

# Local Law Filing

(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  Town  Village  
(Select one.)

of Leyden

FILED  
STATE RECORDS

JUN 29 2017

DEPARTMENT OF STATE

Local Law No. 2 of the year 2017

A local law to open portion of certain roads shall be open for ATV access to connect to off-road trails  
(Insert Title)  
to off-road trails on private property

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

County  City  Town  Village  
(Select one.)

of Leyden

as follows:

Article 1. - Statement of Authority. The Town Board the Town of Leyden, pursuant to the authority granted under Article 48-C of the Vehicle and Traffic Law and Sections 10 and 20 the Municipal Home Rule Law of the State of New York hereby enacts as follows:

Article 2. - Statement of Purpose and Findings. The Town Board of the Town of Leyden hereby finds that Article 48-C of the Vehicle and Traffic Law allows the Town to consider the opening of Town roads for All Terrain Vehicle use under certain limited conditions. The Town wishes to open a portion of Fitch, Ziegler and Neff Roads for ATV access to connect off road trails on private property. It is the purpose of this local law to authorize the same.

Article 3. - Enactment. The Town Board of the Town of Leyden enacts as follows:

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

A. The following portion of certain roads shall be open for ATV access to connect to off-road trails on private property as follows:

1. .48 miles of Fitch road to connect and off road trail system on the Gröwer property (with parking area) to an off road trail on Barrett's property (on the corner of Fitch and Ziegler roads);
2. .58 miles of Ziegler road to connect the off road trail on Barrett's property to the off road trail on Bauers property (south side of intersection of Neff and Ziegler roads);
3. .25 miles of Neff road from Bauers (south side of Neff and Ziegler intersection) to the off road trail on Bauers property on Neff Road;
4. 1.17 miles of Neff road to connect the off road trail on Bauers to the town line. (The Town of West Turin has opened Neff Road at the town line to the off road trail on the Miller property contingent on the Town of Leyden opening Neff road to connect the trails.

B. There shall be imposed a speed limit of fifteen (15) m.p.h. on all ATV's using these roads.

Article 4. - Severability. If any part of this Chapter shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this Chapter.

Article 5. - Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

(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. 2 of 2017 of the ~~(County)(City)(Town)(Village)~~ of Leyden was duly passed by the Town Board on June 13, 2017, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*

~~Local legislative body with approval, no disapproval or repassage~~

**Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and \_\_\_\_\_ (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted *(Elective Chief Executive Officer\*)* on \_\_\_\_\_ 20\_\_\_\_, 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 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. *(Elective Chief Executive Officer\*)*

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 \_\_\_\_\_ 20\_\_\_\_, 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 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting referendum was filed. *(Elective Chief Executive Officer\*)*

\* 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.

5. ~~Charter (in original jurisdiction)~~  
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of  
the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section \_\_\_\_\_ 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 20\_\_\_\_ 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 county, or 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.

*Janice Dwyer*  
Clerk of the county legislative body / City, Town or Village Clerk or  
officer designated by local legislative body  
Date: 6/21/17

(Seal)  
170621