

VILLAGE OF ALFRED, NEW YORK

LOCAL LAW NO. 2013-4

REGULATION OF PARKING OF MOTOR VEHICLES ON PRIVATE PLACES

Be it enacted by the Village Board of the Village of Alfred, Allegany County, New York as follows:

SECTION ONE – Regulate Parking of Motor Vehicles on Private Places

- A. Definition – Private Place: A parking lot or area of private ownership in use for vehicular traffic by the owner or lessee, and by members of the public having express or implied permission from the owner or lessee thereof.
- B. No member of the public shall park, stand, store or leave a motor vehicle upon any privately owned parking area or lot without express or implied permission from the owner or lessee of such premises.
- C. To effectuate the prohibition of parking on such premises as above described, a conspicuous sign or signs shall be posted at such parking lot or parking area informing the public as to the permitted conditions of parking therein. A sign as hereinafter described shall be deemed substantial compliance with this Section.

PARKING RESTRICTED

(6 inches)

EXCEPT FOR (List Persons or Conditions Permitted) ONLY

(4 inches)

UNDER PENALTY OF LAW

(2 inches)

VIOLATION-LOCAL LAW NUMBER 3, 1994

POLICE ENFORCEMENT

(2 inches)

- D. Such signs or sign shall be no more than three feet high by four feet wide, with red lettering on a white background. The words “police enforcement” and “under penalty of law” on such signs shall be construed among other things, to mean a request by the owner or lessee that the police shall enforce the provisions of this Section against a person parking, standing, storing, or leaving vehicles on such premises without the consent of the owner or lessee, and that the police are authorized to enter upon such premises to enforce the provisions of this Local Law. Such sign or signs shall state the conditions of parking or the persons authorized by the owner or lessee to use said premises for parking or both; any person not included within such authorization or violating the regulations and conditions set out on said signs shall be deemed to be using said premises unlawfully without the authority and consent of the owner or lessee. This Section may be enforced by the police in the same manner as elsewhere provided in the

Village Ordinances or Local Laws for the enforcement of traffic or parking ordinances, including the use of tags, summonses, and towing, and any other procedure authorized by law.

- E. In zones R2, R3, B1 and B2, it shall be unlawful to park a motor vehicle on the front or side areas of any private property unless such vehicle is parked in a driveway, garage or other parking area which satisfies the requirement of the Alfred Village Zoning Law.

SECTION TWO – Fire Lanes

- A. The following areas, roads and driveways shall be designated as fire lanes:
 - 1) The driveway located between 55 and 57 South Main Street, allowing access to rear apartment buildings.
 - 2) The driveway located between 113 and 117 North Main Street, allowing access to Matti Court apartment buildings.
 - 3) The driveway located at 10 South Main Street, allowing access to the Alfred Montessori School.
 - 4) The driveway located at 200 North Main Street, allowing access to the Ceramic Corridor building and the Village of Alfred Wastewater Treatment Plant.
 - 5) The driveway between 31 North Main Street and 39 North Main Street.
 - 6) The driveway located at 57 North Main Street, allowing access to rear of the Alfred Post Office and 55 North Main Street.
 - 7) The driveway located between 38 South Main Street and 40 South Main Street, allowing access to 40½ South Main Street.
 - 8) The driveway located on North Main Street between Carnegie Hall and Greene Hall, allowing access the Alfred University Physical Plant, Seidlin Hall, Binns-Merrill Hall, Harder Hall, and Step Lab.
 - 9) Pine Hill Suites access road on the Alfred University campus.
 - 10) Academic Alley from Saxon Drive to State Street on the Alfred University campus.
 - 11) The alley located directly behind 3 North Main Street thru 27 North Main Street, which runs parallel to North Main Street between West University Street and Church Street.
 - a) This designated fire lane will be twelve (12) feet in width.
 - b) The easterly boundary of this designated lane will begin four (4) feet to the west from the north/west corner of 27 North Main Street and run in a straight line to the south. This will allow for a four foot fire escape egress from the buildings.
- B. Proof of ownership of a vehicle shall be presumptive evidence in an action for enforcement of this Section that the owner parked or caused his vehicle to be parked on such premises.
- C. If such premises adjoin or abut a building or structure whose entrance or exits open upon such parking area, no vehicle shall be left parked, standing, or placed in such

manner as to obstruct such entrances or exits to the street or public right of way; such passage way shall be equal in width to the width of said entrances or exits in each instance, but in no case shall be less than five feet wide, and shall permit persons to enter and leave such building or structure at the place of such entrances or exits shall inform users of such parking area as to such restrictions, and failure to obey the regulations herein contained shall be deemed a violation of this Local Law.

- D. On demand of the police, any owner or lessee requesting police enforcement of this Local Law, shall, if requested, furnish to the police a statement, in writing, signed by the owner or lessee, or their agent, to the effect that a specified vehicle was unlawfully parked, stored, or left upon his premises at a certain time or during a certain period without their consent or permission, and such owner or lessee shall be available to testify to such facts in court at the request of the police. Failure of an owner or lessee to comply with the request of the police as set out shall be sufficient cause for the Chief of Police or his subordinates, to cease enforcing this Local Law at the premises of such owner or lessee who fails to give the cooperation required herein. At no time will said summons, ticket, tag or parking ticket be dismissed, voided, or otherwise fixed by any person unless full due process has been given. This will mean a trial with witness.

PENALTY

Every person convicted of a violation of this Local Law shall, for a first conviction thereof, be punished by a fine of not less than Thirty Dollars (\$30) nor more than One Hundred Fifty Dollars (\$150).

Adopted by Village Board of Trustees November 12, 2013