

PUBLIC HEARING ON PLL 2-2010

2/8/10

PG. 1

MINUTES OF A PUBLIC HEARING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MAMARONECK HELD ON MONDAY, FEBRUARY 8, 2010 AT 7:30 P.M. IN THE COURTROOM AT VILLAGE HALL, MAMARONECK, NEW YORK

PRESENT:	Mayor	Norman S. Rosenblum
	Trustees	Louis N. Santoro Toni Pergola Ryan John M. Hofstetter Marianne V. Ybarra
	Village Manager	Richard Slingerland
	Village Attorney	Christie McEvoy-Derrico
	Police Department	Chief Edward Flynn
	Clerk-Treasurer	Agostino A. Fusco
ABSENT:		None

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Board of Trustees of the Village of Mamaroneck on the 8<sup>th</sup> of February, 2010, at 7:30 p.m., or as soon thereafter as all parties can be heard, at the municipal building located at 169 Mount Pleasant Avenue, Mamaroneck, New York, to consider PROPOSED LOCAL LAW NO.2-2010, a local law amending Chapter 326 (Vehicles and Traffic) Article VII (Penalties for offenses) Section 65 (Miscellaneous penalties) of the Code of the Village of Mamaroneck.

PLEASE TAKE FURTHER NOTICE that a copy of Proposed Local Law No. 2-2010 is on file with the Clerk-Treasurer of the Village of Mamaroneck.

PLEASE TAKE FURTHER NOTICE that at said public hearing, all persons interested will be given an opportunity to be heard.

BY ORDER OF THE BOARD OF TRUSTEES OF  
THE VILLAGE OF MAMARONECK, NEW YORK

Agostino A. Fusco  
Clerk-Treasurer

Dated: February 1, 2010

On motion of Trustee Ryan, seconded by Trustee Ybarra:

RESOLVED that the Public Hearing on Proposed Local Law 2-2010 be and is hereby opened.

Ayes: Ybarra, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

Mr. Slingerland stated that a survey of over 12 municipalities in lower Westchester was done and it was discovered that the Village is on the low end of what is charged in parking offenses. Also, the handicapped fine is being raised to \$150.00.

Mr. Irving Scharf of Richbell Road appeared. He believes that the increase is excessive.

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PG. 2

On motion of Trustee Santoro, seconded by Trustee Hofstetter:

RESOLVED that the Public Hearing on PLL 2-2010 be and is hereby closed.

Ayes: Ybarra, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

On motion of Trustee Santoro, seconded by Trustee Hofstetter:

RESOLVED that Proposed Local Law 2-2010 be and is hereby adopted and shall read as follows:

**LOCAL LAW NO. 3-2010**

A local law amending Article VII (Penalties of offenses)  
Section 65 (Miscellaneous penalties) and Section 67 (Metered parking zones)  
of Chapter 326 (Vehicles and Traffic) of the Code of the Village of Mamaroneck

Be it enacted by the Board of Trustees of the Village of Mamaroneck as follows:

**SECTION 1.** Section 65 (Miscellaneous penalties), Part E of Chapter 326 (Vehicles and Traffic) is hereby amended to read as follows:

E. For violations concerning § 326-22, Handicapped parking spaces, on-street, and § 326-23, Handicapped parking spaces, off-street, said fine shall be \$150 and for violations concerning § 326-33, Time limit parking, said fine shall be \$20.

**SECTION 2.** Section 67 (Metered parking zones), Part A of Chapter 326 (Vehicles and Traffic) is hereby amended to read as follows:

A. Any person violating any of the provisions of Article V of this chapter, except § 326-59G and § 326-61, may, upon conviction, be punished for the first offense by a fine not exceeding \$20; and for the second offense within a twenty-four-hour period by a fine not exceeding \$25; and for any subsequent offense within a twenty-four-hour period by a fine not exceeding \$40.

**SECTION 3.** If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

**SECTION 4.** This Local Law shall become effective immediately upon filing in the office of the Secretary of State.

Ayes: Ybarra, Hofstetter, Ryan, Santoro, Rosenblum

Nays: None

RESPECTFULLY SUBMITTED BY:

AGOSTINO A. FUSCO, CLERK-TREASURER