S T A T E O F N E W Y O R K

S. 5652 A. 7700

2015-2016 Regular Sessions

S E N A T E - A S S E M B L Y

May 22, 2015

IN SENATE -- Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

IN ASSEMBLY -- Introduced by M. of A. McDONALD -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to establishing a residential parking system in the city of Troy

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The vehicle and traffic law is amended by adding a new section 1640-o to read as follows:

S 1640-O. RESIDENTIAL PARKING PERMIT SYSTEM IN THE CITY OF TROY. 1. NOTWITHSTANDING THE PROVISIONS OF ANY LAW TO THE CONTRARY, THE CITY COUNCIL OF THE CITY OF TROY MAY, BY ADOPTION OF A LOCAL LAW OR ORDINANCE, PROVIDE FOR A RESIDENTIAL PARKING PERMIT SYSTEM AND FIX AND REQUIRE THE PAYMENT OF FEES APPLICABLE TO PARKING WITHIN THE AREA IN WHICH SUCH PARKING SYSTEM IS IN EFFECT IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

2. SUCH RESIDENTIAL PARKING PERMIT SYSTEM MAY ONLY BE ESTABLISHED WITHIN THE AREA OF THE CITY OF TROY CONSISTING OF THE FOLLOWING STREETS: RIVER STREET FROM HOOSICK TO FEDERAL STREET; FEDERAL STREET FROM RIVER STREET EAST TO FIFTH AVENUE; SOUTH TO GRAND STREET; EAST TO SIXTH AVENUE; SIXTH AVENUE FROM GRANT STREET TO CONGRESS STREET; EAST TO 8TH STREET; 8TH STREET AT CONGRESS STREET WEST TO 3RD STREET AT FERRY STREET, THEN NORTH TO CONGRESS STREET, THEN WEST TO THE HUDSON RIVER; WEST; THE HUDSON RIVER FROM CONGRESS STREET TO HOOSICK STREET AT THE COLLAR CITY BRIDGE.

3. NOTWITHSTANDING THE FOREGOING, NO PERMIT SHALL BE REQUIRED ON THOSE PORTIONS OF SUCH STREETS WHERE THE ADJACENT PROPERTIES ARE ZONED FOR COMMERCIAL/RETAIL USE.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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4. THE LOCAL LAW OR ORDINANCE PROVIDING FOR SUCH RESIDENTIAL PARKING PERMIT SYSTEM SHALL:

(A) SET FORTH FACTORS NECESSITATING THE ENACTMENT OF SUCH PARKING PERMIT SYSTEM;

(B) PROVIDE THAT MOTOR VEHICLES REGISTERED PURSUANT TO SECTION FOUR HUNDRED FOUR-A OF THIS CHAPTER SHALL BE EXEMPT FROM ANY PERMIT REQUIREMENT;

(C) PROVIDE THE TIMES OF DAY AND DAYS OF THE WEEK DURING WHICH PERMIT REQUIREMENTS SHALL BE IN EFFECT;

(D) MAKE NOT LESS THAN TWENTY PERCENT OF THE SPACES WITHIN THE PERMIT AREA AVAILABLE TO NONRESIDENTS, AND SHALL PROVIDE SHORT TERM PARKING OF NOT LESS THAN NINETY MINUTES IN DURATION IN THE PERMIT AREA;

(E) PROVIDE THE SCHEDULE OF FEES TO BE PAID FOR SUCH PERMITS; AND

(F) PROVIDE THAT SUCH FEES SHALL BE CREDITED TO THE GENERAL FUND OF THE CITY OF TROY.

5. NO ORDINANCE SHALL BE ADOPTED PURSUANT TO THIS SECTION UNTIL A PUBLIC HEARING THEREON HAS BEEN HAD IN THE SAME MANNER AS REQUIRED FOR PUBLIC HEARINGS ON A LOCAL LAW PURSUANT TO THE MUNICIPAL HOME RULE LAW.

S 2. This act shall take effect on the sixtieth day after it shall have become a law.