

VILLAGE OF DELANSON
LOCAL LAW #1-1975

A LOCAL LAW PROVIDING FOR THE REMOVAL AND STORAGE OF VEHICLES FROM HIGHWAYS WITHIN THE VILLAGE OF DELANSON AND FROM ANY LANDS OWNED BY THE VILLAGE.

BE IT ENACTED by the Board of Trustees of the Village of Delanson as follows:

Section 1.

The Street Commissioner of the Village of Delanson is hereby authorized and also directed to remove any vehicle found within the Village or upon the lands of the Village as follows:

a. When any vehicle is left unattended, parked or abandoned on any highway within the Village during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway upon which said vehicle is located, parked or abandoned.

b. When any vehicle is found unattended, parked or abandoned on any highway within the Village or on any public lands of the Village where said vehicle constitutes an obstruction or hazard to traffic or an interference with any emergency operation of the Village.

c. When, in the opinion of the Street Commissioner, it is necessary to facilitate snow and ice control operations.

d. When, in the opinion of the Street Commissioner, it is necessary to repair or construct any highway or its appurtenances or any other improvement upon the lands of the Village and said vehicle constitutes an interference with such repair and construction.

e. When any vehicle has been left unattended within the Village or upon Village lands and abandoned as defined by Section 1224 of the New York State Vehicle and Traffic Law or any other provision of Law.

Section 2.

The removal of vehicles under subdivision "c", "d" and "e" of the preceding section shall not take place until the Street Commissioner has made a reasonable effort to locate the owner or operator of such vehicle within the Village and as a result thereof has been unable to locate the same or to effect a voluntary removal of said vehicle.

Section 3.

After the removal of any vehicle as provided herein the Street Commissioner may store such vehicle in a suitable place at the expense of the owner or operator. Such owner or operator or other person in charge of said vehicle may redeem the same

upon payment to the Village Clerk or the person or corporation removing and/or storing said vehicle the full amount of all charges and expenses actually and necessarily incurred in effecting such removal and storage.

Section 4.

The Street Commissioner shall without delay upon the removal and disposition of any vehicle as provided herein ascertain to the extent reasonably possible the owner, operator or person having charge of said vehicle and to notify him and the New York State Police of the removal and disposition of such vehicle and therefore to notify him of the amount of which will be required to repossess the same.

Section 5.

The Street Commissioner shall give notice of such removal to the Department of Motor Vehicles of the State of New York and such others as required and in the manner required of Section 1224 of the Vehicles and Traffic Law, Part 18 of the regulations of the Commissioner of Motor Vehicles and any other provisions of the law and regulations thereunder.

Section 6.

Any vehicles which become abandoned within the Village may be disposed of by the Street Commissioner as permitted by Section 1224 of the Vehicle and Traffic Law or any other provision of law. The Street Commissioner is hereby authorized and directed to sell pursuant to said Vehicle and Traffic Law, Section 1224, any such vehicle so permitted to be sold at public auction, notice of which must be posted conspicuously at least six days before the date of the sale in three public places within the Village and the proceeds less expenses shall be held as provided by such law and in the event he is unable to sell said vehicle to otherwise dispose of the same as permitted by such Vehicle and Traffic Law.

Section 7.

The Village Board of Trustees may delegate from time to time by resolution the duties of the Street Commissioner herein set forth to any other Village Officer.

Section 8.

This local law shall become effective immediately.