STATE OF NEW YORK

7899

2021-2022 Regular Sessions

IN ASSEMBLY

May 28, 2021

Introduced by M. of A. LAWLER -- 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 village of South Nyack, or its successor municipality

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 1662-f to read as follows:

§ 1662-f. Residential parking system in the village of South Nyack or its successor municipality. 1. Notwithstanding the provisions of any law to the contrary, the board of trustees of the village of South Nyack, or its successor municipality, may, by adoption of a local law or ordinance, provide for a residential parking permit system to be in effect on the weekends and holidays between April first and October thirty-first 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 village consisting of the following roadways:

(a) S. Broadway north from Ferris Lane to Voorhis Avenue;

(b) Depot Place north from Brookside to Voorhis Avenue;

(c) Brookside Ave from Cooper Drive east to S. Broadway;

(d) Clinton Ave from Cooper Drive east to Piermont Avenue;

(e) Voorhis Avenue from Depot Place east to S. Broadway;

(f) Prall Place from S. Broadway east to Piermont Avenue;

(g) Washington Avenue from S. Broadway east to Piermont Avenue;

(h) Mansfield Avenue (south side of the street) from S. Broadway east to Piermont Avenue;

(i) Cornelison Avenue from S. Broadway east to Piermont Avenue;

(j) all of Cooper Drive;

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

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(k) all of Elizabeth Place;
(l) all of Hamilton Place;
(m) all of Livingston Place; and
(n) all of White Ave.

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.

4. The local law or ordinance providing for such residential parking system shall:

(a) set forth factors necessitating the enactment of such parking 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 fifteen percent of the spaces within the permit area available to nonresidents, and shall provide short term parking of not less than sixty minutes in duration in the permit area;

(e) require that such residential parking system cannot only utilize an app-based system for payment and shall include metered payment;

(f) provide the schedule of fees to be paid for such permits; and

(g) provide that such fees shall be credited to the general fund of the village of South Nyack, or its successor municipality, unless otherwise specified in such local law.

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.

6. The provisions of this section shall not apply to any state highway maintained by the state.

§ 2. This act shall take effect on the one hundred twentieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.