

(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.

~~COUNTY~~
~~CITY~~ of Enfield
Town
~~VILLAGE~~

Local Law No. 1 of the year 19 94

A local law providing for the regulation of Junk Cars in the Town Of Enfield
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~COUNTY~~
~~CITY~~ of Enfield as follows:
~~VILLAGE~~

Section 1. Authority. This local law is adopted pursuant to Section 10(1) (ii)(a)(11) and (12) of the Municipal Home Rule Law of the State of New York.

Section 2. Legislative Intent. This local law in enacted in recognition of the fact that junk cars abandoned or stored on private property can constitute both a public and private nuisance. They are a source of potential hazard to children and others may find them an attractive nuisance. They are replete with broken glass, sharp torn metal edges and points, gasoline remaining in tanks of a highly explosive and combustible nature and hazardous acid in batteries, to mention but a few of the more obvious sources of potential physical hazard found on these junk cars. Besides this, these junk cars constitute a blight on the town's landscape; they hurt the welfare of the town as a whole. The intent of this local law is to establish a legal procedure for the removal of these junk cars where they are found in the town.

Section 3. Definitions. For the purpose of this local law, "junk car" shall mean, an unregistered, old, or secondhand motor vehicle, no longer intended or in condition for legal use on the public highways.

"Motor vehicle" shall mean vehicles propelled or drawn by power other than muscular power originally intended for use on public highways, except trailers.

Section 4. Regulation. A home owner may have up to three junk cars visible to the public from the public highway.

Section 5. Penalty. Violators of any of the portions of this local law shall be guilty of an offense punishable by a fine not to exceed Twenty Five Dollars (\$25.00), and each week that such violation is carried on or continues shall constitute a separate violation.

Section 6. Enforcement.

a. The Town Board is hereby authorized to appoint an Officer to enforce any and all provisions of this local law.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

b. Such Officer is authorized to issue appearance tickets regarding violations of this local law, returnable in the Justice Court of the Town of Enfield.

c. Such Officer is authorized to issue notices of violation prior to the issuance of an appearance ticket, which allows the property owner to remedy any violation of this local law within 30 days. Said property owner may appeal said notice of violation by filing a written notice of appeal with the Town Clerk within fifteen (15) days of service of the notice of violation. Such appeal shall thereafter be considered by the Town Board or an appeal board designated by the Town Board. No appearance ticket shall be issued unless a notice of violation has been served and any appeal taken therefrom has been finally determined.

Section 7. Effective Date. This local law shall become effective immediately upon filing with the Secretary of State, but shall not be enforced until January 1, 1995.