Local Law # 1 of 2003

A LOCAL LAW KNOWN AS “TOWN OF WATSON LOCAL LAE REPEALING LOCAL LAW NO.1 OF THE YEAR 1998 AND PERMITTING ALL-TERRAIN VEHICLE OPERATION ON CERTAIN TOWN HIGHWAYS”

SECTION 1. TITLE.

This Local Law shall be known as the "Town of Watson Local Law Repealing Local Law No. I of the Year 1998 and Permitting All-Terrain Vehicle Operation on Certain Town Highways".

SECTION 2. STATEMENT OF PURPOSE AND REPEAL.

The purpose of this Local Law is to repeal Local Law No. I for the Year 1998 for the Town of Watson, and to open for travel by all-terrain vehicles certain portions of the Town Highway system pursuant to the authority granted in Section 2405 or the Vehicle and Traffic Law of the State of New York. Local Law No. I for the Year 1998 for the Town of Watson is hereby repealed.

SECTION 3. DEFINITIONS.

For purposes of this Local Law, the terms hereinafter identified shall have the meanings indicated:

Town:Town of Watson

ATV: An all-terrain vehicle, as defined in Section 2281(1) of (he Vehicle and Traffic Law of the State of New York.

SECTION 4. DESIGNATED HIGHWAYS.

The following Town Roads in the Town of Watson, County of Lewis and State of New York, is hereby designated as open to travel by ATV's:

Moshier Falls Road; Buck Point Road; Stony Lake Road; Bailey Road; Cleveland Lake Road; Beech Mill Pond Road, Stillwater Road, a portion of the Number Four Road, near the. Stillwater Road intersection as shown on the ATV Map of the Town of Watson, and that portion of the Town Road known as the Erie Canal Road, commencing at the Town Line with the Town of Grieg, and continuing along the Erie Canal Road to the intersection of the Number Four Road, in the Town of Watson, County of Lewis and State of New York.

SECTION 5. CONDITIONS AND RESTRICTIONS.

All of the conditions, restrictions, rules and regulations contained in or adopted pursuant to Article 48-C of the Vehicle and Traffic Law of the State of New York shall apply with respect to the operation of ATV's within the areas designated in the preceding Section 4. In addition, the following conditions and restrictions shall apply:

1. Operation within those designated areas shall be confined to the right shoulder and extreme right of center of the main traveled way, except as necessary to gain access to or egress from such areas.

2. Operators shall strictly observe all vehicular traffic signs and signals and all other rules and regulations applicable to vehicular traffic.

3. The designated areas shall be utilized for ATV travel only if, and to the extent that, suitable trails adjacent thereto do not exist or are not accessible.

4. No person shall operate an ATV at a rate of speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing.

5. No person shall operate an ATV at a speed in excess of maximum established speed limits at any time.

6. No person under the age of sixteen (16) years shall operate an ATV upon a Town Road in the Town of Watson.

SECTION 6. VIOLATIONS.

A violation of any provision of this Local Law shall be a traffic infraction, and every person convicted of a traffic infraction for a violation of this Local Law shall for a first conviction thereof by punished by a fine of not more than One hundred and no/ 100 ($ 100.00) Dollars, or by imprisonment for not more than fifteen (15) days or by both such fine and imprisonment; for a conviction of a second violation, both of which were committed within a period of eighteen (18) months, such person shall be punished by a fine of not more than Two hundred and no/ 100 ($200.00) dollars, or by imprisonment for not more than forty-five (45) days or by both such fine and imprisonment.

SECTION 7. SEPARABILITY.

An adjudication of the invalidity of any provision of this Local Law shall not affect the validity of the remaining provisions of it.

SECTION 8. EFFECTIVE DATE and EXPIRATION DATE.

This Local Law shall take effect immediately upon filing with the Secretary of State of the State of New York, and this Local Law shall expire and become null and void one year from the date of this filing.