

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE

162 WASHINGTON AVENUE, ALBANY, NY 12231

(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.

VILLAGE OF PENN YAN

Proposed LOCAL LAW E OF THE YEAR 2004

A LOCAL LAW AMENDING THE "PARKS AND PLAYGROUND CHAPTER OF THE CODE OF THE VILLAGE OF PENN YAN, NEW YORK" providing that operation of snowmobiles on the Outlet Trail and in the Elm Street Sports Complex recreation areas will be permitted.

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

Section 1: Short Title.

This local law shall hereafter be known as the "Parks and Playground Chapter of the Code of the Village of Penn Yan Amendment No. 1 of 2005".

Section 2: Legislative Intent.

The purpose of this local law is to amend the Parks and Playground Chapter of the Code of the Village of Penn Yan, New York by providing that operation of snowmobiles on the Outlet Trail and in the Elm Street Sports Complex recreation areas will be permitted.

Section 3: Legislative Authority.

This local law is enacted pursuant to the provisions of the Municipal Home Rule Law of the State of New York.

Section 4: Provisions.

The Parks and Playground Chapter of the Code of the Village of Penn Yan is amended as follows:

§132-11 Vehicles in Parks; speed limits.

A. No person shall drive any automobile, motorcycle or other motorized vehicle upon any part of the parks or parkway, except for the proper drives and parking areas, or permit the same to stand upon any driveway, except vehicles of the Village of Penn Yan being used on official business. In no event shall any person operate a snowmobile or all-terrain vehicle within any park or playground, except that snowmobiles may be operated on the Outlet Trail and on the designated trail through the Elm Street Sports Complex. All such snowmobile operation must comply with regulations set forth in subparagraph "F" of this section.

B. No person shall operate a vehicle along or over any road or drive within a park in a

reckless manner or without due regard for the safety and the rights of pedestrians and drivers and occupants of all other vehicles so as to endanger the life, limb or property of any other person.

C. At Indian Pines Park and the boat launch site, the maximum speed limit on driveway and parking areas shall be ten (10) miles per hour.

D. At Red Jacket Park, the maximum speed limit in parking areas shall be ten (10) miles per hour, and no vehicle shall be parked with a trailer attached.

E. No horseback riding is allowed in parks except in parking lots.

F. Snowmobile regulations:

1. The maximum speed limit for snowmobiles operated on the Outlet Trail and in the Elm Street Sports Complex shall be twenty (20) miles per hour, unless otherwise posted at a lower speed limit or at times when a lower speed is necessary based upon conditions.
2. Snowmobiles shall not be operated on the Outlet Trail or in the Elm Street Sports Complex when there is inadequate snow cover or in the event snowmobile operation is prohibited by posting by the Village of Penn Yan.
3. The rules, regulations and restrictions pertaining to snowmobile operation set out in §25.03, §25.17, §25.19; §25.21; §25.24; §25.25; and §25.27 of the Parks, Recreation and Historical Preservation Law of the State of New York, or any amendments or successor laws(s) thereto, shall apply to the operation of snowmobiles on the Outlet Trail and in the Elm Street Sports Complex and such operation shall be subject to the rules, regulations and restrictions contained therein as if set out herein in detail.
4. All snowmobiles operated on the Outlet Trail and in the Elm Street Sports Complex shall be registered with the State of New York pursuant to Article 47 of the Vehicle and Traffic Law of the State of New York.

Section 5: Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York subsequent to having been duly adopted by the Board of Trustees of the Village of Penn Yan.