

**AN ORDINANCE REGULATING
PARKING ON CERTAIN ROADWAYS IN
THE TOWN OF PREBLE**

For the purpose of enhancing vehicular safety and to facilitate the removal of snow and ice with regard to certain roadways within the Town of Preble, the Town Board does ordain as follows:

Section 1: Definitions: The term “roadways” as used in this Ordinance shall mean:

- a. that portion of Currie Road bounded on the east by NYS Rt. 281 and on the west by the road's terminus point (east edge of lands of Interstate Rt. 81);
- b. that portion of Song Mountain Road located between the centerline of Otisco Valley Road and the centerline of Song Lake Road;
- c. that portion of the west side of Song Lake Road being a distance of 100 feet as measured northerly from the intersection of said west side of Song Lake Road with the north side of Song Mountain Road;
- d. that portion of Song Mountain Drive bounded on the north by the centerline of Song Mountain Road and on the south by the road's terminus point;
- e. that portion of Little York Park Road bounded on the south by the centerline of Little York Lake Road and on the north by its terminus point (Cortland County Park boundary line).

Otherwise, the words and phrases used in this Ordinance shall, for the purpose of this Ordinance, have the meanings respectively given to them by Article 1 of the Vehicle and Traffic Law of the State of New York.

Section 2: Prohibited Parking: The parking of vehicles is hereby prohibited on those roadways defined in this Ordinance.

Section 3: Removal of Vehicles: When any vehicle is parked or abandoned on those roadways specified in this Ordinance, said vehicle may be removed by or at the discretion of the Town Highway Superintendent, his or her designee, or any law enforcement agency.

Section 4: Storage and Related Charges: Upon the removal of any vehicle in violation of this Ordinance, the Town Highway Superintendent may

make arrangements to store such vehicle at the expense of the owner. The owner may redeem the vehicle upon payment of all expenses related to the removal and storage of the vehicle.

Section 5: Notice of Removal: The Town Highway Superintendent shall report the removal and storage location of any vehicle removed, as provided for in this Ordinance, to the Cortland County Sheriff and it shall be the duty of the Town Highway Superintendent to ascertain, to the extent possible, the owner of the vehicle and notify him/her of the removal and storage location and the amount to redeem the vehicle.

Section 6: Penalties for Offenses: Enforcement:

a. The owner of any vehicle parked in violation of this Ordinance shall be guilty of a violation and subject to a fine of not more than \$50.00 for a first offense and a fine of not more than \$100.00 for any second or subsequent offense.

b. This ordinance may be enforced by any law enforcement agency whom shall have the right to issue uniform traffic tickets or subscribe informations upon which a judicial summons or warrant of arrest can be issued by the Justice Court of the Town of Preble.

Section 7: Severability: Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, the remainder of said Ordinance shall not be affected thereby.

Section 8: Repeal: All ordinances, local rules and regulations inconsistent herewith are hereby repealed.

Section 9: Effective Date: This Ordinance shall take effect after its adoption and upon its publication as required by the Town Law.

Dated: 8/12/13

By Order of the Town Board of the Town of Preble
Jane Davenport, Town Clerk