

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~  
City of PLATTSBURGH  
~~Town~~  
~~Village~~

Local Law No. 1 of the year 19<sup>96</sup>

A local law AUTHORIZING INSTALLATION OF TEMPORARY SIGNS BY AFFECTED PROPERTY OWNERS AND  
(Insert Title) TENANTS WHEN TRAVEL ON STREETS IS IMPEDED BY MAJOR STREET  
IMPROVEMENTS

Be it enacted by the COMMON COUNCIL of the  
(Name of Legislative Body)

~~County~~  
City of PLATTSBURGH as follows:  
~~Town~~  
~~Village~~

1. Findings. The Common Council finds as follows:
  - .1 During periods when streets and highways are under construction vehicular access to businesses is impeded.
  - .2 In order to minimize the financial impact on businesses affected by street construction it is necessary to permit such businesses to erect temporary signs which do not comply with the requirements of the Zoning Ordinance of the City of Plattsburgh (City Code chapter 270).
  - .3 In order to give prompt consideration of temporary sign requests it is necessary and desirable to delegate the authority to approve such temporary signs to the City Building Inspector.

2. Definitions. The terms used in this Chapter shall have the meanings ascribed to them in Chapter 270 of the City Code, except as follows:
  - .1 TEMPORARY SIGN means a sign authorized to be installed or erected under this Chapter.
  - .2 MAJOR STREET IMPROVEMENT means the repair or replacement of paving, curbs, sidewalks or public utilities that prohibits or substantially restricts the use of all or a substantial section of a public street.
  - .3 AFFECTED PROPERTY means a property with Lot Frontage on a street undergoing Major Street Improvements.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

3. Delegation of Authority to Approve Temporary Signs. The Building Inspector is authorized to approve the installation or erection of Temporary Signs by the owners or tenants of Affected Property. The City Engineer is authorized to determine whether a program of street improvements is a Major Street Improvement.

4. Temporary Sign Requirements.

.1 Temporary Signs may be of any size, provided that, the sign shall not block or obstruct the view of traffic or signage on adjacent property.

.2 Temporary Signs may be erected on premises only.

.3 Temporary Signs may be erected twenty-one (21) days before and must be removed within thirty (30) days of the date the street is re-opened to normal vehicular traffic.

.4 Except as otherwise provided herein, the method of construction, materials, manner of installation and insurance requirements for signs shall be as provided in Chapter 270.

5. Temporary Sign Applications and Permits. The owner or tenant of an Affected Property shall file a Temporary Sign application with the Building Inspector. Such application shall include the information required for sign permits under Chapter 270. The Building Inspector shall issue a Temporary Sign permit. There shall be no fee or charge for a Temporary Sign permit.

6. Violations and Penalties. The following acts or omissions shall constitute offenses, each punishable by a fine not to exceed two hundred fifty dollars (\$250). The Building Inspector may revoke a Temporary Sign permit for the following violations:

.1 The erection of a Temporary Sign without a sign permit, or one that does not comply with the terms of the sign permit.

.2 The failure to repair a Temporary Sign the Building Inspector determines is in a dangerous or unsightly condition within five (5) days of receipt of written notice from the Building Inspector that such sign must be repaired.

.3 The failure to remove a Temporary Sign within fifteen (15) days of receipt of written notice from the Building Inspector that such sign must be removed.

.4 Notices required by this section may be given personally or by certified or registered mail addressed to the person who signed the sign permit application at the address given thereon.

7. Effective Date. This local law shall take effect immediately upon approval by the Mayor and filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body)

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1996 of the ~~(County)~~(City)(~~Town~~)(Village) of PLATTSBURGH was duly passed by the COMMON COUNCIL on 6 JUNE 1996, and was (approved)(~~not disapproved~~)(~~repassed after disapproval~~) by the MAYOR and was deemed duly adopted on 14 JUNE 1996, in accordance with the applicable provisions of law.  
(Name of Legislative Body) (Elective Chief Executive Officer\*)

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body) (Elective Chief Executive Officer\*)

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body) (Elective Chief Executive Officer\*)

\*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 19\_\_\_\_, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 19\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2, above.

*Keith W. Herralo*

KEITH W. HERRALO, CITY CLERK

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 14 JUNE 1996

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK  
COUNTY OF CLINTON

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

*John E. Clute*

Signature JOHN E. CLUTE

Title CORPORATION COUNSEL

~~County~~  
City of Plattsburgh  
~~Town~~  
~~Village~~

Date: 14 JUNE 1996