

# Local Law Filing

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## (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 x Village**

*(Select One)*

of Island Park

**Local Law No. 3 of the year 2018**

A local law A local law repealing and replacing Local Law 26 of 2017, entitled Roll-Off Containers, establishing the guidelines for placement of Roll-Off Containers on public streets in the Incorporated Village of Island Park.

Be it enacted by the BOARD OF TRUSTEES of the  
*(Name of Legislative Body)*

**County City Town x Village**

*(Select One)*

of Island Park as follows:

### SECTION 1. LEGISLATIVE INTENT

The Village of Island Park is establishing guidelines for placement of Roll-Off Containers on public streets in the Incorporated Village to ensure the safety of residents, pedestrians, and vehicular traffic.

### SECTION 2. PRIOR APPROVAL

No roll-off containers shall be placed on public roadways within the Village of Island Park unless prior written approval is granted by the chief Building Inspector.

### **SECTION 3. REMOVAL OF ROLL-OFF CONTAINERS**

The Chief Building Inspector reserves the right to remove a roll-off container from any street location upon violation of any section of this chapter or if, in his judgement, he determines that the placement of any roll-off container at any street location shall constitute an obstruction or public nuisance or hazard because of contour, narrow width, traffic or other highway conditions peculiar to the street at or near the roll-off container location.

### **SECTION 4. ENFORCEMENT**

The police officers of the Nassau County Police Department and Chief Building Inspector of the Village of Island Park shall have authority to enforce the provisions of this chapter and issue appearance tickets for offenses against this chapter.

### **SECTION 5. PENALTIES FOR OFFENSES**

A. Any person committing an offense against this chapter or any section or provision thereof shall be guilty of a violation punishable by a fine not exceeding \$500.00 or by imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment.

B. Each day of continued violation shall constitute a separate offense.

C. In addition, to the penalties stated herein, this chapter may be enforced by civil action, including an injunction, in a court of competent jurisdiction for violations of this chapter.

### **SECTION 6. SEVERABILITY**

If a court 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 judgement shall not effect, 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 judgement or order shall be rendered.

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