

**Office of the Town Clerk
Town of New Paltz
P.O. Box 550 / 1 Veterans Drive
New Paltz, NY 12561
(845) 255-0100 / Fax: 256-0537
clerk@townofnewpaltz.org**

July 26, 2013

State Records & Law Bureau
Department of State
One Commerce Plaza
99 Washington Avenue
Albany, NY 12231-0001

Attn: Secretary of State

Dear Honorable Secretary of State:

I have enclosed material for the Town of New Paltz pertinent to filing year 2013
Local Law #1 to amend Section 41-3, entitled "Criteria for tow operators" of Chapter
41, "Tow List" of the Code of the Town of New Paltz.

Please feel free to contact me at the above number should you have any questions.

Sincerely,



Rosanna Mazzaccari
Town Clerk

Enc.

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.

~~County~~

~~City~~

of New Paltz

~~Town~~

~~Village~~

Local Law No. 1 of the year 2013

A local law to amend Section 41-3, entitled "Criteria for tow operators" of Chapter 41, "Tow List" of the Code of the Town of New Paltz.

Be it enacted by the Town Board of the

~~County~~

~~City~~

of New Paltz as follows:

~~Town~~

~~Village~~

Section 1. Title.

Chapter 41 of the Code of the Town of New Paltz is hereby amended in accordance with the provisions of each of the following sections contained in this local law.

Section 2. Authority.

This local law is enacted pursuant to the laws of the State of New York including the authority of Section 10 of the Municipal Home Rule Law.

Section 3. Storage areas and employees.

Paragraph C of Section 41-3, "Criteria for tow operators" of Chapter 41, "Tow List" of the Code of the Town of New Paltz is hereby amended to read as follows:

C. All towing businesses must have secure indoor and outdoor storage areas within the Town of New Paltz available in which to store specified vehicles out of public access and staffed with at least one employee of the registered repair shop who shall be present at least on weekdays between 8:00 a.m. to 6:00 p.m. and who shall be authorized to release towed vehicles to claimants.

Section 4. Inspections.

Paragraph F of Section 41-3, "Criteria for tow operators" of Chapter 41, "Tow List" of the Code of the Town of New Paltz is hereby amended to read as follows:

F. All towing companies must make their facilities and equipment available for scheduled inspections. These inspections will be made to ensure that each company maintains a valid Department of Motor Vehicles (DMV) shop registration with employees on premises who are engaged in or capable of engaging in repairs to motor vehicles, vehicle registrations, vehicle inspections and vehicle insurance. The Town police must give two weeks' notice before inspecting any towing company's vehicles or facilities.

Section 5. Severability.

If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 6. Effect on other laws.

To the extent that this local law may be found to be inconsistent with any provision of the New York State Town Law or any special law, the Town Board declares that it is its intent that this local law shall supercede any such inconsistent provision in order to effectuate the purposes of this local law.

Section 7. 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. 1 of 2013 of the (County)(City)(Town)(Village) of New Paltz was duly passed by the Town Board on July 25, 2013, 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 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted 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) (repassed after disapproval) by the _____ on _____ 20____.

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) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, 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 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. (City local law concerning Charter revision proposed by petition.)

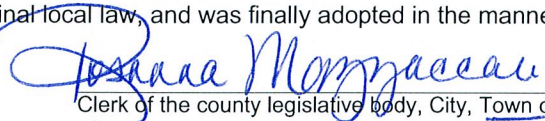
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, 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 cities of said county as a 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

(Seal)

Date:

July 26, 2013