

Local Law Filing

New York State Department of State
162 Washington Avenue, Albany, NY 12231

(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.

7 Pages
STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
JUN 21 2002

TOWN OF LEYDEN

Local Law No. 1 of the Year 2002

MISCELLANEOUS
& STATE RECORDS

A Local Law known as the "Town of Leyden Local Law Permitting All-Terrain Vehicle Operation on Certain Town Highways".

(Insert Title)

Be it enacted by the Town Board of the
TOWN OF LEYDEN, as follows:

ARTICLE 1 - STATEMENT OF AUTHORITY.

The Town Board of the Town of Leyden, pursuant to the authority granted it under Article 48-c of the Vehicle and Traffic Law, and Sections 10 and 20 of the Municipal Home Rule Law, hereby enacts as follows.

ARTICLE 2 - STATEMENT OF PURPOSE AND FINDINGS.

The Town Board of the Town of Leyden has been requested to open certain Town Highways in the Town of Leyden to the use of ATV's. It appears from examination that the roads requested present no safety issues, are needed to allow ATV's access to existing trails, and are otherwise also used by ATV's at the present time. It is the purpose of this Local Law to provide for the use of certain Town Roads by All-Terrain vehicles.

ARTICLE 3 - ENACTMENT.

The Town Board of the Town of Leyden hereby enacts as follows:

Section 1 - Definitions

1. All-Terrain Vehicles shall mean vehicles as defined by Article 48-c of the Vehicle and Traffic Law as all-terrain vehicles hereinafter referred to as "ATV's".
2. Highways shall mean Town highways as shown on the inventory of highways of the Town of Leyden.

Section 2 - ATV Use on Town Highways

Pursuant to Section 2405 of the Vehicle and Traffic Law, the following Town Highways shall be designated as open for ATV traffic:

1. Bailey Road - Commencing at Route 12D and ending on County Route 51, being approximately 1.81 miles.
2. Brock Road - Commencing at the Town Line and ending at the beginning of the gravel on Brock Road, being approximately 0.60 miles.
3. Brock Road - Commencing at the beginning of the gravel on Brock Road and ending at the Gulf Road, being approximately 0.46 miles.
4. Brown Road - Commencing at the Domser Road and ending at County Route 51, being approximately 0.52 miles.
5. Canal Street - Commencing at State Route 12 and ending on W. Main Street, being approximately 0.73 miles.
6. Cheese Factory Road - Commencing at the Dead End and ending at State Route 12D, being approximately 0.30 miles.
7. Cone Road - Commencing at the Thayer Hill Road and ending at the beginning of the gravel of Cone Road, being approximately 0.83 miles.
8. Cone Road - Commencing at the beginning of the gravel of Cone Road and ending at County Route 51, being approximately 0.64 miles.
9. Davis Bridge Extension - Commencing at the Kelpy Town Road and ending at the Kelpy Town Road, being approximately 0.26 miles.
10. Davis Bridge - Commencing at the Davis Bridge Extension and ending at the Town Line, being approximately 0.69 miles.
11. Denley Road - Commencing at State Route 12D and ending at State Route 12, being approximately 2.14 miles.
12. Domser Road - Commencing at County Route 51 and ending at State Route 12D, being approximately 1.47 miles.

13. Dutch Hill Road - Commencing at the Fitch & Zigler Roads and ending at the Spencer Road, being approximately 1.81 miles.
14. Farr Road - Commencing at County Route 43, and ending at the dead end, being approximately 0.70 miles.
15. Fitch Road - Commencing at County Route 54 and ending at the Dutch Hill Road, being approximately 1.84 miles.
16. Geiskopt Road - Commencing at the dead end and ending at the Spencer Road, being approximately 0.44 miles.
17. Gulf Road - Commencing at State Route 12D and ending at Thayer Hill Road, being approximately 0.94 miles.
18. Gulf Road - Commencing at Rudd House Road and ending at Thayer Hill Road, being approximately 1.07 miles.
19. Hells Kitchen Road - Commencing at County Route 43 and ending at State Route 12, being approximately 0.81 acres.
20. Hines Road - Commencing at County Route 54 and ending at the Fitch Road, being approximately 1.05 miles.
21. Isenecker Road - Commencing at Dutch Hill Road and ending at the Thayer Hill Road, being approximately 1.10 miles.
22. Kelptown Road - Commencing at E. Main Street and ending at the Town Line, being approximately 1.63 miles.
23. Kerwin Road - Commencing at County Route 43 and ending at R.R. Tracks, being approximately 0.42 miles.
24. Kerwin Road - Commencing at R.R. Tracks and ending at State Route 12, being approximately 0.28 miles.
25. Leyden Road - Commencing at County Route 43 and ending at County Route 39, being approximately 0.34 miles.
26. Locust Grove Road - Commencing at State Route 12D and ending at County Route 43, being approximately 1.29 miles.

27. MacKay Road - Commencing at the Town Line and ending at the dead end, being approximately 0.40 miles.
28. McDonald Road - Commencing at Hells Kitchen Road and ending at the Town Line, being approximately 0.62 miles.
29. Muha Road - Commencing at the Town Line and ending at County Route 54, being approximately 0.13 miles.
30. Neff Road - Commencing at Zigler Road and ending at the Town Line, being approximately 1.66 miles.
31. New Road - Commencing at the Zigler Road and ending at County Route 54, being approximately 0.71 miles.
32. Norton Road - Commencing at State Route 12 and ending at the Town Line, being approximately 1.02 miles.
33. Rava Road - Commencing at the Thayer Hill Road and ending at the dead end, being approximately 0.28 miles.
34. Roger Road - Commencing at State Route 12D and ending at the dead end, being approximately 0.11 miles.
35. Roger Road - Commencing at the dead end and ending at County Route 43, being approximately 0.16 miles.
36. School Road - Commencing at State Route 12D and ending at the dead end, being approximately 0.11 miles.
37. Spencer Road - Commencing at the Town Line and ending at County Route 51, being approximately 1.79 miles.
38. Stuckie Road - Commencing at the Dutch Hill Road and ending at County Route 51, being approximately 2.00 miles.
39. Thayer Hill Road - Commencing at the Fitch Road and ending at County Route 51, being approximately 3.05 miles.
40. Thomas Road - Commencing at State Route 12 and ending at the dead end, being approximately 0.74 miles.

41. Walker Road - Commencing at the Kelpy Town Road and ending at State Route 12, being approximately 0.16 miles.
42. Ziegler Road - Commencing at the Town Line and ending at Neff Road, being approximately 1.09 miles.
43. Ziegler Road - Commencing at Neff Road and ending at the Dutch Hill and Fitch Roads, being approximately 1.00 miles.

Section 3 - Rules and Regulations

1. No ATV shall be operated on any Town highway open for ATV use except in accordance with the provisions of the Vehicle and Traffic Law of the State of New York.
2. No ATV shall be operated on any Town highway unless properly registered and insured as required by the Vehicle and Traffic Law of the State of New York.

Section 4 - Signage

The Superintendent of Highways of the Town of Leyden shall post all roads open to ATV traffic, with appropriate signs or markers in the manner provided by the rules and regulations of the Commissioner of the Department of Motor Vehicles.

Section 5 - Filing

The Town Clerk of the Town of Leyden is hereby directed to file a copy of this Local Law with the Commission of the Department of Motor Vehicles.

ARTICLE 4 - SEVERABILITY.

Should any sections or provisions of this Local Law be declared invalid, such decision shall not affect the validity of the remaining portions of this Local Law.

ARTICLE 5 - EFFECTIVE DATE.

This Local Law shall become effective after filing in the Office of the Secretary of State of the State of New York.

(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 2002, of the Town of Leyden, was duly passed by the Town Board of the Town of Leyden on May 28, 2002, 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 _____, of the County, City, Town, Village of _____ was duly passed by the _____ on _____, _____, and was approved, not disapproved, repassed after disapproval, by the _____, and was deemed duly adopted on _____, _____, 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 _____, of the County, City, Town, Village of _____ was duly passed by the _____ on _____, _____, and was approved, not disapproved, repassed after disapproval, by the _____ on _____, _____. 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 _____, _____, in accordance with the applicable provisions of law.

4. (Subject to a 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 _____, of the County, City, Town, Village of _____ was duly passed by the _____ on _____, _____, and was approved/not disapproved/repassed after disapproval by the _____ on _____, _____. Such Local Law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, _____, in accordance with the applicable provisions of law.

* 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 chairman 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.

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 _____, of the City of _____ having been submitted to referendum pursuant to the 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 _____, _____, 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 _____, of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____, _____, pursuant to the 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 a unit and of 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
ELIZABETH P. WARD, TOWN CLERK

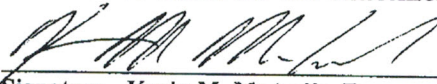
Date: May 28, 2002

(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 LEWIS

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 - Kevin M. McArdle, Esq.

Town Attorney

(Title)

Town of Leyden

Date: June 19, 2002