

ORDINANCE #40
AN ORDINANCE REGULATING PARKING WITHIN THE
TOWN OF BOLTON

[Amendment/Replacement of Existing Ordinance]

ADOPTED: AUGUST 2, 1988

ADOPTED: OCTOBER 7, 2008

PUBLISHED: AUGUST 7, 1988

PUBLISHED: OCTOBER 16, 2008

EFFECTIVE: OCTOBER 26, 2008

SECTION 1. Legislative intent.

It is the intent of the Town of Bolton, as an exercise of its police power and to protect the general health, safety and welfare of the residents and inhabitants of the town to enact an ordinance upon a finding that there is an obligation to regulate parking of motor vehicles along designated municipal roads, streets, byways, vehicular passageways and parking areas. It is further the intent of the Town of Bolton Town Board that this ordinance shall constitute local regulation of parking, the creation of limited parking and no parking areas, penalties and other regulations regarding vehicular parking within the Town of Bolton.

SECTION 2. Parking Regulations/Parking Prohibitions.

The Town Board shall from time to time adopt such rules and regulations for parking so as to protect the reasonable flow of traffic and provide for reasonable movement of vehicular and pedestrian traffic to and from private and public properties. Enforcement of the provisions herein shall be strictly applied so as to insure that emergency vehicles and fire apparatus can have reasonably free access for emergency purposes. Additionally, enforcement of parking regulations and prohibitions shall be appropriate to manage vehicular traffic during periods of peak season and public assemblies or events.

SECTION 3. Prohibitions/regulations.

A. No person shall cause or permit a motor vehicle to be parked or left standing within any public parking area owned and/or regulated by the Town of Bolton situated on the north side of Dula

Place (municipal parking lot #1) or upon the Town Hall parking lot at the west side of New York State Route 9N (municipal parking lot #2) between the hours of 1:00 a.m. and 7:00 a.m.

B. No person shall cause or permit a motor vehicle to be parked or left standing on either side of Cotton Point Road along an area defined as measured from the southeast corner of a Town of Bolton Tax Map parcel 200.14-1-21 (reputedly McKeag) and from said point of beginning, a distance of 925 feet along both sides of the roadway as it runs along the shoreline of Lake George to the northwest corner of a stone wall situate on Town of Bolton Tax Map parcel 200.14-1-1 (reputedly Provost).

C. No person shall cause or permit a motor vehicle to be parked or left standing at the Bolton Free Library along an area beginning at the edge of the sidewalk on the north side of Rogers Memorial Park Road and for a distance measured from the point of beginning in an easterly direction therefrom a distance of 65 feet.

SECTION 4. Enforcement/Penalties.

The Town of Bolton and its agents and employees, upon ascertaining any violation of this ordinance, shall be entitled to cause the towing of any illegally parked motor vehicle from the illegal location to an impoundment, and the cost of towing and storage shall be required to be prepaid by the owner or operator of said vehicle before such illegally parked motor vehicle shall be released to the owner or operator. In addition to the imposition of any charge for the cost of towing and storage, a fine not to exceed One Hundred Fifty Dollars (\$150.00) may be imposed by any court with jurisdiction over the matter.

SECTION 5. Posting of Signs.

The Town of Bolton Town Board, by its agents, employees and servants, shall be authorized to provide, place and maintain “no parking” or limited hours of parking signs in such areas as are appropriate to provide adequate and reasonable notice of regulations and prohibitions herein specified.

SECTION 6. Applicability.

This Ordinance shall apply to those town roads, streets, byways, vehicular passageways and municipal parking areas designated herein.

SECTION 7. Exception.

This Ordinance is not intended to prohibit vehicular parking that may be permitted by private ownership so long as such vehicle or any portion thereof is entirely on private land and not upon the surface or paved area of any roadway herein designated. This Ordinance shall not be construed so as to constitute permission for any person to park a motor vehicle or trailer upon the private lands of any person whose property may be adjacent to any roadway herein designated.

SECTION 8. Effective Date.

This ordinance shall take effect by the application of law.

**ENACTED upon conclusion of public hearing on October 7, 2008
by unanimous consent: all Town Board members approve by favorable vote.**