

DRAFT LOCAL LAW NO. 7 OF 2021

VILLAGE OF TUXEDO PARK

A LOCAL LAW TO AMEND VILLAGE LAW RELATED TO ACCESS TO VILLAGE

BE IT ENACTED by the Board of Trustees of the Village of Tuxedo Park, Orange County, New York as follows:

Section 1. Legislative Intent.

It is the intent of this Local Law to amend current code provisions that address Vehicle Identification Tags within the Village of Tuxedo Park. The current Village Code provides for a system whereby residents and property owners are given vehicle tags issued by the Village Police Department.

The Village Board of Trustees has approved a new system, including an automatic gate, aimed at identifying approaching vehicles. This new system is based on technology which reads vehicle license plates. Accordingly, the Village Board desires to remove references to Vehicle Identification Tags from the Village Code.

Section 2. Authority.

This local law is adopted pursuant to Section 10 of the Municipal Home Rule Law and Article VII of the New York State Village Law.

Section 3. Amendments of Village Law Chapter 25, Access to Village

Chapter 25, Section 1 “Time limit for obtaining tags” shall be repealed in its entirety:

~~All property owners, residents, officials and other authorized recipients shall be given thirty (30) days to procure and affix Tuxedo Park vehicle identification tags to their vehicles. The thirty day grace period shall apply to each new resident and to each existing resident from the date of initial vehicle registration. Permanent staff, employees, officials, etc., shall enjoy the thirty day grace period from their date of hiring, appointment or contract.~~

Chapter 25, Section 2 “Eligibility; issuance” shall be repealed in its entirety:

~~A. Tuxedo Park identification tags shall be issued only for the vehicles of those individuals who:~~

- ~~(1) Own, rent or lease real property within the Village.~~
- ~~(2) Are current employees or officials of the Village.~~
- ~~(3) Are current resident employees or Trustees of the Tuxedo Park School.~~
- ~~(4) Are otherwise authorized by the Chief of Police, Mayor or Board of Trustees.~~

~~**B.** Identification tags shall be issued by the Police Department, upon proof satisfactory to the Chief of Police of eligibility for same.~~

Chapter 25, Section 3 “Attachment to vehicle; removal” shall be repealed in its entirety:

~~Tags are to be permanently affixed to the front bumper or by bracket to the front license plate. Upon sale of the vehicle or cessation of residency or eligibility, all tags must be removed and destroyed and the Police Department notified.~~

Chapter 25, Section 4 “Legislative intent” shall be amended and renumbered as Chapter 25, Section 1.

Chapter 25, Section 5 “Certain activities prohibited” shall be amended and renumbered as Chapter 25, Section 2.

Chapter 25, Section 6 “Advance notice required” shall be amended and renumbered as Chapter 25, Section 3.

Chapter 25, Section 7 “Exceptions” shall be amended and renumbered as Chapter 25, Section 4.

Section 5. SEQRA.

This is a Type II action under 6 NYCRR 617.5(c)(26) and (33).

Section 6. Severability.

If a court of competent jurisdiction 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 corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 7. Effective date.

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