

Local Law Filing

(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 Town Village
(Select one:)

of Plattsburgh

Local Law No. 4 of the year 2018

A local law amending Chapter 253, Sections 2 and 12; Chapter 233, Section 37, Subsection (B);
(Insert Title)
Chapter 202, Section 4; Chapter 161, Section 7; and Chapter 183, Section 19.3 of the
City Code of the City of Plattsburgh.

Be it enacted by the Common Council of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of Plattsburgh

as follows:

1. City Code §253-2 "Definitions" is amended by the inclusion of subsection "7" to read as follows:

253-2-7. Parking Enforcement Officer: A peace officer, civilian parking enforcement officer within the Police Department, or code enforcement officer within the Building Inspector's Office, who is hereby delegated authority to enforce this Chapter. This specifically includes the authority to issue and serve notices of violations and issue summonses or appearance tickets, or other associated accusatory instruments, for the enforcement of all ordinance and parking violations. In addition, the parking enforcement officer may make provide testimony at a traffic violations bureau hearing.

2. City Code §253-12 "Violations and Fines" is amended by the inclusion of subsection "6" to read as follows:

253-12-6. A violation of this Chapter may be enforced by a police officer or a Parking Enforcement Officer. A Parking Enforcement Officer is hereby delegated authority to enforce this Chapter, which specifically includes the authority to issue and serve notices of violations and issues summonses or appearance tickets, or other associated accusatory instruments, for the enforcement of all ordinances and parking violations. In addition, the Parking Enforcement Officer may make provide testimony at a traffic violations bureau hearing.

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

3. City Code § 233.37(B) of the City Code of the City of Plattsburgh is amended and restated in its entirety to read as follows:

233.37(B). The Housing Code Inspector, Officer of the City Police Department, or Parking Enforcement Officer—as defined in § 253-2-7 of the Code—shall have authority to inspect and report violations of section 233.32 and 233.35 of this chapter and shall send notice of the violation and fine to the person or owner on record per the Assessor's files, at the address as on record per the Assessor's files, by registered or certified mail service. Within fourteen days from receipt of such notice, the person or owner may pay or cause to be paid to the City of Plattsburgh, through the Code Enforcement Office, as a penalty for and in full satisfaction of such violation the monetary sum as indicated by the notice of fine and violation. Such penalty shall be in addition to the cost of removal and administrative fee as set forth in section 233.36. The failure of the person or owner to make such fine payment may result in the issuance of an appearance ticket in Plattsburgh City Court, and upon conviction therein, the person or owner shall be guilty of violating the Code of the City of Plattsburgh and shall be subject to a fine.

4. City Code § 183-19.3 of the City Code of the City of Plattsburgh is amended and restated in its entirety to read as follows:

183-19.3. The provisions of this chapter may be enforced by the Building Inspector, Housing Code Inspector, Municipal Code Inspector, Superintendent of the Department of Public Works, or Parking Enforcement Officer—as defined in § 253-2-7 of the Code.

5. City Code § 202 of the City Code of the City of Plattsburgh is amended by the inclusion of section “4” entitled “Enforcement” and is to read as follows:

202-4. Enforcement. A violation of this Chapter may be enforced by a police officer or a Parking Enforcement Officer—as defined in § 253-2-7 of the Code.

6. City Code § 161-7 of the City Code of the City of Plattsburgh is amended and restated in its entirety to read as follows:

161-7. Enforcement. This chapter may be enforced by a dog control officer appointed by the Common Council, a police officer, or a Parking Enforcement Officer—as defined in § 253-2-7 of the Code. An offense may be prosecuted by the issuance of an appearance ticket under § 150.20 of the Criminal Procedure Law.

7. This Local Law shall take effect immediately upon approval by the Mayor and filing with the New York Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 20 18 of the ~~(County)(City)(Town)(Village)~~ of Plattsburgh Common Council was duly passed by the _____ on May 31 20 18, and was (approved)(~~not approved~~) (repassed after disapproval) by the Mayor (Elective Chief Executive Officer*) and was deemed duly adopted on May 31 20 18, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. (Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)


I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 6/1/2018

(Seal)