substances or foreign matter of such kind, which adheres to the road surface.

Ss 66-69. Penalties for offenses.

Any person violating any of the provisions of this ordinance, upon conviction, shall be liable for a fine of not less than two hundred dollars (\$200) nor more than five hundred dollars (\$500) for each offense. In addition, a jail term of up to fifteen (15) days may be imposed, as well as a fine.

Ss 66-70. Sever ability.

Should any section, paragraph, sentence, clause or phrase in this ordinance be declared unconstitutional or invalid for any reason, the remainder of this chapter shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this ordinance are declared to be sever able.

Ss 66-71. When effective.

This ordinance shall take effect immediately after it has been duly published.

**ARTICLE XII
Snow Emergencies**

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

Ss 66-72. Purpose.

The parking of vehicles on certain streets during a snow emergency is detrimental to the efficient removal of snow and is detrimental to health, safety and general welfare of the community. The control of parking of vehicles is therefore regulated for the preservation of the health, safety and general welfare of the community.

Ss 66-73. Definitions.

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

OWNER OF VEHICLE – Persons having the property in or title to a vehicle, including a person entitled to the use and possession of a vehicle subject to a security interest in another person, and also including any lessee or bailee of a vehicle having the use thereof under lease or otherwise.

PERSON – Includes a natural person, partnership or corporation.

SNOW EMERGENCY - A situation wherein the Mayor has publicly declared an emergency to exist in the Village of Haverstraw due to accumulated snow.

VEHICLE - Every vehicle operated, driven or capable of being driven or operated upon a public highway by any power other than muscular power.

Ss 66-74. Parking prohibited on snow emergency routes.

Parking of all vehicles is hereby prohibited at such times, as a snow emergency exists on the following streets in the Village of Haverstraw:

- A. Broad Street, on the north side, from Broadway to Rockland Street.
- B. West Broad Street, on the south side, from Broadway to Maple Avenue.
- C. Clove Avenue, on the east side, from New Main Street to Fairmount Avenue.
- D. Union Street, on the south side, from Orchard Street to St. Pete's School.

Ss 66-75. Erection of signs authorized.

Appropriate signs reading "No Parking This Side During Snow Emergencies – Tow Away Zone" are hereby authorized to be erected in the designated areas.

Ss 66-76. Removal of vehicles in violation.

The Police Department shall have the power to cause the removal of any vehicle parked in violation of this local law.

Ss 66-77. Disposition of vehicles.

Where a vehicle has been removed, the owner of the vehicle shall be charged the cost of removal, disposition and storage thereof. The schedule of such costs shall be fixed by the order of the Village Board of Trustee.

Ss 66-78. Penalties for offenses.

Any violation of this local law shall be deemed an offense against this local law and shall be deemed a traffic infraction under the Vehicle and Traffic Law of the State of New York, and every person convicted of a violation of any provision of this local law shall be punished by a fine of not more than fifty dollars (\$50), or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment.

Ss 66-79. Severe ability.

Should any part, section or provision of this local law be decided by the court to be unconstitutional or invalid, such decision shall not affect the validity of this local law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Ss 66-80. When effective.

This local law shall become effective immediately after filing in the office of the Secretary of State, State of New York.

**ARTICLE XIII
Scofflaws**

Ss 66-81. Purpose.

It is the intent of the Village of Haverstraw as an exercise of its police power to promote the general health, safety and welfare of the residents of the village by enacting this local law since it is the finding of the Board of Trustees that the disregard by persons of summonses issued for violations of laws, ordinances, rules or regulations involving parking, standing or stopping of vehicles is detrimental to the health, safety and welfare of the residents of the village, and that such disregard contributes to the development of an attitude of lack of respect for local laws and the enforcement thereof.

Ss 66-82. Short title.

This local law shall be known and may be cited as the "Scofflaw Law of the Village of Haverstraw".

Ss 66-83. Definitions.

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

CURRENT – Any summons that is issued and returnable subsequent to the effective date of this local law.

NOTICE – That notification to the owner or person of the failure on the part of said owner or person to answer or respond to a summons for violations of laws, ordinances, rules or regulations involving parking, standing or stopping of vehicles. Said notice shall be mailed by certified mail or registered mail, return receipt requested, and shall contain information showing the summons details plus penalties accrued.

OWNER OF VEHICLE – Person having the property in or title to a vehicle, including a person entitled to the use and possession of a vehicle subject to a security interest in another person, and also including any lessee or bailee having the use thereof under lease or otherwise.

PAST DUE – Any summons that was returnable and not answered prior to the effective date of this local law.

PERSON – Includes a natural person, partnership or corporation.

VEHICLE – Every device operated, driven or capable of being operated or driven upon a public highway by any power other than muscular power.

Ss 66-84. Failure to answer summons; penalties for offenses.

- A. Upon the failure of a person or owner of a vehicle to appear or answer, within one (1) month of the return date or any subsequent adjourned date, a current summons or summonses charging that said person or owner with any violation of the provisions of Chapter 66 of the Village Code of the Village of Haverstraw, the trial court may double the fine that would ordinarily be imposed and further add a penalty not exceeding ten dollars (\$10) for each and every month thereafter that said person or owner permits said summons or summonses to remain unanswered.
- B. Upon the failure of a person or owner of a vehicle to appear or answer within one (1) month after receiving notice by certified mail, return receipt requested, a past-due summons or summonses charging that said person or owner with violation of any of the provisions of Chapter 66 of the Village of Haverstraw, the trial court may double the fine that would ordinarily be imposed and further add a penalty not exceeding ten dollars (\$10) for each and every month thereafter that said person or owner permits said past due summons or summonses to remain unanswered.

Ss 66-85. Sever ability.

Should any part, section or provision of this local law be decided by the court to be unconstitutional or invalid, such decision shall not affect the validity of this local law as a whole or any part other than the part so decided to be unconstitutional or invalid.

Ss 66-86. When effective.

This local law shall become effective immediately after filing in the office of the Secretary of State, State of New York.

ARTICLE XIV
Abandoned Vehicles

Ss 66-87. Removal, storage and sale of abandoned vehicles; fees; penalties.

A. Authority to impound vehicles.

- (1) When any vehicle is parked or abandoned on any highway or public area within this village during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway upon which said vehicle is parked or abandoned, said vehicle may be removed by the Village Highway Department or a private licensed tow truck operator.
- (2) When any vehicle is found unattended on any highway or public area within this village where said vehicle constitutes an obstruction to traffic, said vehicle may be removed upon written authorization of the Police Department.
- (3) When any vehicle is parked or abandoned on any highway within this village where stopping, standing or parking is prohibited, said vehicle may be removed upon written authorization of the Police Department.

B. Storage and charges.

- (1) After removal of any vehicle, as provided in this section, such vehicle will be stored in a suitable place at the expense of the owner. Such owner or person in charge of the vehicle may redeem the same upon payment to the Village of Haverstraw of the amount of all expenses actually and necessarily incurred in effecting such removal, together with any charges for storage, such storage charges not to exceed twenty-five dollars (\$25) per day or fraction thereof.
- (2) In the event the towing herein is done by village employees, the owner of the vehicle shall be charged a fee equal to the maximum towing fee applicable, pursuant to Rockland County towing rates and a storage fee of twenty-five dollars (\$25) per day for each of the first ten (10) days and ten dollars (\$10) for each and every day thereafter if the vehicle is stored on village property.

C. Notice of removal. The Superintendent of Public Works shall, without delay, report the removal and the disposition of any vehicle removed, as provided in this Article, to the Mayor, who shall cause the Chief of Police to ascertain, to the extent possible, the owner of the vehicle or person having same in charge, and to notify him of the removal and disposition of such vehicle and of the amount which will be required to redeem the same. The notification shall be by phone (if possible) and by certified mail RRR.

D. Sale or conversion of abandoned vehicles.

(1) Auction sale of abandoned vehicles. In the event that vehicles are abandoned, as provided in Ss1224 of the Vehicle and Traffic Law of the State of New York, the Village of Haverstraw may cause the same to be auctioned at a public auction after due notice to the public, as provided by applicable statute, the proceeds of which auction are to be applied to the general fund of the Village of Haverstraw. The Village Clerk is hereby authorized to execute certificates of transfer of title to the vehicles so auctioned.

(2) Conversion of abandoned vehicles. In the event that vehicles are abandoned, as provided in Ss 1224 of the Vehicle and Traffic Law of the State of New York, the Village of Haverstraw may convert in any calendar year one percent (1%) of its unclaimed abandoned vehicles or two (2) such vehicles, whichever is greater, to its own use.

E. Any person intentionally abandoning any vehicle as defined in this Article shall be subject to a fine of not more than five hundred dollars (\$500) for each offense.

ARTICLE XV
Through Trucking on Broadway

Ss 66-88. Purpose.

It is the purpose of the local law to promote the health, safety and welfare of the community by regulating vehicle usage on Broadway in the Village of Haverstraw.

Ss 66-89. Certain trucks excluded; exceptions.

No truck, commercial vehicle, tractor, tractor-trailer combination, tractor-semi-trailer combination or tractor-trailer-semi-trailer combination in excess of four (4) tons in weight shall be allowed to travel on the public street known as "Broadway" in the Village of Haverstraw, County of Rockland, State of New York. Such exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along Broadway, which such vehicles are otherwise excluded from using.

Ss 66-90. Waiver.

A waiver of the requirements of this local law may be granted in an emergency by the Chief of Police or Mayor. A waiver may also be obtained from the Village Board by simple majority resolution.

Ss 66-91. Penalties for offenses.

Any person violating any of the provisions of this local law shall be punished by a fine of not less than two hundred-fifty dollars (\$250) nor more than five hundred dollars (\$500) and/or by imprisonment for no longer than fifteen (15) days.

Ss 66-92. When effective.

This local law shall take effect immediately.

ARTICLE XVI
Through Trucking on Conklin Avenue

Ss 66-93. Purpose.

It is the purpose of this local law to promote the health, safety and welfare of the community by regulating vehicle usage on Conklin Avenue in the Village of Haverstraw.

Ss 66-94. Certain vehicles excluded; exceptions.

No truck, commercial vehicle, tractor, tractor-trailer combination, tractor-trailer-semi-trailer combination, or tractor-trailer-semi-trailer combination in excess of four (4) tons in weight shall be allowed to travel on the public street know as "Conklin Avenue" in the Village of Haverstraw, County of Rockland, State of New York. Such exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along Conklin Avenue, which such vehicles are otherwise excluded from using.

Ss 66-95. Waiver.

A waiver of the requirements of this local law may be granted in an emergency by the Chief of Police, the Police Desk Officer or the Mayor. A waiver may also be obtained from the Village Board by simple majority resolution.

Ss 66-96. Penalties for offenses.

Any person violating any of the provisions of this local law shall be punished, by a fine of not less than two hundred fifty dollars (\$250) nor more than five hundred dollars (\$500) and/or by imprisonment for no longer than fifteen (15) days.

Ss 66-97. When effective.

This local law shall take effect immediately.

ARTICLE XVII
Parking in Fire Zones and Near Fire Hydrants

Ss 66-98. Purpose.

It is the purpose of this local law to promote the health, safety and welfare of the community by restricting parking in designated fire zones and near fire hydrants in the Village of Haverstraw.

Ss 66-99. Parking prohibited in fire zones.

No motor vehicle of any type whatsoever shall be allowed to park within an area that has been designated as a fire zone. The Village Board, by resolution, shall have the authority to designate fire zones on the public streets or private roadways in the Village of Haverstraw. The Police Department shall also have the option to remove any vehicle parked within a fire zone by having it towed away.

Ss 66-100. Fire lanes to be marked.

Fire lanes shall be marked with signs indicating NO PARKING – FIRE ZONE – TOW AWAY ZONE.

Ss 66-101. Parking restricted near fire hydrants.

No motor vehicle of any type whatsoever shall be allowed to park within fifteen (15) feet of a fire hydrant located on the public streets or private roadways in the Village of Haverstraw. The Police Department shall also have the option to remove any vehicle parked too close to a fire hydrant by having it towed away.

Ss 66-102. Penalties for offenses.

Any person violating any of the provisions of this local law shall be punished by a fine not to exceed one hundred dollars (\$100). They shall also be responsible to pay all costs of towing, if any such costs have been incurred.

Ss 66-103. When effective.

This local law shall take effect immediately.

ARTICLE XVIII
Additional Parking Restrictions

Ss 66-104. Blocking driveways prohibited.

- A. It shall be unlawful for any person to park a vehicle in front of a private driveway. This section shall only be enforced based on the verbal complaint of the property owner or lawful resident of the premises where the driveway is located.
- B. It shall be unlawful for any individual to park his vehicle so that it blocks a public driveway at any time.
- C. The penalty for violating either Subsection A or B of this section shall be a fine in the sum of fifty dollars (\$50).

Ss 66-105. Parking of uninspected vehicles prohibited.

- A. It shall be unlawful for any individual to park his vehicle on a public sidewalk in the Village of Haverstraw, which does not display a New York State Inspection sticker as required by the laws of the State of New York.
- B. Any individual who parks a vehicle in violation of Subsection A shall be subject to a fine not to exceed one hundred dollars (\$100).

Ss 66-106. Parking on sidewalks prohibited.

- A. It shall be unlawful for any individual to park his vehicle on a public sidewalk in the Village of Haverstraw. It is no defense to the violation of this statute that the sidewalk is located in front of the premises owned or occupied by the vehicle owner.
- B. Any individual violating Subsection A shall be responsible to pay a fine not to exceed one hundred dollars (\$100). Furthermore, any such individual shall be deemed a disorderly person and to have engaged in disorderly conduct. It is further provided that the village may have the vehicle towed at the sole cost and expense of the vehicle owner, including any and all storage charges.

Ss 66-107. Parking restricted in handicapped zones.

- A. It shall be unlawful for any individual to park a vehicle in a parking spot designated as "handicapped" unless such vehicle has a handicapped plate as issued by the New York State Department of Motor Vehicles.

- B. Any person who shall violate Subsection A of this section shall, upon conviction, be fined one hundred dollars (\$100). Additionally, any such person shall be deemed a disorderly person and to have engaged in disorderly conduct. Furthermore, the village shall be entitled to tow said vehicle away, and the vehicle's owner shall be responsible for the cost of such towing and any and all storage.

ARTICLE XIX
Two-Hour Parking Zones

Ss 66-108. Establishment of zone.

- A. The following portions of the public streets referred to shall be designated as two-hour parking zones on both sides of the street, or except as enacted by resolution on the Board of Trustees:
- (1) All of Main Street including where meters have been installed.
 - (2) Broadway including where meters are installed.
 - (3) West Street from Fairmount Avenue to New Main Street.
- B. It is the intention of this section to require any vehicle parked in a metered space to move the vehicle after the passage of two (2) hours.

Ss 66-109. Two-hour parking.

No vehicle as such term is defined in the Vehicle and Traffic Law of the State of New York, shall be allowed to park, in a parking spot, in the areas designated in **Ss66-108**, for a period of time in excess of two (2) hours during the following times and days:

- A. 9:00 a.m. to 6:00 p.m., Monday through Thursday.
- B. 9:00 a.m. to 6:00 p.m., Friday and Saturday.

Ss 66-110. Definitions.

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

PARKING SPOT - The area between the marked lines as installed by the Village of Haverstraw and/or indicated by installed meters.

Ss 66-111. Multiple violations.

If a vehicle remains more than two (2) hours after it is first ticketed, it may be charged with a second separate offense.

Ss 66-112. Enforcement.

It shall be the duty of traffic officers, policemen, building inspectors, code-enforcement officers and parking attendants to take the vehicle tag number of all persons violating the provisions of this law and make complaint thereof in the Justice Court of the Village of Haverstraw.

Ss 66-113. Penalties for offenses.

Any person, firm or corporation who shall violate or permit or allow anyone to violate this law shall be fined the sum of not more than twenty-five dollars (\$25) for each offense.