

(\$50.00) for days one through ten for storage. Storage beginning on day eleven will be the original \$50.00 plus five dollars (\$5.00) per day until the vehicle is redeemed. All fees shall be paid in cash or money order.

ARTICLE II

This local law shall take effect immediately upon its filing with the Secretary of State.

(Please Use this Form for Filing your 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.

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Village of Wellsville
Local Law No. 3 of the year 1986

Adopted: 6-23-86

A local law providing for impoundment of motor vehicles by police under circumstances where authorized by the New York State Vehicle and Traffic Law.

Be it enacted by the Board of Trustees of the (Name of Legislative Body)

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Village of Wellsville as follows:

A LOCAL LAW PROVIDING FOR IMPOUNDMENT OF MOTOR VEHICLES BY POLICE UNDER CIRCUMSTANCES WHERE AUTHORIZED BY THE NEW YORK STATE VEHICLE AND TRAFFIC LAW

ARTICLE I - WHEREAS, the Vehicle and Traffic Law of New York State expressly directs or authorizes a police officer to impound and store a motor vehicle under certain circumstances, it is the purpose of this local law to amend Chapter 35 of the Ordinances of the Village of Wellsville to authorize and provide for such impoundment by the Village of Wellsville Police Department, under such circumstances.

ARTICLE II - Chapter 35, ARTICLE VIII, Section 35-12, of the Ordinances of the Village of Wellsville, is amended by the addition of a subsection D, reading as follows:

D. Under circumstances whereunder the Vehicle and Traffic Law of New York State directs or authorizes a police officer to impound a motor vehicle, such circumstances including, but not necessarily limited to:

arrest or issuance of a summons or appearance ticket for aggravated unlicensed operation of a motor vehicle in the first or second degree; arrest or issuance of a summons or appearance ticket for operation of an uninsured or unregistered motor vehicle; arrest or issuance of a summons or appearance ticket for driving while intoxicated; failure of the owner or operator of a motor vehicle, involved in an accident in the state resulting in death or bodily injury to any person, to produce satisfactory evidence of financial security within 48 hours of such accident,

the Village of Wellsville Police Department, or a police officer of such Department, may impound a motor vehicle by removal and storage of such vehicle, consistently with the provisions of the said Vehicle and Traffic Law.

ARTICLE III - Section 35-13 of the said Chapter 35, ARTICLE VIII, is amended to read as follows:

S-35-13 Storage and Charges

After removal and impoundment of any vehicle pursuant to this Article the Police Department may store such vehicle in a suitable storage place, and shall charge to the owner or person responsible for the vehicle a charge sufficient to cover the reasonable costs of towing, storage, and any other costs incident to the impoundment. No vehicle so impounded may be redeemed or released to the person responsible except upon payment of such charge.

ARTICLE IV - If any provision of this Local Law shall be adjudged invalid, such determination shall not affect the validity of this Local Law as a whole or any part or provision thereof other than the part so adjudged invalid.

ARTICLE V - This Local Law shall take effect immediately.