

(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 Rockville Centre

Town

Village

Local Law No. 1 of the year 2009

A local law to amend the Code of the Village of Rockville Centre, in relation to fines and penalties. (Insert Title)

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

County

City

of Rockville Centre **as follows:**

Town

Village

Section one. Section 1-2 of the Code of the Village of Rockville Centre is hereby amended, to read as follows:

“§ 1-2. Penalties for offenses.

- (1) Unless otherwise provided by law or by specific enactment, the penalty for each violation of any provision of this Code shall be a sum of money not exceeding \$250, imprisonment for a period not to exceed fifteen (15) days, or both such fine or imprisonment. In addition, unless otherwise provided by law or by specific enactment, a violation of any provision of this Code shall constitute an offense.

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

(2) Notwithstanding the provisions of paragraph A of this section, the monetary penalty for each violation of the following provisions of this Code shall be as provided hereinafter, in the place and stead of any lesser monetary penalty provided for any such violation, and in addition to any other penalty which may be provided by law:

CODE §	VIOLATION	MAXIMUM FINE (for each day on which a violation occurs)
115-1 and 115-14	Violation of Code or New York State Uniform Fire Prevention and Building Code, or International Building Code	\$1,500
115-8	Alteration w/o permit	\$750
115-12	Stop Work Order	\$1,000
115-15	Unlicensed Plumber	\$750
115-23(b)	Failure to Obey	\$1,500
132-2	Dangerous Buildings	\$1,500
160-1	Unlicensed Electrician	\$750
Chapter 212	Illicit Discharge into Storm Sewer, other violations of chapter	Not less than \$500, nor more than \$1000 for the first violation in a six month period; not less than \$1000 nor more than \$2500 for each subsequent violation within six months
Chapter 219	Landscape/Gardeners	\$350, except \$500 for violations of 219-8(C)
Chapter 261	Property Maintenance	\$350
283-5	Depositing material on property w/o permit – for all dumpsters, scaffolding, piles of bricks or dirt.	\$900
283-11	Litter – all garbage and debris	\$350
283-21	Garbage out at improper hours, or uncovered	\$350 for two family residential properties, \$750 for all other properties other than one family residential properties
283-37	Unlicensed private waste hauler	\$900
287-1	Sidewalk work w/o permit	\$400
287-25 and 26	Road opening w/o permit	\$1,500

291-1	Improper swimming pool – permit or fencing	\$1,000
335-9	Commercial signs w/o permit	\$400
335-11	No posting bills	\$350
335-15	Improper real estate sign – permit, location	\$250

“

Section two. If any clause, sentence, paragraph, or section of this local law shall be held invalid by any court of competent jurisdiction, or the application of this local law to any person or set of circumstances shall be held invalid, such invalidity or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or operation of this local law directly involved in the controversy in which the judgment shall have been rendered. To further this end, the provisions of this local law are hereby declared to be severable.

Section three. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law

(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. 1 of 2009 of the ~~(County)~~(City)(Town)(Village) of Rockville Centre was duly passed by the Board of Trustees on May 18, 2009, 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. _____ of 200__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 200_, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19_, 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 200__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 200_, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 200_. 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 _____ 200_, 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 200__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 200_, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 200_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 200_, in accordance with the applicable provisions of law.

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 200__ of the City of _____ having been submitted to referendum pursuant to the _____

***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.**

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 _____200_, 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 200__ 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 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 1, above.

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

Date: May 18, 2009

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF NASSAU

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Village Attorney
Title

~~County~~

~~City~~

of Rockville Centre

~~Town~~

~~Village~~

Date: May 18, 2009