

**TOWN OF FORT ANN
COUNTY OF WASHINGTON, STATE OF NEW YORK**

**AN ORDINANCE PROHIBITING PARKING ON DESIGNATED TOWN HIGHWAYS
IN THE TOWN OF FORT ANN**

Section 1. Legislative Intent and Authority.

The Town of Fort Ann (the "Town") finds that parking along certain town highways negatively impacts traffic and is potentially injurious to the public health, welfare and safety of the public. In accordance therewith, the Town, has the authority to restricting parking on Town highways under section 1660 (18) of the New York State Vehicle and Traffic Law.

Section 2. Parking Prohibition.

No owner or operator shall allow a vehicle to be parked on any public highway, street, sidewalk, or road within the Town of Fort Ann as follows:

- 1- Shelving Rock Road: parking is prohibited on the full extent of said town highway in both the northbound and southbound directions.

Section 3. Penalties.

A violation of this Ordinance shall be deemed a traffic infraction as defined in New York Vehicle and Traffic Law section 155. Convictions for a first offense shall be punishable by a fine of fifty dollars (\$50.). Convictions for a second offense, both or all of which were committed within a period of 18 months, shall be punished by a fine of one hundred dollars (\$100). Convictions for a third offense and for each subsequent offense, all of which were committed within a period of 18 months, shall be punished by a fine of two hundred dollars (\$200).

In addition, for any violation of this Ordinance, the Town may arrange for the removal and storage of the offending vehicle, and require reimbursement to the Town for the costs incurred by the Town for same, before returning said vehicle to the owner or operator thereof.

Section 4. Enforcement.

This ordinance shall be enforced by the Town of Fort Ann's Enforcement Officer and at all times by any police officer as defined by the NYS Criminal Procedure Law.

Section 5. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this Ordinance or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court or competent jurisdiction to be invalid or

unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective Date.

This Ordinance shall effect ten (10) days after publication and posting, or immediate upon personal service as provided by Section 133 of the Town Law.

Effective March 13, 2017.