

**Local Law 1 of 2008**

**Adopted October 24, 2008**

A local law Amending Chapter 168 of the Code of the Village of Baxter Estates with regard to Vehicles and Traffic, to make amendments and modifications to existing provisions, and to add new provisions.

---

---

**Section 1.** Legislative Findings.

This local law provides for the regulation of vehicles and traffic within the Village of Baxter Estates. This local law is adopted pursuant to Section 10 of the Municipal Home Rule Law, and the provisions of Section 1640 of the New York State Vehicle and Traffic Law, to which this Local Law is subject.

**Section 2.** Chapter 168, “Vehicles and Traffic,” of the Code of the Village of Baxter Estates is hereby amended to read in its entirety as follows:

**”Chapter 168**

**VEHICLES AND TRAFFIC**

**ARTICLE I  
General Provisions**

- § 168-1. Definitions.
- § 168-2. Authority to install traffic control devices.
- § 168-3. Schedules; adoption of Regulations.

**ARTICLE II  
Traffic Regulations.**

- § 168-4. Traffic control signals.
- § 168-5. Speed limits.
- § 168-6. School speed limits.
- § 168-7. One way streets.
- § 168-8. U-turns.
- § 168-9. Prohibited turns at intersections.
- § 168-10. Prohibited right turns on red signal.

- § 168-11. Through streets.
- § 168-12. Stop intersections.
- § 168-13. Yield intersections.
- § 168-14. Trucks over certain weights excluded.
- § 168-15. Vehicle weight limits.
- § 168-16. Truck route system.

**ARTICLE III  
Parking, Standing and Stopping**

- § 168-17. Application of article.
- § 168-18. All-night parking.
- § 168-19. Parking restrictions.
- § 168-20. Parking prohibited at all times.

- § 168-21. No stopping.
- § 168-22. No standing.
- § 168-23. Parking prohibited certain hours.
- § 168-24. No stopping certain hours.
- § 168-25. No standing certain hours.
- § 168-26. Time limit parking.
- § 168-27. Angle parking.
- § 168-28. Parking of commercial vehicles.
- § 168-29. Loading zones.
- § 168-30. Taxi stands.
- § 168-31. Bus stops.
- § 168-32. Do not block intersection.
- § 168-33. Do not block side road.
- § 168-34. Disabled vehicle.
- § 168-35. Vehicle obstructing traffic
- § 168-36. No parking commercial vehicles
- § 168-37. Slow children at play.

ARTICLE IV  
Removal and Storage of Vehicles

- § 168-38. Authority to impound vehicles.
- § 168-39. Storage and charges.
- § 168-40. Notice of removal.

ARTICLE V  
Penalties

- § 168-41. Penalties for offenses.

## **ARTICLE I General Provisions**

### **§ 168-1. Definitions.**

- A. The words and phrases used in this chapter shall, for the purposes of this chapter, have the meanings respectively ascribed to them by Article 1 of the Vehicle and Traffic Law of the State of New York.
- B. The following words and phrases, which are not defined by Article 1 of the Vehicle and Traffic Law of the State of New York, shall have the meanings respectively ascribed to them in this section for the purposes of this chapter:
- CURBLINE** — The prolongation of the lateral line of a curb or, in the absence of a curb, the lateral boundary line of the roadway.
- HOLIDAYS** — New Year's Day, Dr. Martin Luther King, Jr. Day, Presidents' Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day (Presidential only), Veterans Day, Thanksgiving Day and Christmas Day.
- OFFICIAL TIME STANDARD** — Whenever certain hours are named herein or on traffic control devices, they shall mean the time standard which is in current use in this state.

### **§ 168-2. Authority to install traffic control devices.**

The Board of Trustees shall install and maintain traffic control devices when and as required under the provisions of this chapter, to make effective the provisions of this chapter, and may install and maintain such additional traffic control devices as the Board may deem necessary to regulate, warn or guide traffic under the Vehicle and Traffic Law of the State of New York, subject to the provisions of §§ 1682 and 1684 of that law.

### **§ 168-3. Schedules; adoption of regulations.**

- A. For the purpose of maintaining an accurate record of all regulations adopted under the provisions of this chapter, there is hereby established a system of schedules in which shall be entered all regulations after adoption.
- B. Regulations shall be adopted by the Board of Trustees in accordance with provisions of the Vehicle and Traffic Law, or by an officer or agency authorized by the Board of Trustees to adopt regulations pursuant to § 1603 of the Vehicle and Traffic Law.
-

**ARTICLE II Traffic Regulations**

**§ 168-4. Traffic control signals.**

Traffic control signals shall be installed and operated at the following described intersections:

**Intersection**

(Reserved)

**§ 168-5. Speed limits.**

The maximum speed at which vehicles may proceed on or along any streets or highways within the municipality is hereby established at 30 miles per hour, except that the speed limit for vehicles proceeding on or along those streets or parts of streets described below shall be as indicated.

<b>Name of Street</b>	<b>Speed Limit (mph)</b>	<b>Location</b>
Central Drive	25 mph	Within the Village

**§ 168-6. School speed limits.**

No person shall drive a vehicle at a speed in excess of the speeds indicated below, in the areas described below, during school days between the hours of 7:00 a.m. and 6:00 p.m.:

<b>Name of Street</b>	<b>Speed Limit (mph)</b>	<b>Location</b>
	(Reserved)	

**§ 168-7. One-way streets.**

The streets or parts of streets described are hereby designated as one-way streets in the direction indicated:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Limits</b>
-----------------------	--------------------------------	---------------

Columbia Place          West          Entire length

**§ 168-8. U-turns.**

No person shall make a U-turn on any of the streets or parts of streets described below:

**Name of Street    Location**

(Reserved)

**§ 168-9. Prohibited turns at intersections.**

No person shall make a turn of the kind designated (left, right, all) at any of the locations described below:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Prohibited Turn</b>	<b>Hours of</b>	<b>At Intersection</b>
Library Drive	South	Left Street	All	Main

**§ 168-10. Prohibited right turns on red signal.**

No person shall make a right turn when facing a steady red signal (stop indication) at any of the locations described below:

<b>Name of Street</b>	<b>Direction of Travel</b>	<b>Prohibited Right Turn on Red Signal onto</b>
Central Drive	South	Main Street

**§ 168-11. Through streets.**

The streets or parts of streets described below are hereby designated as through streets. Traffic control devices shall be installed on each street intersecting the through street.

<b>Name of Through Street</b>	<b>Name of Entrance Street</b>	<b>Direction From Which Entering</b>	<b>Traffic Control Device</b>
(Reserved)			

**§ 168-12. Stop intersections.**

The intersections described below are hereby designated as stop intersections and stop signs shall be installed as follows:

<b>Stop Sign On</b>	<b>Direction of Travel</b>	<b>At Intersection of</b>
Library Drive	North	Locust Avenue
Library Drive	South	Main Street
High Street (2)	North/South	Columbia Place
High Street	South	Main Street
Overlook Drive	South	Central Drive
Tianderah Road	South	Locust Ave.
Central Drive	East	Tianderah Road
Central Drive	West	Shore Road
Central Drive (2)	East/West	Ridgeway Drive
Central Drive	West	Woodcleft Ave.
Locust Ave. (2)	East/West	Tianderah Road
Columbia Place	West	Shore Road
Bayside Avenue	West	Shore Road
Hilltop Road	West	Overlook Drive
Sandy Hollow Lane	North	Sandy Hollow Road

**§ 168-13. Yield intersections.**

The intersections described below are hereby designated as yield intersections and yield signs shall be installed as follows:

<b>Yield Sign On</b>	<b>Direction of Travel</b>	<b>At Intersection Of</b>
<i>Locust Ave.</i>	<i>East</i>	<i>Central Drive</i>

**§ 168-14. Trucks over certain weights excluded.**

Trucks in excess of the weights indicated are hereby excluded from the streets or parts of streets described below, except for the pickup and delivery of materials on such streets:

<b>Name of Street</b>	<b>Weight Limit (tons)</b>	<b>Location</b>
(Reserved)		

**§ 168-15. Vehicle weight limits.**

It shall be unlawful for any person to operate any commercial vehicle or other tractor, trailer or tractor-trailer combination, having a gross weight in excess of that herein respectively prescribed, upon any of the streets or portions thereof described below except for the purpose of making local deliveries on that street:

<b>Name of Street</b>	<b>Maximum Gross Weight (pounds)</b>	<b>Location</b>
(Reserved)		

**§ 168-16. Truck route system.**

- A. A truck route system upon which all trucks, tractors and tractor-trailer combinations having a total gross weight in excess of 10,000 pounds are permitted to travel and operate shall be as set forth below.

- B. All trucks, tractors and tractor-trailer combinations having a total gross weight in excess of 10,000 pounds are hereby excluded from all streets except those streets listed below, except that this exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along the street from which such vehicles and combinations are excluded.

**Name of Street      Location**

(Reserved)

---

### **ARTICLE III Parking, Standing and Stopping**

#### **§ 168-17. Application of article.**

The provisions of this article 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.

#### **§ 168-18. All-night parking.**

No motor vehicle shall be parked on any paved area of any street within the Village between the hours of 3:00 a.m. and 6:00 a.m. This section shall not apply to:

- (a) the south side of Locust Avenue when snow or ice is on the pavement of Locust Avenue; or
- (b) the south side of Columbia Place; or
- (c) that portion of the east side of High Street, from the southerly point that is 35 feet north of the intersection of High Street with Main Street, to the northerly point that is ten feet to the south of the intersection of High Street and Columbia Street.

**§ 168-19. Parking restrictions.**

No vehicle shall be parked on any portion of the street or highway in the Village of Baxter Estates except on the paved portion of the public street or highway.

**§ 168-20. Parking prohibited at all times.**

No person shall park a vehicle at any time upon any of the streets or parts of streets described below:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
High Street	West	North of Main Street and south of Columbia Place
High Street	Both	North of Columbia Place
High Street	East	North from Main Street for 35 feet and South from Columbia Place for 10 feet
Ridgeway Road	East/West	North from Central Drive for 35 feet
Columbia Place	North	Entire length
Bayside Avenue	North/South	East from Shore Road for 250 feet
Central Drive	Both Sides	Entire length
Hillside Avenue	South	From Central Drive to Shoreview Road
Shore Road	East/West	Entire length in Village
Library Drive	East/West	Entire length
Locust Avenue	North	West from Central Drive for 45 feet
Locust Avenue	North	East from North Washington Street for 20 feet
Locust Avenue	South	West from Central Drive for 62 feet
Locust Avenue	South	East from Library Drive for 35 feet

Locust Avenue	South	West from Library Drive for 35 feet
Locust Avenue	South	East from Port Washington Public Library Service Driveway for 35 feet
Overlook Drive	East	From Central Drive to Hilltop Road
Columbia Place	South	East from Shore Road for 35 feet
N. Washington Street	East	Entire length

**§ 168-21. No stopping.**

No person shall stop a vehicle upon any of the streets or parts of streets described below:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
	(Reserved)	

**§ 168-22. No standing.**

No person shall stand a vehicle upon any of the streets or parts of streets described below:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Central Drive	Both Sides	Entire length
Hillside Avenue	South	From Central Drive to Shoreview Road
Ridgeway Road	East/West	North from Central Drive for 35 feet
Shore Road	East/West	Entire length in Village

**§ 168-23. Parking prohibited certain hours.**

No person shall park a vehicle between the hours specified, unless otherwise indicated, upon any of the streets or parts of streets described below:

<b>Name of Street</b>	<b>Side</b>	<b>Hours/Days</b>	<b>Location</b>
-----------------------	-------------	-------------------	-----------------

Locust Avenue	North	7:00 p.m. to 10:00 p.m./All	West from Tianderah Road for 625 feet
High Street	East	Tuesday, between 9:00 a.m. and 12:00 noon	Between Main Street and Columbia Place
Columbia Place	South	Tuesday, between 9:00 a.m. and 12:00 noon	Entire length

**§ 168-24. No stopping certain hours.**

No person shall stop a vehicle during the times specified, unless otherwise indicated, upon any of the streets or parts of streets described below:

Name of Street	Side	Hours/Days	Location
(Reserved)			

**§ 168-25. No standing certain hours.**

No person shall stand a vehicle during the times specified, unless otherwise indicated, upon any of the streets or parts of streets described below:

Name of Street	Side	Hours/Days	Location
(Reserved)			

**§ 168-26. Time limit parking.**

No person shall park a vehicle for longer than the time limit shown at any time between the hours listed, unless otherwise indicated, upon any of the streets or parts of streets described below:

Name of Street	Time Limit;	Side	Hours/Days	Location
Locust Avenue	1 hour;	North	Monday to Friday 9 a.m. to 5 p.m.	

Locust Avenue	1 hour; South	Monday to Friday 11 a.m. to 3 a.m.	East from Point 35 feet east of intersection
with			Library
Drive, to			Stop Sign at Intersection
with			Tianderah
Road.			

**§ 168-27. Angle parking.**

No person shall park a vehicle upon any of the streets or parts thereof described below, except at the angle designated and only within the painted stall lines. On all streets or portions thereof where angle parking is now or shall hereafter be authorized, all vehicles parked thereon shall be parked with the front thereof nearest the curb.

<b>Name of Street</b>	<b>Side</b>	<b>Angle (degrees)</b>	<b>Location</b>
		(Reserved)	

**§ 168-28. Parking of commercial vehicles.**

The parking of commercial vehicles is prohibited in the following locations:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Columbia Place	Both	Entire length

**§ 168-29. Loading zones.**

The locations described below are hereby designated as loading zones:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
-----------------------	-------------	-----------------

(Reserved)

**§ 168-30. Taxi stands.**

The locations described below are hereby designated as taxi stands:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
	(Reserved)	

**§ 168-31. Bus stops.**

The locations described below are hereby designated as bus stops:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
	(Reserved)	

---

**§ 168-32. Do not block intersection.**

No person shall block the intersection with a vehicle upon any of the streets or parts of the streets and “Do Not Block Intersection” signs shall be installed as follows:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Shore Road	East	South Side of Harbor Road

**§ 168-33. Do not block side road.**

No person shall block the side road with a vehicle upon any of the streets or parts of the streets and “Do Not Block Side Road” signs shall be installed as follows:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Harbor Road	South/East	Shore Road

**§ 168-34. Disabled Vehicle.**

No disabled vehicle shall be permitted to remain on a street for a longer period than required to remove the same. In no event shall said period exceed one (1) hour.

**§ 168-35. Vehicle obstructing traffic.**

No person shall cause or permit a vehicle to be operated on any street, zone or parking space or to be stopped or parked so as to unnecessarily obstruct traffic.

**§ 168-36. Slow children at play.**

A “Slow Children at Play” sign shall be erected on any of the streets in the areas described below.

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Tianderah Road	Both	Between Central Drive and Locust Ave.
North Washington	Both	North of Locust Avenue

**ARTICLE IV Removal and Storage of Vehicles**

**§ 168-38. Authority to impound vehicles.**

- A. When any vehicle is parked or abandoned on any highway or public parking lot within this municipality during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway or parking lot upon which said vehicle is parked or abandoned, said vehicle may be removed by or under the direction of the Mayor, the Deputy Mayor or the Building Inspector.
- B. When any vehicle is found unattended on any highway or public parking lot within the municipality where said vehicle constitutes an obstruction to traffic, said vehicle may be removed by or under the direction of the Mayor, the Deputy Mayor or the Building Inspector.

**§ 168-39. Storage and charges.**

After removal of any vehicle as provided in this article, the Mayor, the Deputy Mayor or the Building Inspector may store or cause such vehicle to be stored 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 person with whom stored of the amount of all reasonable expenses actually and necessarily incurred in effecting such removal and storage.

**§ 168-40. Notice of removal.**

It shall be the duty of the Mayor, the Deputy Mayor or the Building Inspector to ascertain to the extent possible the owner of the vehicle or the person having the 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. Said Village Official shall also, without delay, report to the Village Clerk the removal and disposition of any vehicle removed as provided in this article.

---

**ARTICLE V Penalties**

**§ 168-41. Penalties for offenses.**

Every person convicted of a traffic infraction for a violation of any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not more than \$100 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; for a second such conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$200 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$300 or by imprisonment for not more than 15 days, or by both such fine and imprisonment.”