

Per # 25-81 - 1-13-81

AN ORDINANCE REGULATING THE PARKING OF  
MOTOR VEHICLES UPON TOWN HIGHWAYS WITHIN  
THE TOWN OF DUANESBURG DURING SNOW STORMS

BE IT RESOLVED AND ORDAINED by the Town Board of the  
Town of Duanesburg, Schenectady County, State of New York, as  
follows:

Section 1 AUTHORITY This ordinance is enacted pursuant to  
Sect. 130 of the Town Law and Sect. 1660 of the Vehicle and  
Traffic Law of the State of New York.

Section 2 VILLAGE EXCLUDED This ordinance shall have no  
effect within the boundaries of the Village of Delanson.

Section 3 RESTRICTION It shall be unlawful for any person  
to park, leave unattended, or abandon any vehicle upon any portion  
of any Town highway within the Town of Duanesburg during (a) a  
snow storm which has an accumulation of three (3) or more inches  
of snow and (b) for a period of 12 hours after a snow storm with  
such an accumulation.

Section 4 REMOVAL The Superintendent of Highways of the  
Town of Duanesburg is hereby authorized and directed to remove  
any vehicle found within the boundaries of a Town highway as  
follows:

(a) When, during a snow storm resulting in an accumula-  
tion of three (3) or more inches of snow or during the  
12 hour period thereafter, any vehicle is parked, left  
unattended, or abandoned.

(b) When any vehicle is left unattended, parked, or abandoned on such highway within the Town during a snow storm, flood, fire, or other public emergency which affects that portion of the Town highway upon which said vehicle is located, parked, or abandoned.

Section 5 VOLUNTARY REMOVAL The removal of vehicles under subdivision (a) of the preceding section shall not take place until the Superintendent of Highways has made a reasonable effort to locate the owner or operator of such vehicle within the Town and as a result thereof has been unable to locate the same or to effect a voluntary removal of said vehicle.

Section 6 STORAGE After the removal of any vehicle as provided herein, the Superintendent of Highways 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 Town 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 7 NOTIFICATION The Superintendent of Highways 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 notify him and the New York State Police of the removal and disposition of such vehicle and thereafter notify him of the amount which will be required to repossess the same.

Section 8 NOTICE TO STATE The Superintendent of Highways 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 Vehicle and Traffic Law, Part 10 of the regulations of the Commissioner of Motor Vehicles, and any other provisions of law and regulations thereunder.

Section 9 PENALTY Any person violating Section 3 of this Ordinance shall be guilty of an offense against this Ordinance and upon conviction thereof shall be punishable by a fine not to exceed Fifty Dollars (\$50.00).

Section 10 EFFECTIVE DATE This Ordinance shall take effect immediately.

January Meeting con't;

George Lent, Duanesburg asked about the Towns responsibility if they issue a permit for racing.  
Lawrence O'Connor, Delanson Mayor asked the Board to go on record as being in favor of pushing ahead the re-apportionment which is being talked about at the County Board.  
George Lent, Duanesburg asked if the organizational meeting could not be held some day other than New Years Day.

Supervisor closed the privilege to the floor.

COMMUNICATIONS

Supervisor Pavlic read letters concerning interest rates on investments, the ITSEB program, \$6,184.00 in mortgage money being received by the Town and the Safer Roads Program.

COMMITTEES

Highway Councilman Wilson read the Highway Sup't. report.

Building Councilwoman Sleeper said Lyle Meader has been contacted to check some electrical problems in the Town Hall. The new door for the Town Garage has not arrived yet.

Recreation Councilwoman Sleeper reported that they have been in contact with the Red Cross about a summer swim program next summer.

Supervisor Pavlic read the Town Clerks report and the Supervisors report.

UNFINISHED BUSINESS

Councilman Breitenstein moved and 2nd by Councilwoman Sleeper that the bills, General and Highway, be paid as audited. Adopted 5 Ayes.

NEW BUSINESS

The Supervisor said we could raise the insurance on the Town Garage from : \$69,00 to 80,00 for an additional \$150.00, and on the Town Hall from \$92,000 to \$106,00 for an additional \$15.00.

Resolution # 22-81 Councilman Rickard moved and 2nd by Councilman Breitenstein that the Town increase the insurance on the Town Hall to \$106,000 for an additional \$15.00. Adopted 5 Ayes

Resolution # 23-81 Supervisor Pavlic moved and 2nd by Councilman Rickard that Carol Boyd be put in the retirement program. Adopted 5 Ayes.

There will be a meeting Tuesday, January 13, 1981 at 7:00 P.M. to discuss the snow parking ordinance.

The Town Board was given an application for a permit for a motorcycle race to be held on Mariaville Lake on January 18, 1981 by Alan Kuhn.

Resolution # 24-81 Councilman Breitenstein moved and 2nd by Councilwoman Sleeper that a permit be granted, based on his application, to Alan Kuhn for motorcycle races on Mariaville Lake on January 18, 1981 provided the Town gets a copy of the insurance policy before the race. Adopted 5 Ayes.

Meeting Adjourned at 8:35.

Esther L. Vincent  
Town Clerk

Special Meeting-1-13-81  
Snow Parking Ordinance

Meeting called to order at 7:30

Present were Councilman Breitenstein, Councilman Rickard, Councilwoman Sleeper, Councilman Wilson and Supervisor Pavlic.

Resolution # 25-81--Supervisor Pavlic moved and 2nd by Councilman Breitenstein that the attached Snow-Parking Ordinance be adopted. Adopted 5 Ayes

Resolution # 26-81--Councilman Wilson moved and 2nd by Councilman Breitenstein that :

WHEREAS:the 1980 census figures are now complete and have been furnished to the Schenectady County Board of Representatives; and

WHEREAS: the residents of the Town of Duanesburg are desirous of equal representation by the Schenectady County Board of Representatives, and

Special-Snow parking con't:

WHEREAS: the Town Board of the Town of Duaneburg is formed for the purpose of representation of the residents of the Town, therefore, be it

RESOLVED: that the Town Board of the Town of Duaneburg hereby requests that the Schenectady County Board of Representatives take immediate action to re-appoint the Schenectady County Board of Representatives in such a manner as to conform to the appropriate requirements for the representation of the people. Motion defeated. Wilson: Aye, Breitenstein Aye, Rickard: No, Sleeper Present. Pavlic: Present.

Meeting adjourned at 7:50 P. M.

Esther L. Vincent  
Town Clerk  
Special, January 27, 1981  
Motorcycle Race Permit

Meeting called to order at 8:05.

Present were Councilman Breitenstein, Councilwoman Sleeper, Councilman Wilson and Deputy Supervisor La Belle. Absent. Councilman Rickard, Supervisor Pavlic. Pledge to the flag was led by Councilman Wilson.

Resolution # 27-81--Councilman Breitenstein moved and 2nd by Councilwoman Sleeper that a permit be granted based on his application, to Alan Kuhn for motorcycle races on Mariaville Lake on February 15, 1981 provided the Town gets a copy of the Insurance Policy before the races. Adopted. Breitenstein, Aye; Sleeper, Aye; Wilson, Aye; Rickard Absent; Pavlic Absent.

Resolution # 28-81--Councilman Wilson moved and 2nd by Councilwoman Sleeper the following resolution:

WHEREAS: The 1980 Census figures are now complete and have been furnished to the Schenectady County Board of Representatives; and

WHEREAS: The residents of the Town of Duaneburg are desirous of equal representation by the Schenectady County Board of Representatives; and

WHEREAS: the Town Board of the Town of Duaneburg is formed for the purpose of representation of the residents of the Town, therefore, be it

RESOLVED: That the Town Board of the Town of Duaneburg hereby requests that the Schenectady County Board of Elections and the Schenectady County Board of Representatives take immediate action to re-appoint the Schenectady County Board of Representatives according to the provisions of the Charter which dictates a reduction in Board Members from 15 to 13 to effect savings in County expenditures and to provide the most equitable distribution of representation to the residents of Schenectady County. Adopted. Aye Councilman Breitenstein  
Aye Councilman Wilson  
Aye Councilwoman Sleeper

Absent Councilman Rickard  
Absent Supervisor Pavlic

Motion made to adjourn by Councilman Wilson, 2nd by Councilwoman Sleeper.

Meeting adjourned at 8:45

Esther L. Vincent  
Town Clerk