

**VILLAGE OF MONROE
INTRODUCTORY LOCAL LAW
MODIFYING CHAPTER 43 OF THE VILLAGE CODE "VEHICLES AND TRAFFIC"
TO PROHIBIT PARKING COMMERCIAL MOTOR VEHICLES IN RESIDENTIAL
DISTRICTS**

BE IT ENACTED by the Village Board of Trustees of the Village of Monroe, County of Orange, State of New York, as follows:

Section 1. Legislative Findings, Purpose and intent.

The Village Board of Trustees finds and determines that parking commercial vehicles on Village streets in residential neighborhoods undermines the residential character of the Village, obstructs sightline and is a danger to residents, especially children.

Section 2. Authority.

This local law is enacted by the Village Board of Trustees of the Village of Monroe pursuant to its authority to adopt local laws pursuant to the New York State Constitution and Section 10 of the Municipal Home Rule Law and Article 14-B of the General Municipal Law.

Section 3. Section 43-5, "Reserved," of Chapter 43, titled, "Vehicles and Traffic," of the Code of the Village of Monroe is hereby amended as follows:

§ 43-5. Commercial motor vehicles prohibited parking.

A. Definition of commercial motor vehicle. For the purpose of this Chapter, a commercial motor vehicle is any vehicle used to transport goods or passengers including, but not limited to, trucks, box trucks, recreational vehicles, buses, vans, taxis and so forth, with a gross vehicle weight of 8,500 pounds or greater or a gross vehicle weight of less than 8,500 pounds for which the operator must have a commercial driver's license issued by the State of New York.

B. Parking prohibited in residential districts. Commercial vehicles shall be prohibited from parking on Village streets in all residential districts.

C. Enforcement. This section shall be enforced by the Village of Monroe Police Department's parking enforcement officer or officers or such other officer as designated by the Chief of Police.

D. Each violation of this section shall be punishable by a fine of \$100 and shall be subject to removal and storage as set forth in § 43-42A(3) and § 43-42B.

Section 4. Supersession, of Inconsistent Laws, if any.

The Village Board of Trustees hereby declares its legislative intent to supersede any provision of any local law, rule, or regulation and any provision of the state Village Law or other special law that may be declared inconsistent or in conflict with this local law. The courts are specifically requested to take notice of this legislative intent and apply such intent in the event the Village has failed to specify any provision of law that may require supersession. The Village Board hereby declares that it would have enacted this local law and superseded such provision had it been apparent.

Section 5. Severability.

If any section, part or provision of this local law or the application thereof to any person, property or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the section, part, provision or application directly and expressly adjudged invalid and shall not affect or impair the validity of the remainder of this local law or the application thereof,

Section 6. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.