

Regular Board Meeting

Board of Trustees

7:00 P.M.

- Present:** Mayor David Nussbaumer, Trustees Donald Sinclair, Donald Leysath, Lloyd Green.
- Vouchers:** Motion by Trustee Leysath, 2nd by Trustee Sinclair and carried to approve payment of the vouchers in the amount of \$204,714.68.
- Police Report:** Motion by Trustee Leysath, 2nd by Trustee Alderman and carried to accept the Police Report for the month of June, 1971. Highlights of the report indicated that there were 155 complaints investigated during the month along with 12 criminal matters, 3 of which were for petit larceny, 2 for public intoxication. Of 13 motor vehicle arrests, 4 were for speeding and 3 for inadequate exhaust. Total fines and bail forfeitures collected during the month amounted to \$140.00.
- Vil. Equip.:** A general discussion of village equipment by budgeting possibly 1/4 on water, 1/4 on sewer and 1/2 on general.
- Bid Opening 7:30 :** Sealed bids were opened in reference to Traffic Radar Equipment. There was only one bid received.
- | | |
|----------------------|-------------------------|
| Kustom Signals, Inc. | \$1785.00 |
| P. Bouchard | -300.00 (less trade-in) |
| 1010 W. Chestnut | \$1485.00 |
| Chanute, Kans. 66720 | |
- On motion by Trustee Green, 2nd by Trustee Leysath and carried to accept bid.
- Aux. Pol.:** The Auxiliary Police advised the board they would like to purchase a used police car and then deed it to the Village of Palmyra. Trustee Leysath moved to table, 2nd by Trustee Sinclair to talk with Chief Henry. Motion carried.
- J. Lynn:** The board received a letter advising them of an upcoming seminar on Criminal Procedure which will be held Aug. 13-14 at Cornell University Law School in Ithaca. Motion by Trustee Sinclair, 2nd by Trustee Green to allow Mr. Lynn to attend at a cost of \$69.50.
- Gen./Finger Lakes Pln. Brd.:** Clerk received letter from Wayne County Planning Board inviting members to attend their dinner meeting at the Farm Restaurant, Macedon on July 19th. Motion by Trustee Leysath, 2nd by Trustee Alderman for one board member and one citizen to attend. Motion carried.
- Bond Anticip.:** Bond anticipation note for \$9,997.00. Motion by Trustee Leysath, 2nd by Trustee Sinclair to allow Mayor Nussbaumer to sign note, for purchase of front end loader. Copy attached on page 60.
- Jackets & Pants :** Motion by Trustee Leysath, 2nd by Trustee Sinclair to purchase uniforms for the highway department. The order would consist of 3 vests, 6 large jackets and 5 medium pants.
- Syracuse Stone:** D. E. Williams gave information re: granite curbing. Furnish bedding by Village. They would do for \$4,882.00 with granite curbing on Main Street between Cuyler and Fayette Street and William and Market. (Mr. Williams to draw up some specs.)
- Chg. Ord.:** Change order #3 for materials and labor to install wood shelving in west storeroom at the Village Hall in the amount of \$183.50 was received from Roche-Kimberly Construction, Inc. Motion by Trustee Leysath, 2nd by Trustee Sinclair to approve change order #3 in the amount of \$183.50.

60

LEGAL NOTICE

NOTICE FOR BIDS FOR TRAFFIC RADAR EQUIPMENT

PLEASE TAKE NOTICE: that the Board of Trustees of the Village of Palmyra is seeking bids, sealed, for traffic radar equipment with a trade-in of Dominator Model #88 equipment and will be received by the village clerk until 7:30 P.M. E.D.S.T. on July 6, 1971 at which time bids will be publicly opened, in the Trustees Room of the Village Hall, 144 East Main Street.

Specifications are available in detail at the office of the village clerk. Section 103-d of the General Municipal Law requires a non-collusive certificate attached to the bid signed by the bidder.

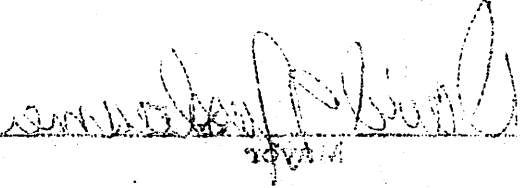
The purchase of the above item will be awarded by the Trustees of the Village of Palmyra to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Trustees may award the contract to either of such bidders. The Board of Trustees may reject any or all bids and re-advertise for new bids at their discretion.

June 15, 1971

VILLAGE OF PALMYRA
Theresa P. Otte, Clerk

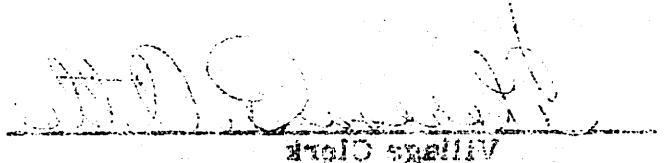
IN WITNESS WHEREOF, the Officer, in accordance with the proceedings
authorizing this note, has caused this note to be signed and its corporate seal
to be hereunto affixed and attested as appears below, and this note to be dated
as of the 1st day of July, 1971.

VILLAGE OF PAINTER, WAYNE COUNTY, NEW YORK


Village Treasurer


Village Clerk

ATTEST:


Village Clerk

Provisions for redemption of this note prior to maturity:

This note may be redeemed at any time prior to maturity by said Officer, upon
giving written notice to the holder, and interest shall cease as of the date fixed for
redemption.

Provisions for the registration of this note:

None

REGISTRATION CERTIFICATE

It is hereby certified that the within note has been registered as follows:

DATE OF	NAME OF REGISTERED HOLDER	REGISTERED BY

IN WITNESS WHEREOF, the Obligor, in accordance with the proceedings authorizing this note, has caused this note to be signed and its corporate seal to be hereunto affixed and attested as appears below, and this note to be dated as of the 1st day of July, 1971.

VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK

BY David Nusbaumer
Mayor
Theresa P. Otte
Village Treasurer

ATTEST:

Theresa P. Otte
Village Clerk

Provisions for redemption of this note prior to maturity:

This note may be redeemed at any time prior to maturity by said Obligor, upon giving written notice to the holder, and interest shall cease as of the date fixed for redemption.

Provisions for the registration of this note:

None

REGISTRATION CERTIFICATE

It is hereby certified that the within note has been registered as follows:

DATE OF REGISTRATION	NAME OF REGISTERED HOLDER	REGISTERED BY

UNITED STATES OF AMERICA

STATE OF NEW YORK

COUNTY OF WAYNE
VILLAGE OF FAIRBURY

BOND ANTICIPATION NOTE, 1971

\$ 2,987.00

No. 2

The Village of Fairbury, in the County of Wayne, a municipality of the State of New York (hereinafter called the "Obligor"), hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note, or if it be registered, to the registered holder, the sum of - - - - -

NINE THOUSAND, NINE HUNDRED & NINETY-SEVEN DOLLARS

(\$2,987.00)

on the last day of July, 1971, together with interest thereon from the date hereof at the rate of - - - four and twenty-five hundredths per annum (4.25%) per annum, payable at maturity. Both principal of and interest on this note will be paid in lawful money of the United States of America at - - MARINE MIDLAND BANK - ROCHESTER, in Rochester, New York

This note may be redeemed prior to maturity and registered only in accordance with the applicable provisions stated on the reverse side hereof, which are hereby made a part of this note.

This note is one of a total authorized issue of \$30,987 issued pursuant to proceedings duly adopted by the Finance Board of the Obligor, on January 4, 1971, and pursuant to "BOND ANTICIPATION NOTE CERTIFICATE DATED JULY 1, 1971, CERTIFICATE OF THE VILLAGE TREASURER OF THE VILLAGE OF FAIRBURY, WAYNE COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF A \$2,987 BOND ANTICIPATION NOTE OF SAID VILLAGE TO PAY A PART OF THE COST OF THE PURCHASE OF A FRONT END LOADER."

The faith and credit of the Obligor are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is certified and recited that all conditions, covenants and things required by the Constitution and statutes of the State of New York to have happened and to have been performed precedent to and in the issuance of this note, exist, have happened and have been performed, and that this note, together with all other indebtedness of the Obligor is within every debt and other limit prescribed by the Constitution and laws of such State.

UNITED STATES OF AMERICA

STATE OF NEW YORK

COUNTY OF WAYNE
VILLAGE OF PALMYRA

BOND ANTICIPATION NOTE, 1971

COPY

No. 2

\$ 9,997.00

The Village of Palmyra, in the County of Wayne, a municipality of the State of New York (herein called the "Obligor"), hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note, or if it be registered, to the registered holder, the sum of - - - - -

NINE THOUSAND, NINE HUNDRED & NINETY-SEVEN DOLLARS

(\$9,997.00)

on the 1st day of July, 1972, together with interest thereon from the date hereof at the rate of - - four and twenty-five hundredths percentum (4.25%) per annum, payable at maturity. Both principal of and interest on this note will be paid in lawful money of the United States of America at - - MARINE MIDLAND BANK - ROCHESTER, in Rochester, New York

This note may be redeemed prior to maturity and registered only in accordance with the applicable provisions stated on the reverse side hereof, which are hereby made a part of this note.

This note is one of a total authorized issue of \$20,997 issued pursuant to proceedings duly adopted by the Finance Board of the Obligor, on January 4, 1971, and pursuant to: "BOND ANTICIPATION NOTE CERTIFICATE DATED JULY 1, 1971. CERTIFICATE OF THE VILLAGE TREASURER OF THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF A \$9,997 BOND ANTICIPATION NOTE OF SAID VILLAGE TO PAY A PART OF THE COST OF THE PURCHASE OF A FRONT END LOADER."

The faith and credit of the Obligor are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

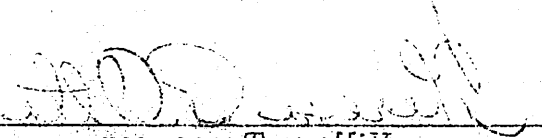
It is certified and recited that all conditions, acts and things required by the Constitution and statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, have happened and have been performed, and that this note, together with all other indebtedness of the Obligor is within every debt and other limit prescribed by the Constitution and laws of such State.

3. No bond anticipation notes are now outstanding or have heretofore been issued in anticipation of the sale of said bonds other than a bond anticipation note dated February 11, 1971, in the amount of \$20,000, which has been redeemed.

4. Such note shall be executed in the name of said Village of Palmyra, New York, by its Mayor and its Village Treasurer, sealed with its corporate seal, attested by its Village Clerk, and the same shall be in substantially the form attached hereto. Such note is hereby sold at private sale to Marine Midland Bank - Rochester, in Rochester, New York, at a price of not less than par and accrued interest, if any. To the best of my knowledge and belief, no officer or employee of said Village has an interest in the sale of said note prohibited by Article 18 of the General Municipal Law, as amended.

Dated: Palmyra, New York

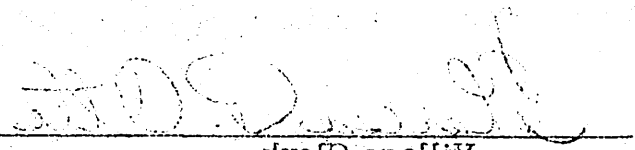
July 1, 1971

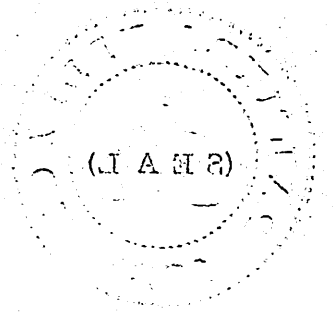

Village Treasurer

* * * * *

An executed counterpart of the foregoing certificate, with form of note attached, was filed with the Board of Trustees of said Village, this 1st day

of July, 1971.


Village Clerk

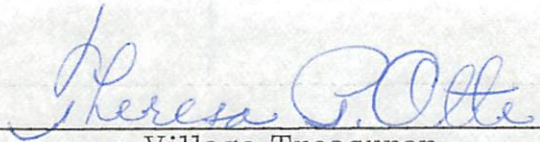


3. No bond anticipation notes are now outstanding or have heretofore been issued in anticipation of the sale of said bonds other than a bond anticipation note dated February 11, 1971, in the amount of \$20,997, which has been redeemed.

4. Such note shall be executed in the name of said Village of Palmyra, New York, by its Mayor and its Village Treasurer, sealed with its corporate seal, attested by its Village Clerk, and the same shall be in substantially the form attached hereto. Such note is hereby sold at private sale to Marine Midland Bank - Rochester, in Rochester, New York, at a price of not less than par and accrued interest, if any. To the best of my knowledge and belief, no officer or employee of said Village has an interest in the sale of said note prohibited by Article 18 of the General Municipal Law, as amended.

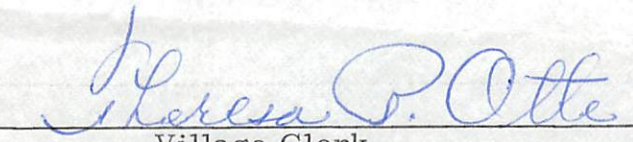
Dated: Palmyra, New York

July 1, 1971

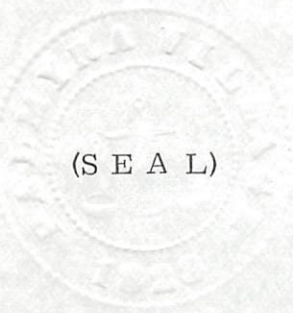

Village Treasurer

* * * * *

An executed counterpart of the foregoing certificate, with form of note attached, was filed with the Board of Trustees of said Village, this 1st day of July, 1971.


Village Clerk

(S E A L)



BOND ANTICIPATION NOTE CERTIFICATE DATED JULY 1, 1971.

CERTIFICATE OF THE VILLAGE TREASURER OF THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF A \$20,997.00 BOND ANTICIPATION NOTE OF SAID VILLAGE TO PAY A PART OF THE COST OF THE PURCHASE OF A FRONT END LOADER.

I, the undersigned Village Treasurer of the Village of Palmyra, Wayne

County, New York, DO HEREBY CERTIFY:

1. Pursuant to a bond resolution dated January 4, 1971, duly adopted

by the Board of Trustees of said Village on said date, authorizing the

issuance of \$20,997 serial bonds of said Village to pay a part of the cost of

the purchase by said Village of a Trojan - Model #1700 front end loader,

which is not an assessable improvement, and delegating to me, as chief

fiscal officer, power to authorize the issuance of and to sell bond anticipation

notes, including renewals thereof, in anticipation of the issuance and sale of

said bonds, which power is in full force and effect and has not been modified,

amended or revoked, I HEREBY AUTHORIZE the issuance of a bond anticipa-

tion note of said Village in the principal amount of \$2,997 in anticipation of

the sale of said bonds. Said note shall be dated July 1, 1971, shall be numbered

2, shall bear interest at the rate of four and twenty-five hundredths per centum

(4.25%) per annum, payable at maturity, shall mature on July 1, 1972, with

prepayment reserved, and both principal of and interest on said note shall be

payable in lawful money of the United States of America at Marine Midland Bank -

Rochester, in Rochester, New York. Such note is not a renewal note.

2. The specific object or purpose for which said note is hereby

authorized to be issued is to pay a part of the cost of the aforesaid specific

object or purpose. The amount of serial bonds to be issued therefor is

\$20,997.

7/4/71

BOND ANTICIPATION NOTE CERTIFICATE DATED JULY 1, 1971.

CERTIFICATE OF THE VILLAGE TREASURER OF THE VILLAGE OF PALMYRA, WAYNE COUNTY, NEW YORK, AUTHORIZING THE ISSUANCE OF A \$9,997.00 BOND ANTICIPATION NOTE OF SAID VILLAGE TO PAY A PART OF THE COST OF THE PURCHASE OF A FRONT END LOADER.

I, the undersigned Village Treasurer of the Village of Palmyra, Wayne County, New York, DO HEREBY CERTIFY:

1. Pursuant to a bond resolution dated January 4, 1971, duly adopted by the Board of Trustees of said Village on said date, authorizing the issuance of \$20,997 serial bonds of said Village to pay a part of the cost of the purchase by said Village of a Trojan - Model #1700 front end loader, which is not an assessable improvement, and delegating to me, as chief fiscal officer, power to authorize the issuance of and to sell bond anticipation notes, including renewals thereof, in anticipation of the issuance and sale of said bonds, which power is in full force and effect and has not been modified, amended or revoked, I HEREBY AUTHORIZE the issuance of a bond anticipation note of said Village in the principal amount of \$9,997 in anticipation of the sale of said bonds. Said note shall be dated July 1, 1971, shall be numbered 2, shall bear interest at the rate of four and twenty-five hundredths per centum (4.25%) per annum, payable at maturity, shall mature on July 1, 1972, with prepayment reserved, and both principal of and interest on said note shall be payable in lawful money of the United States of America at Marine Midland Bank - Rochester, in Rochester, New York. Such note is not a renewal note.

2. The specific object or purpose for which said note is hereby authorized to be issued is to pay a part of the cost of the aforesaid specific object or purpose. The amount of serial bonds to be issued therefor is \$20,997.

State of New York :
 : ss.
County of Wayne :

Theresa P. Otte, being duly sworn, deposes and says, that she is over twenty-one years of age; that she resides in the Village of Palmyra, New York, that on the 7th day of July, 1971, she posted copies of the annexed Notice of Public Hearing relative to "An Ordinance Prohibiting Certain Types of Vehicles from Prospect Hill Park", in four (4) public places within the Village of Palmyra, New York, which are respectively described as follows:

1. Marine Midland Trust Co. Bulletin Board
2. Town of Palmyra Bulletin Board
3. Village Hall Office Door
4. Breen's Market Bulletin Board

That the above four (4) places are the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Theresa P. Otte

Clerk Treasurer

Sworn to before me this

8th day of July 1971

Ruth A. Barnhart

RUTH A. BARNHART
Notary Public in the State of New York
WAYNE COUNTY, N. Y.
Commission Expires March 30, 1973

State of New York

ss. :

County of Wayne

Theresa P. Otte, being duly sworn, deposes and says, that she is over twenty-one years of age; that she resides in the Village of Palmyra, New York, that on the day of July, 1971, she posted copies of the annexed Notice of Public Hearing relative to "An Ordinance Prohibiting Certain Types of Vehicles from Prospect Hill Park", in four (4) public places within the Village of Palmyra, New York, which are respectively described as follows:

1. Marine Midland Trust Co. Bulletin Board
 2. Town of Palmyra Bulletin Board
 3. Village Hall Office Door
 4. Breen's Market Bulletin Board
- That the above four (4) places are the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

[Signature]

Clerk Treasurer

Sworn to before me this

day of July, 1971

[Signature]

RUTH A. BARNHART
Notary Public in the State of New York
WAYNE COUNTY, N. Y.
Commission Expires March 30, 1973

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Trustees of the Village of Palmyra in the Trustees Room of the Village Hall at 144 East Main Street in the Village of Palmyra, Wayne County, New York, at 7:00 P.M., Eastern Daylight Saving Time, on the 14th day of July, 1971 upon the question of the enactment of the following Ordinance entitled "An Ordinance Prohibiting Certain Types of Vehicles from Prospect Hill Park", to wit:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Trustees of the Village of Palmyra in the Trustees Room of the Village Hall at 144 East Main Street in the Village of Palmyra, Wayne County, New York, at 7:00 P.M., Eastern Daylight Saving Time, on the 14th day of July, 1971 upon the question of the enactment of the following Ordinance entitled "An Ordinance Prohibiting Certain Types of Vehicles from Prospect Hill Park", to wit:

AN ORDINANCE PROHIBITING CERTAIN TYPES OF
VEHICLES FROM PROSPECT HILL PARK

Section 1. DEFINITIONS.

The words and terms used in this Ordinance unless otherwise expressly stated, or unless the context or subject matter otherwise requires, shall have the same meaning as defined in the Vehicle and Traffic Law and Conservation Law of the State of New York.

Section 2. PROHIBITING CERTAIN TYPES OF VEHICLES FROM PROSPECT HILL PARK.

No person shall operate, stand, or park any motorcycle, mini-bike, snowmobile, at any time upon any portion of the Village property commonly known as Prospect Hill Park.

Section 3. REPEAL OF PRIOR ORDINANCES.

All other ordinances or parts of ordinances of the Village of Palmyra 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 in addition to the other ordinances regulating and governing the subject matter covered by this Ordinance.

Section 4. VALIDITY.

If any of the provisions in the foregoing Ordinance are decided by any court having jurisdiction to be unconstitutional or invalid, the same shall not affect the validity of the foregoing Ordinance as a whole, or any part thereof, other than the part so decided to be unconstitutional or invalid.

Section 1. DEFINITIONS.

The words and terms used in this Ordinance unless

otherwise expressly stated, or unless the context or subject
matter otherwise requires, shall have the same meaning as defined
in the Vehicle and Traffic Law and Conservation Law of the State
of New York.

Section 2. PROHIBITING CERTAIN TYPES OF VEHICLES FROM PROSPECT
HILL PARK.

No person shall operate, stand, or park any motorcycle,
mini-bike, snowmobile, at any time upon any portion of the Village
property commonly known as Prospect Hill Park.

Section 3. REPEAL OF PRIOR ORDINANCES.

All other ordinances or parts of ordinances of the
Village of Palmyra 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 in addition to the other ordinances
~~and shall not be construed to repeal any other ordinance~~

Ordinance.

Section 4. VALIDITY.

If any of the provisions in the foregoing Ordinance are
decided by any court having jurisdiction to be unconstitutional or
invalid, the same shall not affect the validity of the foregoing
Ordinance as a whole, or any part thereof, other than the part so
decided to be unconstitutional or invalid.

Section 5. VIOLATIONS AND PENALTIES.

Violation of this Ordinance shall constitute disorderly conduct, and the person violating the same shall be a disorderly person.

Any persons violating any of the provisions of this Ordinance shall be punishable for first offense by a fine not to exceed twenty-five dollars (\$25.00) or by imprisonment for not less than two (2) nor more than fifteen (15) days. The third or subsequent offense within one (1) year shall be punishable by a fine not exceeding two hundred fifty dollars (\$250.00) or by imprisonment not exceeding six (6) months or both such fine and imprisonment.

Section 6. EFFECTIVE DATE.

This Ordinance shall take effect immediately after due publication and posting in accordance with the provisions of the Village Law of the State of New York.

Section 5. VIOLATIONS AND PENALTIES.

Violation of this Ordinance shall constitute disorderly conduct, and the person violating the same shall be a disorderly person.

Any persons violating any of the provisions of this Ordinance shall be punishable for first offense by a fine not to exceed twenty-five dollars (\$25.00) or by imprisonment for not less than two (2) nor more than fifteen (15) days. The third or subsequent offense within one (1) year shall be punishable by a fine not exceeding two hundred fifty dollars (\$250.00) or by imprisonment not exceeding six (6) months or both such fine and imprisonment.

Section 6. EFFECTIVE DATE.

This Ordinance shall take effect immediately after its publication and posting in accordance with the provisions of the Village Law of the State of New York.

Div. for Youth: Clerk advised the Village Board of availability of funds for Division of Youth as per letter from the State of New York.

Plaque for J. Camblin: Trustee Sinclair to talk to William Kaveny.

Dog Ordinance: Motion by Trustee Sinclair, 2nd by Trustee Leysath to pass Dog Ordinance. (Review at end of year). Motion carried. See page 62.

July 14: A public hearing was scheduled for July 14 at 7:00 P.M. in the Village Hall concerning "An Ordinance Prohibiting Certain Types of Vehicles from Prospect Hill Park". Also the same night a public hearing will be held at 7:30 P.M. in regard to "An Ordinance Limiting Parking in Village Parking Lots".

Pln.Brd.: Jay Wiley, Planning Board Chairman. On motion by Trustee Leysath, 2nd by Trustee Sinclair and carried. Jay Wiley was appointed Chairman of the Planning Board. Clerk was so notified to advise him by letter. (See letter 7/22/71).

Freezer Plant: Trustee Alderman advised the board that the Freezer Plant on Market Street should be cleaned up inside -- walls are caving in and floors are unsafe.

Prospect Hill: Trustee Leysath suggested the purchase of 2 swing gates at entrance to Prospect Hill. On motion by Trustee Leysath, 2nd by Trustee Sinclair for purchase of gates. The Police Department is to man opening and closing of gates.

Meter Test: Clerk advised that a letter from Monroe Water Authority suggested that meters (all) in Village of Palmyra should be checked periodically.

Dick Partch: Richard Partch, 246 Cuyler St., (formerly Truell House) advised that he wished drive could be repaired.

Dump Fence: Trustee Alderman to talk with Mr. Gilfus regarding fence at the Village Dump.

Adjourn: Mayor Nussbaumer adjourned the meeting at 10:00 P.M.

Theresa P. Otte, Clerk Treas.

Public Hearing July 14, 1971 Board of Trustees 7:00 P.M.

Present: Mayor David M. Nussbaumer and Trustees Donald Leysath, Frederick Alderman. Absent Trustees Lloyd A. Green and Donald Sinclair.

Proof of Posting: Mayor Nussbaumer read the Proof of Posting as per attached relative to a Public Hearing for "An Ordinance Prohibiting Certain Types of Vehicles from Prospect Hill Park" in 4 Public Places.
The purpose of the ordinance was discussed by the board members with the comment by Trustee Leysath that he did not feel personally that it could be enforced effectively and therefore, felt that unless it could be enforced properly, it did not seem to him to be a good move.

July 14, 1971

Citizens:

At 7:25, Mrs. Lois Lynch, her daughter and another young lady along with D. Shulters voiced their opinion that many of the young people had worked in the Prospect Park area to keep the weeds down and to make the spot pleasant for their group. They seemed to feel that the board should not lock the area in the evening after a specified time as might be contemplated. The board members tried to impress on the interested citizens that many complaints had been received relative to speeding mini-bikes, etc. especially in the Spring Street area. To control this noise and possible accident hazard was the main intent of the board.

Closed:

Mayor Nussbaumer closed the hearing at 7:30 P.M.

Theresa P. Otte, Clerk Treas.

July 14, 1971

Board of Trustees

7:30 P.M.

Public Hearing

Present:

Mayor David M. Nussbaumer and Trustees Donald Leysath, Frederick Alderman. Absent Trustees Lloyd A. Green and Donald Sinclair.

Proof of Posting:

Mayor Nussbaumer read the Proof of Posting as per attached relative to a Public Hearing for "An Ordinance Limiting Parking in Village Parking Lots" in 4 public places.

No Citizens: No citizens appeared to discuss the matter with the board.

Adjourn: Mayor Nussbaumer closed the hearing at 7:50 P.M.

Theresa P. Otte, Clerk Treas.

Dog
Ord.:

STATE OF NEW YORK,
COUNTY OF WAYNE

ss:

Marilyn Culver

being duly sworn, says that she is the bookkeeper
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at
Palmyra, Wayne County, N. Y., and that a copy
of which the annexed printed slip is a true copy, was duly published therein once
each week for one successive weeks, beginning July 21, 1971
and ending July 21, 1971

Marilyn Culver

Sworn before me this 4
day of August 1971

HARRY K. WHITE, Notary Public
State of New York, County of Monroe
Qualified in Wayne County
My Commission Expires, March 30, 1973
Notary Public, Wayne County.

Legal Notices

(Continued from Page 15)

or take any reasonable and proper precaution, to prevent any such dog from committing such a nuisance.

Section 16. Seizure of untagged dogs.

Any peace officer or the dog warden of the Village shall seize any dog found at large whether or not wearing the license tag required by Article 7 of the Agriculture and Markets Law of the State of New York, in violation of Section 8 hereinabove.

Section 17. Care and Redemption of Impounded Dogs.

Every dog seized shall be properly fed and cared for at the expense of the Village of Palmyra until disposition thereof, as herein provided, and in accordance with the applicable provisions of the Agriculture and Markets Law of the State of New York.

If the dog seized bears a license tag, the Dog Warden shall ascertain the owner of the dog and shall give immediate notice by personally serving owner, or an adult member of his family with a notice in writing stating that the dog has been seized and will be destroyed unless redeemed as herein provided. The owner of a tagged dog so seized may redeem the dog within five (5) days by paying the Village Clerk the sum of Five Dollars (\$5.00) as the cost of seizure, plus Five Dollars (\$5.00) for the cost of feeding and caring and housing for such dog.

The owner of an untagged dog so seized may redeem the dog within five (5) days, by paying to the Village Clerk the sum of Twenty Dollars (\$20.00) as the cost of the seizure, plus Ten Dollars (\$10.00) for the cost of feeding and caring for such dog.

If not redeemed, the owner shall forfeit all title to the dog, and the dog shall be sold or destroyed by the Dog Warden. In the case of sale, the purchaser must pay the purchase price to the Village Clerk, and obtain a license for such dog. The Dog Warden who destroys a dog shall immediately dispose of the carcass and make a written report of such destruction and disposition to the Clerk, who shall keep a record thereof.

Section 18. Enforcement of Provisions.

(a) It shall be the duty of the Dog Warden or any person or officer authorized under the provisions of Article VII of Section 119 of the Agriculture and Markets Law as amended, to enforce the provisions of such law, and the regulations of the Village of Palmyra wherein the same may be applicable to dogs running at large within the streets, highways, sidewalks or upon private or public property within the Village. In accordance with the authority vested in said respective

boards by the provisions of the Agriculture and Markets Law of the State of New York, as amended, the said Dog Warden, or such other person or officer is authorized to take into his possession any dog, bitch, or pup found running at large.

(b) Notice of Impounding.

The keeper of the pound shall, upon receipt of such dog, bitch, or pup immediately notify the Village Clerk of the Village giving to such Village Clerk the tag number, if any, on the collar or otherwise attached to such dog, bitch or pup, and any other marks of identification. The Village Clerk shall immediately notify the owner or harborer of any such dog, bitch or pup, if the owner or harborer be known, or can with reasonable diligence be ascertained that such animal has been and is impounded.

Section 19. Dog Warden.

The Dog Warden, or Wardens, to be designated by the Village Board as provided by Section 119 of the Agriculture and Markets Law may enforce the provisions of this Ordinance and may also investigate and report to a Justice of the Village of Palmyra, any dangerous dog as described in Section 116 of the Agriculture and Markets Law, and see that the order or orders of the Justice are carried out.

Section 20. Penalties.

The violation of this ordinance shall be deemed an offense against the within ordinance, and except as provided in Section 5, a violation of this ordinance shall be punishable by a fine not exceeding Fifty Dollars (\$50.00), or by imprisonment for not exceeding ten (10) days, or by both such fine and imprisonment. Each separate offense shall constitute a separate additional violation. The provisions herein are in addition to the regulations, restrictions, requirements and penalties contained in Article 7 of the Agricultural and Markets Law.

Section 21. Repeal of Prior Ordinance.

The following ordinance is hereby specifically repealed: An Ordinance entitled "Dog Ordinance of the Village of Palmyra, Wayne County, New York" enacted by the Board of Trustees of the Village of Palmyra on October 13, 1959.

Section 22. Effective Date.

This Ordinance shall take effect upon its publication and posting as provided by law.

Dated July 21, 1971

BY ORDER OF THE VILLAGE BOARD OF THE VILLAGE OF PALMYRA
Theresa P. Otte,
Village Clerk

Legal Notice

NOTICE OF ADOPTION OF AN ORDINANCE

PLEASE TAKE NOTICE that the following Ordinance was adopted by the Village Board of the Village of Palmyra, New York, at a regular meeting held on the 6th day of July, 1971:

AN ORDINANCE FOR THE CONTROL OF DOGS AND OTHER ANIMALS.

Section 1. Title.

This ordinance shall be known as "An Ordinance for the Control of Dogs and other Animals".

Section 2. Purpose.

The purpose of this ordinance shall be to promote the health, safety, morals or general welfare of the Village of Palmyra, including the protection and preservation of the property of the Village and its inhabitants and of the peace and good order by adopting and enforcing certain regulations and restrictions on the activities of dogs and other animals that are consistent with rights and privileges of the owners of dogs and other animals and the rights and privileges of the residents of the Village of Palmyra and by imposing restrictions upon the keeping and running at large of dogs and other animals within the Village of Palmyra.

Section 3. Definitions.

(a) Dogs shall mean both male and female.

(b) Owner shall include any person or group of persons living in the same household as one family unit, or any firm, association, or corporation, owning, harboring, boarding or otherwise keeping or having in his or its custody a dog, or dogs, horses, or other domesticated animal or animals, within the corporate limits of the Village of Palmyra.

(c) At large shall mean off the premises of the owner and not under the control of the owner either by leash, cord, chain or otherwise, not over six feet in length.

Section 4. Regulations of Stables, Barns, Enclosures for Horses and Cattle and All other Animals other than Domesticated Pets.

All stables, barns and other places wherein horses, cattle, or all other animals other than domesticated pets are kept shall be kept clean and sanitary. All accumulations of manure shall be stored in such places and be removed with such frequency and in such a manner as to prevent offensive or noxious odors. No piles of manure shall be allowed to accumulate in any position or manner whereby they shall

become breeding places of flies or whereby any drainings therefrom may pass to any stream or water-course.

Section 5. Penalty for Violation.

Any person violating any provisions of Section 4 shall be liable to a penalty not exceeding Two Hundred Fifty Dollars (\$250.00) for each offense and for each continuance of or repetition of each offense, and the violation of this section, or any part thereof, shall constitute disorderly conduct and any person violating the same shall be a disorderly person.

Section 6. Permits.

No person shall hereafter operate a kennel of three or more dogs over six months old within the limits of the Village without a permit from the Board of Trustees. Such permit may be granted for a period of one year unless it shall appear from the complaints of neighbors, or otherwise, that the keeping of the animals in question is objectionable or offensive by reason of noise, smell or other cause. Such permit shall be revocable at any time by the Board of Trustees. Any use heretofore existing shall not extend beyond one year from the enactment of this ordinance unless a permit is granted pursuant to this section. Upon the issuing of any permit in accord with the foregoing, the applicant shall pay to the Clerk of the Village of Palmyra the sum of Ten Dollars (\$10.00).

Section 7. Application.

Section 6 shall have no application to such public pound as may be established by the Village of Palmyra nor to any animal hospital for the treatment, care, observation or temporary boarding of dogs or cats if such hospital shall be operated by a person licensed to practice veterinary medicine under the provisions of the New York State Education Law.

Section 8. Running at Large.

An owner of a dog shall not permit said dog to run at large between one hour after sunset and one hour before sunrise within the corporate limits of the Village of Palmyra.

Section 9. No person who owns a dog shall permit or suffer such dog to damage or destroy property of any kind.

Section 10. No person shall keep, suffer or permit to be kept on the premises occupied by such person, any dog which by its barking, howling, whining or other frequent or long continued noises shall disturb the comfort or repose of any person.

Section 11. No person who owns a dog shall permit the premises, structures or enclosures in which such dog is kept to be unclean or unsanitary.

Section 12. No person shall suffer or permit to run at large any dog which has been ordered to be confined, but any such order shall not be deemed violated while such dog is personally and effectively restrained by a leash not to exceed six (6) feet in length.

Section 13. Handling dogs which

have bitten a person.

(a) Quarantine, test required. If a dog of any age or either sex shall bite any person in the Village, said person, his parents or legal guardian, shall forthwith notify the Village Clerk of said fact, together with all attendant circumstances, and the person owning, possessing or harboring said dog shall, within twenty-four (24) hours, after such biting, deliver said dog to a licensed veterinarian located within twenty (20) miles of the Village, and also shall serve upon the Village Clerk a statement, in writing, giving the name of such owner or person possessing or harboring such dog, the date of the biting, the address where the same occurred, the name and address of the person bitten, the name and license number of the dog and the name and address of the licensed veterinarian to whom said dog was delivered and the date of such delivery. The said dog shall then be held in quarantine by such veterinarian for a period of ten (10) days and given all proper tests for the purpose of determining the presence of rabies.

(b) Report of test given. At the end of said period of quarantine, or as soon as the existence of rabies may be determined by said veterinarian, the owner of person harboring such dog shall forthwith procure from said veterinarian and deliver to the Village Clerk a report certifying to the existence or nonexistence of rabies in said dog. The Village Clerk shall forthwith notify the person bitten, or his parents or guardian, of the contents of said report.

(c) Expense. The expense of such examination, tests, quarantine and report shall be borne entirely by such owner, person possessing or person harboring such dog.

(d) Private agreements prohibited. No agreement, expressed or implied, between such owner, person possessing or person harboring such dog and any person bitten or his or her parent or guardian, purporting to waive the necessity for strict compliance with the provisions of this Section shall be a defense to prosecution hereunder, as hereinafter provided, except those agreements in writing duly filed with the Police Department of the Village of Palmyra.

Section 14. No person shall entice any dog out of any enclosure or house of the owner or release such dog to run at large.

Section 15. Prevention of nuisances.

No owner having the right and ability to prevent shall, knowingly or carelessly or negligently, permit any dog or other animal to urinate, defecate or commit any other nuisance upon any private property; nor shall any such owner omit to do any reasonable and proper act,

Section 4. REPEAL OF PRIOR ORDINANCES.

All other ordinances or parts of ordinances of the

Village of Palmyra 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 in addition to the other

ordinances existing and governing the subject matter covered

by this Ordinance.

Section 5. VALIDITY.

If any of the provisions in the foregoing Ordinance

be decided by any court having jurisdiction to be unconstitutional

or invalid, the same shall not affect the validity of the fore-

going Ordinance as a whole, or any part thereof, other than the

part so decided to be unconstitutional or invalid.

Section 6. EFFECTIVE DATE.

This Ordinance shall take effect immediately after

its publication and posting in accordance with the provisions of

the Village Law of the State of New York.

Section 4. REPEAL OF PRIOR ORDINANCES.

All other ordinances or parts of ordinances of the Village of Palmyra 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 in addition to the other ordinances regulating and governing the subject matter covered by this Ordinance.

Section 5. VALIDITY.

If any of the provisions in the foregoing Ordinance be decided by any court having jurisdiction to be unconstitutional or invalid, the same shall not affect the validity of the foregoing Ordinance as a whole, or any part thereof, other than the part so decided to be unconstitutional or invalid.

Section 6. EFFECTIVE DATE

This Ordinance shall take effect immediately after due publication and posting in accordance with the provisions of the Village Law of the State of New York.

Section 1. DEFINITIONS.

The words and terms used in this Ordinance unless otherwise expressly stated, or unless the context or subject matter otherwise requires, shall have the same meaning as defined in the Vehicle and Traffic Law of the State of New York.

Section 2. APPLICATION OF ORDINANCE.

The provisions of this Ordinance shall apply except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

Section 3. PARKING LIMITED IN VILLAGE PARKING LOTS.

a. The parking of vehicles is hereby pro-

hibited between 9:00 A. M. and 7:00 P. M.

for a period of longer than two (2)

hours in the Village parking lot on

the east side of Cuyler Street from the

east side of Cuyler Street to a depth of

164 feet easterly.

b. The parking of vehicles is hereby pro-

hibited for a period in excess of 24

hours in the Village parking lot on

on the east side of Cuyler Street easterly

of a line parallel to and 164 feet from

the east edge of the sidewalk on the east

side of Cuyler Street.

AN ORDINANCE LIMITING PARKING IN VILLAGE PARKING LOTS

Section 1. DEFINITIONS.

The words and terms used in this Ordinance unless otherwise expressly stated, or unless the context or subject matter otherwise requires, shall have the same meaning as defined in the Vehicle and Traffic Law of the State of New York.

Section 2. APPLICATION OF ORDINANCE.

The provisions of this Ordinance shall apply except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

Section 3. PARKING LIMITED IN VILLAGE PARKING LOTS.

a. The parking of vehicles is hereby prohibited between 9:00 A. M. and 7:00 P. M. for a period of longer than two (2) hours in the Village parking lot on the east side of Cuyler Street from the east side of Cuyler Street to a depth of 164 feet easterly.

b. The parking of vehicles is hereby prohibited for a period in excess of 24 hours in the Village parking lot situate on the east side of Cuyler Street easterly of a line parallel to and 164 feet from the east edge of the sidewalk on the east side of Cuyler Street.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Trustees of the Village of Palmyra in the Trustees Room of the Village Hall at 144 East Main Street in the Village of Palmyra, Wayne County, New York, at 7:30 P.M., Eastern Daylight Saving Time, on the 14th day of July, 1971 upon the question of the enactment of the following Ordinance entitled "An Ordinance Limiting Parking in Village Parking Lots", to wit:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Trustees of the Village of Palmyra in the Trustees Room of the Village Hall at 144 East Main Street in the Village of Palmyra, Wayne County, New York, at 7:30 P.M., Eastern Daylight Saving Time, on the 14th day of July, 1971 upon the question of the enactment of the following Ordinance entitled "An Ordinance Limiting Parking in Village Parking Lots", to wit:

Commission Expires March 30, 1973
WAYNE COUNTY, N. Y.
Notary Public in the State of New York
RUTH A. BARNHART

Ruth A. Barnhart
day of July 1971
Sworn to before me this

Clerk Treasurer

[Signature]

County, New York.

apacious public places in said Village of Palmyra, Wayne

That the above four (4) places are the most con-

4. Breen's Market Bulletin Board

3. Village Hall Office Door

2. Town of Palmyra Bulletin Board

1. Marine Midland Trust Co. Bulletin Board

which are respectively described as follows:

public places within the Village of Palmyra, New York,

Limiting Parking in Village Parking Lots," in four (4)

annexed Notice of Public Hearing relative to "An Ordinance

day of July, 1971, she posted copies of the

resides in the Village of Palmyra, New York, that on the

says, that she is over twenty-one years of age, that she

Theresa P. Otte, being duly sworn, deposes and

County of Wayne

ss.

State of New York

AFFIDAVIT OF POSTING

Page 12/12

State of New York :
: ss.
County of Wayne :

Theresa P. Otte, being duly sworn, deposes and says, that she is over twenty-one years of age, that she resides in the Village of Palmyra, New York, that on the 7th day of July, 1971, she posted copies of the annexed Notice of Public Hearing relative to "An Ordinance Limiting Parking in Village Parking Lots," in four (4) public places within the Village of Palmyra, New York, which are respectively described as follows:

1. Marine Midland Trust Co. Bulletin Board
2. Town of Palmyra Bulletin Board
3. Village Hall Office Door
4. Breen's Market Bulletin Board

That the above four (4) places are the most conspicuous public places in said Village of Palmyra, Wayne County, New York.



Clerk Treasurer

Sworn to before me this

8th day of July 1971



RUTH A. BARNHART
Notary Public in the State of New York
WAYNE COUNTY, N. Y.
Commission Expires March 30, 1973