

ORDINANCE NO. 200

ARTICLE I

Section 1 Definitions

The following terms when used in these regulations unless otherwise expressly stated, or unless the context or subject matter otherwise requires, shall be deemed to mean and include.

1. “Authorized emergency vehicle” shall mean vehicles of the Fire Department (fire patrol), Police Department vehicles, ambulance and emergency vehicles of federal, state or municipal departments or Public Service corporations and such other vehicles as are designated or authorized by the Board of Trustees.

2. “Bicycle” shall include any vehicle consisting of an arrangement of a combination of two wheels, one following the other, supported by a frame, propelled by the feet acting upon pedals.

3. “Blind curve” means a curve on a two way street where the straightaway of the street is not visible from the center line of the street at the start of a curve.

4. “Commercial vehicle” means a vehicle constructed for, adapted for or general engaged in carrying merchandise.

5. “Crosswalk” shall include that portion of a public highway clearly indicated for pedestrian crossing by lines of other markings or the extension of the sidewalk space across intersecting streets. .

6. “Crosswalk lines” means single white lines painted on a street indicating and outlining limits of pedestrian crossings.

7. “Curb” shall include the boundaries of the street whether marked by curbstones or not so marked.

8. "Designated parking space". That part of any street designated by competent authority and indicated by signs as a place for parking vehicles.

9. "Driveway" is that passage in the sidewalk area where vehicles may be properly driven for purposes of ingress or egress to and from the premises adjoining sidewalks.

10. "Driver" shall mean any person operating, driving, propelling or leading any vehicle.

11. "Intersection" shall include the area bounded by the curb lines, real or projected, of two or more streets which meet or cross each other.

12. "Lights" (Traffic control signal devices):

(a) "Official traffic control devices" shall mean and include all signs, signals, markings and other devices placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, restricting, warning or guiding traffic.

(b) "Official traffic control signal" means a signal device operated manually, physically or mechanically, in which different colors or directional signals are shown for periods of time during which the driver shall comply with the meaning conveyed by the colors or directional signals shown.

13. "Motorcycle" shall mean a vehicle propelled by other than muscular power which is so designed that the operator steers the vehicle by turning the single front wheel of the vehicle by means of handle bars.

14. "Motor vehicle" shall include all vehicles propelled by any power other than muscular power, except motorcycles.

15. "Omnibus" shall mean any motor vehicle designed, adapted or used for the transportation of passengers, operating for hire, including vehicles engaging in what is commonly known as courtesy operation, except vehicles engaging in what is commonly known as taxicab, livery, or drive-yourself service.

16. "Person" shall mean an individual, partnership, company, corporation, association, estate, receiver, lessee or trustee or representative thereof.

17. "Park, parking or parked" shall mean the stopping or standing of a vehicle, whether occupied or not, except as follows:

(a) When actually and expeditiously engaged in loading or unloading merchandise.

(b) While actually engaged in discharging or taking up passengers.

(c) When necessary to avoid conflict with other vehicles pedestrians, animals, or other traffic.

(d) When in compliance with the direction of a police officer or traffic control device.

18. "Right of Way" shall mean the right of any pedestrian or driver, proceeding in a lawful manner, to be free from unreasonable danger, challenge or interference by any other user of the street. The term "right of way" shall be given a broad and substantial interpretation in favor of the person possessing the right of way.

19. "Right side of the street" is that part to the right of an actual or imaginary line dividing the street longitudinally into two equal parts between the lines of the curb. The wrong side of the street is that part which is to the left of the above described actual or imaginary line.

20. "Safety Zone" shall mean the area of space officially set apart within a street for the exclusive use of pedestrians and from which vehicles are excluded.

21. "Sidewalk, Sidewalk Area" means that portion of a street between the curb lines or the lateral lines of a roadway and the adjacent property lines and intended for the use of pedestrians.

22. "Stop Lines" means two white line painted about one foot apart on a street to indicate to drivers the place of stop when signaled.

23. "Street" shall include a highway, avenue, road, tunnel, bridge, viaduct, bridge parkway, park drive, roadway, road, street, and similar areas, and shall be interpreted synonymously and shall mean that part of any public way, improved or unimproved, designated and intended for vehicular traffic.

24. "Vehicle" shall include any device, except a baby carriage, in, upon or by which any person or property is, or may be transported or drawn upon a street respective of the motive power, including a horse being led or ridden.

25. "Holidays" when used on traffic regulatory signs shall mean the days on which the following holidays are officially celebrated t New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas.

26. "Passenger Car", when used on traffic regulatory signs, shall mean a motor vehicle designed and used for conveying not more than eight people and shall include motorcycles designed and used only for conveying people.

Section 2 Scope of Regulation

These regulations shall apply to pedestrians, drivers, vehicles, streets, and to every person riding, leading or driving an animal.

Section 3 Forbidden Acts and Omissions

It shall be unlawful for any person to do an act forbidden or fail to perform any act required by these regulations.

Section 4 Penalty

Any violation of the provisions of this ordinance shall be deemed to be disorderly conduct, punish able upon conviction by a fine of not more than fifty (\$50) dollars for each offense, except for any violation of Section 7 (p), the fee shall be not less than two (\$2.00) dollars, nor more than fifty (\$50) dollars for each offense. [Amended May 19, 19601].

Section 5 Repeal of Conflicting Ordinances

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

Section 6 Severability

If any section or provisions or parts thereof in this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of this ordinance as a whole or of any other section or provisions thereof.

ARTICLE II

PARKING

Section 7 No person shall park a vehicle:

(a) More than four hours on any street between 7 A.M. and 7 P.M. unless otherwise restricted by rules, regulations and resolutions established and adopted by the Board of Trustees and as shall be posted on authorized signs.

(b) Other than parallel to and close to the right curb and at either curb on a one-way street, except where angle parking is specifically permitted.

(c) On a crosswalk, or within 10 feet of a crosswalk.

(d) In front of a public or private driveway, notwithstanding such person be the owner, occupant or lessee of the premises abutting such driveway.

(e) Between a safety zone and the adjacent curb within thirty feet of points or the curb immediately opposite the ends of a safety zone [Amended February 18, 1960].

(f) Upon any bridge or other elevated structure.

(g) Other than in accordance with restrictions posted on authorized signs.

(h) Other than an omnibus in a bus stop, or other than a taxicab in a taxicab stand when any such stop or stand has been officially designated by appropriate sign, except that the driver of a vehicle may temporarily stop therein for the purpose of and while actually and expeditiously engaged in loading or unloading, or picking up or setting down passengers.

(i) Principally for the purpose of displaying it for sale.

(j) For the purpose of washing, greasing, or repairing a vehicle, except repairs necessitated by an emergency.

(k) Within fifty feet of the nearest rail of a railroad crossing [Amended February 18, 1960].

(l) Abutting or opposite any street excavation or obstruction when such parking may obstruct traffic.

(m) On the roadway side of any vehicle stopped or parked at the edge or curb of a street (Double Parking).

(n) In front of an exit or entrance of any theatre, motion picture theatre, or other places of public assembly during the period of assembly therein.

(o) Within a safety zone.

(p) 1.1. On the easterly sides of the following streets from 9 A.M., Mondays, Tuesdays, Wednesdays, and through 9 A.M. Thursdays, and the westerly sides of said streets from 9 A.M. Thursdays, Fridays, Saturdays, Sundays, and through 9 A.M. Mondays: Kildare Road, Marina Road, Ostend Road, Quebec Road, Radcliffe Road, Suffolk Road, Redfield Road, Marina Place and Marion Place.

1.2 On the westerly sides of the following streets from 9 A.M. Mondays, Tuesdays, Wednesdays, and through 9 A.M. Thursdays, and the easterly sides of said streets from 9 A.M. Thursdays, Fridays, Saturdays, Sundays, and through 9 A.M. Mondays: Lorraine Road, Newport Road, Parma Road.

2.1 On the southerly sides of the following streets from 9 A.M. Mondays, Tuesdays, Wednesdays, and through 9 A.M. Thursdays, and the northerly sides of said streets from 9 A.M. Thursdays, Fridays, Saturdays, Sundays, and through 9 A.M. Mondays; Waterford Road, Island Parkway, Sagamore Road, Kent Road, Brighton Road.

2.2 On the northerly sides of the following streets from 9 A.M. Mondays, Tuesdays, Wednesdays, and through 9 A.M. Thursdays, and the southerly sides of said streets from 9 A.M. Thursdays, Fridays, Saturdays, Sundays, and through 9 A.M. Mondays: Truxton Road, Hastings Road, Lancaster Road [Amended November 21, 1963].

2.3 On the southerly side of Sagamore Road from 12 noon Mondays, Tuesdays, Wednesdays and thru 12 Noon Thursdays and the northerly side of said street from 12 Noon Thursdays, Fridays, Saturdays, Sundays and thru 12 Noon Mondays [Adopted September 20, 1973].

3. On the north side of Sagamore Road between Quebec Road and Radcliffe Road [Added May 19, 1960].

4. On the following streets: Sherborne Place, Pershing Place, Washington Place, that section of Roosevelt Place located between Island Parkway and Southard Drive; on the easterly side of Long Beach Road beginning at a point 685 feet north of the northeasterly corner of Sagamore Road and Long Beach Road, continuing northerly to Parma Road; Parma Road [Added June 21, 1962].

(q) On Long Beach Road between Island Parkway and Station Plaza between the hours of 3 A.M. and 6 A.M., between the periods of December 1st and March 30th of each year [Amended November 15, 1973].

(r) On any sidewalk area or on any portion of a sidewalk area [Added June 21, 1962].

(s) On the north side of Sagamore Road between Long Beach Road and Quebec Road, on the north side of Sagamore Road between Long Beach Road and a point 100 feet east of Long Beach Road, on the south side of Sagamore Road between Long Beach Road and a point 100 feet west of Long Beach Road [Added March 21, 1963].

(t) On the westerly side of Radcliffe Road between Brighton Road and Deal Road [(Added November 21, 1963)].

Section 8

Parking in the vicinity of large public gatherings will be subject to temporary regulations established by police authority.

Section 9 Fire Hydrants and Fire Stations

(a) No person shall stop, stand or park a vehicle within fifteen feet of a fire hydrant except when such vehicle is attended by a licensed operator or chauffeur who is seated in the front seat and who can immediately move such vehicle in case of emergency, unless a different distance is indicated by official sign, markings or parking meters.

(b) No person shall stand or park a vehicle within twenty feet of a driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy five feet of said entrance when properly sign posted [Amended February 18, 1960].

Section 10 Driver - Parked Vehicle.

The driver of a vehicle stopped or parked at the curb shall promptly give way to another vehicle arriving to take on or set down passengers or merchandise.

Section 11 -Parking - Doctors' Vehicles

A duly licensed physician will be permitted to leave his automobile, properly identified by having affixed thereto "MD" or "OP" registration plates issued by the Motor Vehicle Bureau of the State of New York, on the street in front of hospitals, clinics and premises wherein actually attending a patient for such length of time as may be necessary for that purpose.

Section 12 Parking - Emergency Vehicles

The driver of an authorized emergency vehicle as defined herein, shall be permitted to park such vehicle adjacent to the scene of an emergency while actually engaged in activities connected therewith.

Section 13 Parking - Truck Trailers

(a) No person shall park on any street a truck trailer without having attached thereto a means of mechanical traction constructed or designed for the purpose of drawing such trailer. This section shall not apply to truck trailers at loading platforms in the process of loading or unloading

(b) No person shall park a commercial vehicle on any street in a residential area at any time. This shall not prohibit commercial vehicles from parking temporarily for the purpose of going to or from an adjoining building, or for the purpose of performing work in the immediate area [Amended Juno 16, 1960].

(c) No person shall park an omnibus on any street at any time. This shall not prohibit the parking of an omnibus at authorized stops for the purpose of picking—up or discharging passengers [Added June 15, 1972].

Section 14 Parking on Holidays

Where signs are erected regulating parking which include a statement that the regulations do not apply on Sundays, such regulations shall not apply on Sundays or on the days on which the following holidays are officially celebrated: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas.

ARTICLE III

CURB JUMPING

Section 15

No person shall place, lead, ride, drive , draw or back any horse or any other animal, or any wagon, cart, motor vehicle or other vehicle, on or over any sidewalk or sidewalk area, curb or curb line except at a driveway for the purpose of ingress and egress to and from the premises adjoining such sidewalk or sidewalk area, and only when

the adjoining properties are owned or leased by the operator of such horse, or animal, wagon, cart, motor or other vehicle or a member of his or her immediate family.

Section 16

A driver of a vehicle shall not proceed from one street to another by driving across a sidewalk or driveway for the purpose of avoiding the necessity of turning at an intersection.

ARTICLE IV

**DROPPING, THROWING OR LEAVING
DESTRUCTIVE OR INJURIOUS MATERIAL IN STREET**

Section 17

No person shall willfully or negligently drop or permit to be dropped or thrown, upon any street any destructive or injurious material.

ARTICLE V

PLAY STREETS

Section 18

Deal Road, between Suffolk Road and Radcliffe Road is hereby designated as a Play Street. No person shall drive any vehicle through said street on days when children are in attendance at the Island Park School, between the hours of 8 A.M. and 3:30 P.M. [Added January 19, 1959].

ARTICLE VI

ONE WAY STREET

Section 19

The following streets are hereby designated as streets in which vehicles shall pass in one direction only:

- (a) Kildare Road, Hastings Road, Ostend Road and Station Plaza, in a northerly direction.
- (b) Lorraine Road, Newport Road and Parma Road, in a southerly direction.
- (c) Lancaster Road, Lancaster Place, Deal Road, Hastings Road and Truxton Road, in an easterly direction.
- (d) Sagamore Road, Kent Road, Brighton Road, California Place North, Talbot Place and Scully Place, in a westerly direction [Amended May 19, 1960].

Section 20

It shall be unlawful, except in an emergency, to drive a vehicle across a double line marked on the street surface by or under the authority of the Board of Trustees of the Village of Island Park [Added May 19, 1960].

Section 21

(a) When any vehicle is parked or abandoned on any public highway within the Village of Island Park during a snow storm, flood, serious fire, or other extreme public emergency which affects that portion of the public highway upon which said vehicle is parked or abandoned, said vehicle may be removed by the Department of Public Works.

(b) After such removal the Department of Public Works may store such vehicle in a suitable place at the expense of the owner. Such owner, or person in charge of the vehicle, may redeem the same upon payment to the Department of Public Works of the amount of all expenses actually and necessarily incurred in effecting such removal, such charges not to exceed \$50.00 together with any charges for storage, such storage charges not to exceed \$3.00 per day, or fraction thereof.

(c) The Department of Public Works shall without delay report the removal and the disposition of such vehicle to the Village Clerk and it shall be the duty of such Village Clerk to ascertain the owner of such vehicle or person having same in charge, and to notify him of the removal and disposition of such vehicle and of the amount which will be required to redeem same [Added November 9, 1961].

Section 22

It shall be unlawful for the operator of any vehicle to make a "U" turn at the following locations:

(a) Warwick Road between Long Beach Road and Suffolk Road [Added January 21, 1965].

Section 23

It shall be unlawful to drive any truck, commercial vehicle, tractor or tractor trailer combination on any street in the Village of Island Park except the following:

1. Warwick Road between Long Beach Road and the Island Park Canal
2. Long Beach Road between Warwick Road and Wreck Lead Channel
3. Emerson Place
4. Austin Boulevard

This shall not prohibit the driving of any truck on any street not designated above for the purpose of making a delivery or going to or returning from premises located on such other streets [Added August 5, 1965].