

A Work Session of the Town Board of the Town of Williamson, County of Wayne and State of New York was held in the Town Complex Court Room located at 6380 Route 21, Suite II, at 7:00 PM on Tuesday September 25, 2012. The following were

PRESENT: Supervisor James D. Hoffman
Councilman Gary Orbaker
Councilman Anthony Verno
Councilman Michael Bixby
Councilman Thomas D. Watson

ABSENT: None

The Board reviewed bills for payment.

The Regular Meeting of the Town Board of the Town of Williamson was held in the Town Complex Court Room located at 6380 Route 21, Suite II, following the Worksession and was called to order at 7:30 PM on Tuesday, September 25, 2012 by Supervisor Hoffman with the Pledge of Allegiance. The following were

PRESENT: Supervisor James D. Hoffman
Councilman Gary Orbaker
Councilman Anthony Verno
Councilman Michael Bixby
Councilman Thomas D. Watson

ABSENT: None

Kurt Allman; Highway Superintendent, Lenore Youngman, Phil Dean, Dave Murdoch, Don Eiseman, Daniel Frey, Jeff Jorelemen, Michelle Hopwood, Amy & Ira Jones, Michael Collins; Williamson Central School Board Pres., Michael & Brenda Gowan, Fran Steinbach, Frank Pilato, Sarah Jacobs, Joanne E Grayson, Matthew J. Sprague, Pete & Trudy Meyn, Wilma Young; Sun & Record, Monica Deyo; Times of Wayne County and the undersigned Town Clerk were also present.

Public Comment: No one wished to comment.

A notice having been published for a Public Hearing regarding the "Safe Route To School Program". Supervisor Hoffman read the rules of a Public Hearing. He declared the Hearing open at 7:32 PM. Supervisor Hoffman explained that the program is Federally funded and would not cost the Town any money to do this but, the Town would have to pay for the project up front and then when completed be reimbursed with federal money. There is \$1.26 million dollars available for the replacement or installation of sidewalks that would benefit school age children walking to and from school. He stated that this is a very competitive grant due to the monies that are available for seven counties. Supervisor Hoffman stated the Public Hearing was to find out the consensus of the community for public participation and support in regard to applying for this project. The two main issues before applying are to make sure it is where children can safely walk to school and there are not

any right-of-way issues. After looking at all the sidewalks in the Town that would qualify for the project, and best benefit the safety of school age children walking to and from school, the area The Board felt the best area to apply for was on Ridge Road. Supervisor Hoffman explained the replaced or new sidewalks must conform to Federal, State and Americans with Disability Act Codes which includes they have to be no less than five feet wide. Mr. Michael Collins; WCS Board President expressed the School Board's support for the project on Ridge Road. Michelle Hopwood; 4163 Ridge Road, Fran Steinbach; 4167 Ridge Road, Joanne Grayson; 4042 Ridge Road, Frank Pilato; 6188 Locust Street, Amy and Ira Jones; 4184 Ridge Road, Mike & Brenda Gowan; 4143 Ridge Road, and Mike Orr; Rt. 21, all expressed they were in favor of the project for the Ridge Road area. Don Eiseman was not in favor of doing this project. Dan Fry expressed his wishes to extend the sidewalk between Orchard Estates and the Williamson Fire Hall on Rt. 21. Discussion ensued. After questions and comments were answered, the Public Hearing was closed at 7:55 PM with a motion made by Supervisor Hoffman, seconded by Councilman Bixby. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to accept and/or file the letters and other forms of communication.

Memo from Wayne County Planning Department

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, to accept the Consent Agenda containing the following items:

- a. previous minutes: September 11, 2012
- b. accept the Supervisor's report for August
- c. pay the Library bills as audited by the Library Board of Trustees:
vouchers 1702 – 1714, total \$2,513.11
- d. accept the budgetary transfers

<u>From</u>	<u>Amount</u>	<u>To</u>
<i>General Fund</i>		
A1110.200 Justices Equip.	\$ 600.60	A1110.400 Justices Contr.
A1220.200 Supervisor Equip.	\$ 64.96	A1220.400 Supervisor Contr.
A1990.900 Contingency	\$ 93.00	A1356.400 Assessment Brd Review Contr.
	\$ 456.67	A7110.200 Parks Equip.
	\$ 397.44	A7110.400 Parks Contr.
	\$ 213.12	A7550.400 Celebrations Contr.
	\$ 23.99	A3310.400 Traffic Control Contr.
<i>Highway Fund</i>		
A5110.400 General Repairs Contr.	\$22,279.01	A5110.100 General Repairs PS
A5130.400 Machinery Contr.	\$ 2,424.82	A5140.400 Misc. Contr.
<i>Water Fund</i>		
F1910.400 Unallocated Ins.	\$ 1,335.00	F1440.400 Engineer
F8320.200 Source P/P Equip.	\$10,000.00	F8320.400 Source P.P Contr.
F8310.460 Admin. Misc	\$ 7,000.00	F8320.400 Source P/P Contr.
F8310.420 Heating/Gas	\$ 421.99	F8320.400 Source P/P Contr.
	\$ 249.50	F8340.440 Admin Contr.
<i>Sewer Fund</i>		
SS8120.200 Collecting S/L	\$ 2,315.37	SS8120.440 Sewer Collecting Veh. Maint.

The motion was carried.

Councilman Orbaker made a motion, seconded by Councilman Bixby, to authorize the Town Supervisor to sign a snow removal agreement with the Business Improvement District. The motion was carried.

Supervisor Hoffman announced October 13th was National Solar Project day. Tours will be given all over the country on Solar projects that have been done and the Town of Williamson is planning on participating.

Councilman Bixby made a motion, seconded by Councilman Verno, to authorize the Town Clerk to advertise in the appropriate papers the week of September 30, 2012 to receive applications for a seasonal employee for snow and ice removal from the sidewalks at the Town Complex. Job descriptions can be obtained from the Town Clerk's office. The rate of pay will be \$10.20 per hour. Applications will be received until October 5, 2012 at 4:00 PM. The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, for the following amendment to the 2013 Tentative Budget:

General Fund

- add line item A1110.113 Court Bailiff - \$4,000.00
- A1110.100 Justices P.S. from 31,439 to \$30,975
- A1220.100 Supervisor P.S. from \$31,754 to \$32,145
- A1410.100 Town Clerk P.S. from \$47,572 to 48,158
- A1356.110 Assessment Board of Review Clerk P.S. from \$705 to \$100
- A1356.100 Assessment Board of Review P.S. from \$1,659 to \$1,579
- A5010.100 Superintendent of Highways from \$57,909 to \$57,053
- Social Sec. from \$32,306 to \$32,504
- Medicare from \$7,555 to \$7,602

Library

Less unexpended balance used from \$0 to \$1,550

The motion was carried.

Supervisor Hoffman made a motion, seconded by Councilman Verno, authorizing the Town Clerk to advertise in the appointed papers the weeks of October 7 and 14, 2012 for the upcoming Public Hearing for the proposed 2013 Town of Williamson Budget to be held in the Williamson Town Hall meeting room, on Tuesday, October 23, 2012 at 7:30 PM. The motion was carried.

SALARY SCHEDULE
OF
ELECTED OFFICIALS
2013

TOWN SUPERVISOR		\$32,145
TOWN COUNCIL	(4) each	\$ 5,693
TOWN CLERK		\$48,158
TOWN JUSTICE	(2) each	\$15,487.50
SUPERINTENDENT OF HIGHWAYS		\$57,909

Councilman Bixby made a motion, seconded by Councilman Verno, to adopt Local Law #2, amending Chapter 32, Part 2, Park Rules and Regulations, Article IV, Parks – Regulations and Prohibitions. The motion was carried.

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**TOWN OF WILLIAMSON
LL # 2-2012 – Amend Chapter 32, Article IV
“Parks – Regulations & Prohibitions”**

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§ 32-16. SCOPE.

The provisions set forth herein shall apply to and be in effect in all parks under the control, supervision and jurisdiction of the Town of Williamson.

§ 32-17. DEFINITIONS.

The following terms shall have the meanings indicated in this section:

- A. "Town" shall mean the Town of Williamson.
- B. "Town Board" shall mean the Town Board of Williamson, the elective legislative body of the Town of Williamson.
- C. "Committee" shall mean the Williamson Park Committee as appointed by the Town Board.
- D. "Law Enforcement Officer" shall mean a police officer as defined in Section 1.20 of the Criminal Procedure Law, a peace officer as defined in Section 2.10 of the Criminal Procedure Law, or any other law enforcement official of the Town of Williamson, County of Wayne, State of New York, federal government, or any other applicable jurisdiction, having jurisdiction or authority to enforce this law.
- E. "Park" shall mean the grounds, buildings thereon, waters therein, docks, towpaths, trails, and any other property necessary for the operation thereof, and constituting a part thereof, which is now or may hereafter be maintained, operated and controlled by the Town of Williamson for public park purposes.
- F. "Person" shall mean any individual, firm, partnership; corporation or association of persons and the singular number shall include the plural.
- G. "Authorized Personnel" shall mean any person, department or agency given the right to function by the Town Board.
- H. "Vehicle" shall mean every device in, upon or by which a person or property is or may be transported or drawn upon a highway.
- I. A "Public Gathering" is a group of 10 or more people with a specific organized purpose, meeting in a specific location.

§ 32-18. HOURS OF OPERATION.

Except as authorized by a permit granted by the Town Board pursuant to the provisions of §32-49 of these rules:

- A. No person shall remain, stop or park within the confines of the park between the hours of 10:00 p.m. and 8 a.m., prevailing location time in the Town of Williamson except:
 - 1. in an emergency or
 - 2. with a special permit of the Town Board or
 - 3. Campers, where permitted, who may remain overnight subject to park regulations and campers' visitors, who may remain until 11:00 p.m.
- B. In case of an emergency or when in the judgment of the Town Board the public interest demands it, any portion of the park may be closed to the public or to designated persons until permission is given to reopen.

Non-observance of this section shall constitute a violation.

§ 32-19. RESERVATIONS.

- A. Reservations for the use of park venues shall be issued on a first come, first served basis, at the Williamson Town Park, 3773 Eddy Road, Williamson, New York.
- B. Applicants for reservations must be 21 years of age or over. Payment for all reservations must be made within 24 hrs. of application otherwise the reservation will be cancelled. All reservation applications must be signed by the applicant prior to use of the venues. The signer of the reservation application shall be responsible for all damage to the park venues and shall, as a condition for the granting of the reservation, indemnify the Town for all such damages.
- C. As a condition for granting a reservation, the Town Board may require proof of insurance or a security deposit, in accordance with the rules and regulations promulgated pursuant to section 32-50.

Non-observance of the rules as referenced in section 32-50 shall constitute grounds for denial or cancellation of any reservation applied for or issued pursuant to this Section, and denial of applications for future reservations, as set forth in Section Thirty-Four herein.

§ 32-20. CAMPING.

- A. Permits are required for all camping in the park. See the fee schedule for any applicable charges.
- B. When camping locations are made available within the park, rules and regulations particular to each location shall be promulgated pursuant to section 32-50 herein.
- C. Permits for camping shall be issued by the Town of Williamson or its designee.

Non-observance of subdivision A of this section shall constitute a violation.

§ 32-21. DISORDERLY CONDUCT.

No person with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, shall:

- A. engage in fighting or violent, tumultuous or threatening behavior while in the park;
- B. make unreasonable noise in the park;
- C. use abusive or obscene language or make an obscene gesture while in the park;
- D. without lawful authority, disturb any lawful assembly or meeting of persons in the park;
- E. obstruct vehicles or pedestrian traffic in the park;
- F. congregate with other persons in a public place and/or refuse to comply with a lawful order of a law enforcement officer to disperse or leave the park;
- G. create a hazardous or physically offensive condition by any act that serves no legitimate purpose.

Non-observance of this section shall constitute a violation.

§ 32-22. HARASSMENT.

- A. No person shall strike, shove, kick or otherwise subject another person to physical contact, or attempt to do the same, with the intent to harass, annoy, or alarm such other person.
- B. No person shall follow a person about the park with the intent to harass, annoy, or alarm such other person.

- C. No person shall engage in a course of conduct or repeatedly commit acts which alarm or seriously annoy such other person and which serve no legitimate purpose.
- D. No person shall threaten or menace any other person with any instrument or by using any animal to do the same, with the intent to harass, annoy, or alarm such other person.

Non-observance of this section shall constitute a violation.

§ 32-23. WEAPONS AND EXPLOSIVES.

Except as authorized by a permit granted by the Town Board pursuant to the provisions of Section Thirty-Four of these regulations:

- A. No person, except law enforcement officers, shall use, carry, or possess any firearm within the park.
- B. No person, except law enforcement officers, shall use, carry or possess any noxious materials (noxious materials for the purposes of this Section shall be defined as irritant gas dispensers, commonly called "Tear gas" or "Mace") within the park.
- C. No person shall use, carry, or possess air or gas guns, slingshots, bows and arrows, missiles or missile throwing devices unless such person is a participant in a program for which a permit has been obtained subject to Section Thirty-Four below.
- D. No person, except duly authorized personnel, shall use, carry or possess any fireworks or explosive substances within the park.
- E. No person shall possess any other dangerous weapons within the park.

Non-observance of this section shall constitute a violation.

§ 32-24. LOITERING.

- A. No person shall loiter or remain in the park for the purpose of begging.
- B. No person shall loiter or remain in the park for the purpose of gambling with cards, dice or other gambling devices.
- C. No person shall loiter in or near toilets or rest room facilities within the park.

Non-observance of this section shall constitute a violation.

§ 32-25. COMMERCIAL ACTIVITIES, SIGNS, ADVERTISEMENT, BANNERS.

Except as authorized by a permit granted by the Committee pursuant to the provisions of Section Thirty-Four of these regulations:

- A. No person shall solicit or engage in any business, trade or commercial transaction, or other activity within the park involving the sale of merchandise or services, or for which any fee, payment, donation or other consideration is required or requested, except pursuant to a duly authorized concession agreement or other agreement for park purposes which shall have been subject to the prior approval or authorization of the Park Committee.
- B. No person shall post any sign, banner, or advertisement of any kind within the park without prior approval of the Committee.

Non-observance of this section shall constitute a violation.

§ 32-26. GAMES REGULATED.

- A. No person shall engage in games involving thrown or propelled objects, such as footballs, baseballs, horseshoes, golf balls, Frisbees or similar objects, except in areas designated for such usage, and then only subject to such rules as and regulations as may be promulgated pursuant to Section Thirty-Five herein. All games of any description must be conducted in a safe and orderly manner and no rough or boisterous practices will be allowed. No one shall play games for which a permit or fee is required without first obtaining such permit and paying such fee.
- B. Notwithstanding the provisions of subdivision A, the use of lawn darts in the park is absolutely prohibited.

Non-observance of this section shall constitute a violation.

§ 32-27. SOPHISTICATED TOYS.

- A. Models, such as miniature planes, boats and cars, that produce loud noises, shall be operated in a manner not to disturb other visitors to the park, or in an unsafe or hazardous manner within the confines of the park.
- B. Shows and model displays shall require a permit issued by the Town Board pursuant to the provisions of Section Thirty-Four of these regulations.

§ 32-28. NOISE.

- A. No person shall make, continue, cause or permit to be made or continued any unreasonable noise in the park.
- B. No person shall shout, yell, call or whistle in the park so as to cause unreasonable noise.
- C. No person shall operate or use any radio, musical instrument, television, phonograph or other machine or device for the production, reproduction or amplification of sound in such a manner so as to cause unreasonable noise in the Park.
- D. No person shall operate or use or cause to be operated or used any sound reproduction device for commercial or business advertising purposes or for the purpose of attracting attention to any event, performance, show or sale or display of merchandise in connection with any commercial operation.
- E. No motor vehicle, other than a police or emergency vehicle, which makes or creates unreasonable noise, shall operate in the park.
- F. No person shall operate a vehicle in such a manner as to cause unreasonable noise by spinning or squealing the tires of such vehicles.
- G. No person shall cause the sounding of any horn or signaling device on any automobile, motorcycle, bicycle or other vehicle except as a danger warning.
- H. "Unreasonable noise" shall be defined as any unusual loud sound which either annoys, disturbs, injures or endangers the health, safety, welfare, peace, quiet, comfort or repose of persons or which causes injury to plant or animal life. Standards to be considered in determining whether unreasonable noise exists in a given situation include but are not limited to the following:

1. The volume of the noise.
2. The intensity of the noise.
3. Whether the nature of the noise is usual or unusual.
4. Whether the origin of the noise is natural or unnatural.
5. The volume and intensity of the background noise, if any.
6. The time of the day or night the noise occurs.
7. The duration of the noise.
8. Whether the noise is recurrent, intermittent or constant
9. Whether the noise is produced by a commercial or noncommercial activity.

Non-observance of this section shall constitute a violation.

§ 32-29. HUNTING, FISHING AND MOLESTING WILDLIFE.

- A. No person shall take or attempt to take any fish from or send or throw any animal or thing into a pond or any of the waters of the park, except with the permission of the Committee, and accepting that fishing may be permitted in season, in certain park waters designated by the Committee. No person shall kill, injure or unnecessarily disturb any fish, waterfowl, birds or animals. No person shall hunt, pursue with dogs, trap or in any other way molest any wild bird or animal found within the confines of the park, or rob or molest any bird's nest or take the eggs of any bird.
- B. Notwithstanding the provisions of subdivision A, the Town Board is hereby authorized to grant limited permits for the trapping of wild animals in the Park if the Committee, after consulting the appropriate officials of the State Department of Environmental Conservation, certifies to the Town Board that the health, safety and welfare of residents of the Town of Williamson are or may be adversely affected unless limited trapping of the wild animals is permitted in the park. The number and duration of such permits shall be only such as is necessary, in the opinion of the Town Board, to correct any circumstances that have caused or contributed to a threat to the public health, safety and welfare. The Town Board shall promulgate rules and regulations governing the issuance, supervision and termination of such permits. All permits issued pursuant to this subdivision shall be in accordance with the rules and regulations promulgated by the Town Board, and shall be consistent with all applicable provisions of the New York State Environmental Conservation Law and the regulations pertinent thereof.

Non-observance of subdivision A of this section shall constitute a violation.

§ 32-30. PRESERVATION OF PROPERTY AND NATURAL FEATURES.

- A. No person shall injure damage, destroy, deface, disturb, remove or defoul the park of the park, nor any building, structure, sign, equipment or other property therein.
- B. No person shall write, paint, mark, carve or otherwise deface any part of the park, including but not limited to any tree, bench, building, structure, sign, equipment or other property therein.
- C. No person shall remove, injure or destroy any tree, flower, shrub, rock, mineral or other natural feature within the park.

Non-observance of this section shall constitute a violation.

§ 32-31. LITTERING, RUBBISH, GARBAGE, SEWAGE AND NOXIOUS MATERIALS.

- A. No person shall bring into, drop, deposit, dump or leave behind any rubbish, garbage, ashes, paper, cardboard, metal cans or other metallic substances, bottles, glassware, or any other refuse, waste material or other unwanted material of any kind in the park; except that any such materials resulting from picnics, camping, or other permitted activities shall be deposited in receptacles, pits or other containers provided for such purpose.
- B. No person shall abandon any motor vehicle, or other equipment or property of any kind in the park.
- C. No person in the park shall discharge into, throw, cast, lay, drop or leave any substance, matter or thing, either liquid or solid in any body of water, storm sewer or drain in the park.

Non-observance of this section shall constitute a violation.

§ 32-32. ALCOHOLIC BEVERAGES.

No person shall bring into the park any alcoholic beverages, or possess, consume, sell or drink any alcoholic beverage, including, but not limited to beer, or wine, unless a permit has been issued by the Committee, which sets forth; (1) the specific alcoholic beverage or beverages that may be brought into, possessed, consumed, or drunk, within the Lodge and; (2) the exact location within the park where the specific alcoholic beverage or beverages may be brought, possessed, consumed or drunk; (3) that no instance shall such possession, consumption or drinking be allowed beyond a 100 foot perimeter of the Lodge; (4) that all those persons who shall have a right to use the Lodge for such purposes must be 21 years of age or older; and (5) in the event it is determined by any duly authorized enforcement officers of the Town, or law enforcement officer of the County or State that provisions (1) and/or (2), (3), (4), or (5) above have been violated, then in that event, the permit shall immediately terminate and is revoked.

Non-observance of this section shall constitute a violation.

§ 32-33. ANIMALS.

Except as authorized by a permit granted by the Town Board pursuant to the provisions of this section of these rules and regulations:

- A. Except as provided in Section Nineteen below, no person shall bring into, permit, have, or keep any animal in the park, except that dogs and cats are permitted if held in control by a leash not more than eight (8) feet long.
- B. Animals required for assistance of the handicapped are exempt from the provisions of subdivision A of this section.
- C. No animal shall be left unattended in the park.
- D. Any individuals bringing dogs or cats into the park shall be required to pick up and deposit in proper receptacles all solid waste from said animals.

Non-observance of this section shall constitute a violation.

§ 32-34. HORSEBACK RIDING.

Horseback riding is permitted only on designated roadways and over bridle paths or other paths established for such purpose. Horses shall not be ridden at a gait in excess of a trot while in the park. Horses shall not be ridden in the park so as to endanger any person or property. No person shall permit any horse to stray or stand unattended or to graze within the park. In no event shall horses be permitted in beaches, picnic areas, or playing fields.

Non-observance of this section shall constitute a violation.

§ 32-35. SWIMMING, BEACH AREAS.

- A. No person shall bathe, wade or swim in any water body within the park.
- B. No person shall carry onto, possess, scatter or throw on any beach area bottles or containers of any kind, or broken glass, container caps, tabs, or other closure devices.
- C. The use of life rafts, inner tubes, and other objects intended to support persons is prohibited.
- D. No person shall operate a boat, surfboard, water skies, or similar aquatic equipment in any water body of any park.
- E. Except as provided in subdivision C of Section Eighteen, animals are prohibited in all water bodies and beach areas within the park.

Non-observance of this section shall constitute a violation.

§ 32-36. BOATING.

No person shall operate, row or paddle a boat or canoe in or upon park waters. No person except as authorized by the Committee, shall place or propel upon the waters in the Park any float, boat or other watercraft.

Non-observance of this section shall constitute a violation.

§ 32-37. FIRES, PICNIC, COOKING.

- A. No person shall start or use a fire on park property except in designated areas and facilities. No fire shall be left unattended.
- B. No person shall picnic or cook in any area not designated by the Committee for that purpose.

Non-observance of this section shall constitute a violation.

§ 32-38. BICYCLES.

Riders of bicycles shall comply with all laws relating to bicycles in the New York State Vehicle and Traffic Law, and with all rules following:

- A. No person shall ride a bicycle upon the lawns, foot trails, or bridle trails of the Park unless such areas are designated for such vehicles.
- B. Bicycles shall be ridden in the extreme right hand lane of park roads.
- C. No rider shall take both hands off the handles or steering mechanism, or ride recklessly in any other manner.
- D. A bicycle shall not be towed by a rope or otherwise, nor shall any rider hold onto any moving vehicle for the purpose of being drawn along.
- E. No bicycle shall be pushed upon the park road where an adjoining foot walk is available.
- F. Infants, children or extra passengers shall not be carried on bicycles in any manner whatsoever, unless such vehicle is equipped with a separate seat for that purpose.
- G. Children under the age of 12 years, riding small bicycles (wheels less than 20 inches in diameter) may use the foot walks.
- H. Wherever possible bicycles shall be parked in placed provided for such purpose.
- I. No person shall operate a bicycle, which has affixed thereto a mechanical device capable of propelling the bicycle for the purpose of replacing or assisting human power.

Non-observance of this section shall constitute a violation.

§ 32-39. SNOWMOBILES, OFF-ROAD VEHICLES, ALL TERRAIN VEHICLES AND LIMITED USE VEHICLES.

- A. No person shall operate a snowmobile within the park. A snowmobile shall be defined as any self-propelled vehicle designated for travel on snow or ice, steered by skis or runners and supported in whole or part by one or more skis, belts or cleats.
- B. No person shall operate any motor powered off-road vehicle, all terrain vehicle, or limited use vehicle in any part of the park. Off-road vehicles, all terrain vehicles or limited use vehicles shall include, but are not limited to: four-wheel drive vehicles; vehicles equipped for operation in or on sand, mud, snow, gravel, or wetland; dune buggies; motorcycles or minibikes equipped for off-road usage; dirt bikes, golf carts, tractors, lawnmowers, or any similar type of vehicle or conveyance, except for vehicles used for park maintenance by authorized personnel.

Non-observance of this section shall constitute a violation.

§ 32-40. INDECENT CONDUCT AND EXPOSURE.

- A. No person shall intentionally expose the private or intimate parts of his or her body in a lewd manner or commit any other lewd act.
- B. No person shall appear in the park in such manner that the private or intimate parts of his or her body are unclothed or exposed. For purposes of this Section the private or intimate parts of a female person shall include that portion of the breast which is below the top of the areola. This Section shall not apply to the breast feeding of infants.

Non-observance of this section shall constitute a violation.

§ 32-41. COMPLIANCE WITH ORDERS OF POLICING AGENCIES.

No person shall fail or refuse to comply with any order relating to the regulation of activities hereunder, or the enforcement of the provisions of these rules, lawfully given by any law enforcement officer.

Non-observance of this section shall constitute a violation.

§ 32-42. USE OF MOTOR VEHICLES.

- A. No person shall drive any automobile, motorcycle or other motorized vehicle upon any part of the Park except for the proper drives and parking areas, or permit the same to stand upon the drive or any part thereof so as to congest traffic or obstruct the drive. Paths established as bridle paths, footpaths, or bicycle paths shall not be used for motorized vehicular traffic.
- B. No person shall cause any tax, bus, limousine or other vehicle for hire to attend any part of the park for the purpose of soliciting or taking passengers or persons other than those carried by said vehicle.
- C. No person shall cause any bus with or without passengers, nor any cart, wagon, truck or trailer or other vehicle carrying goods, merchandise, manure, soil or other articles, or solely in use for the carriage of goods, merchandise, manure or other articles to enter or to be driven in any part of the Park. This Section shall not apply to vehicles engaged in construction, maintenance, or operation of the park or parkway, to vehicles making deliveries to the park, or to buses under the permit of the Committee.
- D. It shall be the duty of every person operating an automobile, motorcycle, or other motorized vehicle within the park to comply with: (1) the New York State Vehicle and Traffic Law; (2) the applicable traffic ordinances of the County of Wayne and the Town of Williamson; and (3) all orders, directions and regulations issued by law enforcement officers or officially displayed on any post, standard, sign or device installed for the regulation of traffic.
- E. No vehicle shall be operated on any road or drive in the park at a speed exceeding 15 miles per hour, unless otherwise posted. The Town shall cause signs to be erected along such roads or drives indicating such speed limits.
- F. Where the Town has caused certain intersections of the park drives or roadways to be marked with stop signs, no person shall operate any vehicle except authorized emergency vehicles over or across such intersection without first bringing such vehicle to a complete stop at or near the stop sign.
- G. Parking of any vehicle is prohibited on any of the Park roads or parking areas during the hours that the Park is not open to the public. No person shall park, stop or leave standing any vehicle in any area within the Park except during the time he or she remains in the Park.
- H. The term "parking" as used herein shall be defined as the standing of any vehicle, whether occupied or not, unless standing in obedience to traffic regulations or signals or while actively engaged in loading or unloading.
- I. The Town shall erect suitable signs on roadways and in parking areas which signs shall indicate where parking is authorized or prohibited.
- J. No person shall operate a vehicle along or over any road, drive or other property within the park in a reckless manner or without due regard for the safety and the rights of pedestrians, drivers and occupants of all other vehicles, so as to endanger the life, limb or property of any person while in the lawful use of park facilities.
- K. No person shall participate in a drag race in the park. "Drag Race" as used herein shall be defined as the operation of two or more vehicles from a point side by side at accelerating speeds in a competitive attempt to outdistance each other, or the operation of one or more vehicles over a common selected course from the same point to the same point wherein timing is made of the participating vehicles involving competitive accelerations or speeds. The operation of two or more vehicles side by side in excess of permitted speeds on park drives or rapidly accelerating from a common starting point in a speed in excess of such permitted speeds, shall be prima facie evidence of drag racing.
- L. No person who is under the influence of alcohol or a controlled substance, as defined in the New York State Penal Law shall operate any vehicle within the Park.
- M. No person shall drive, move, cause, or knowingly permit to be driven or moved within the park, any vehicle or combination of vehicles which is in unsafe condition so as to endanger any person or property.
- N. No person shall use or shine spotlights or unnecessarily or continuously shine automobile headlights on or into parklands, except under direction of a law enforcement officer or where necessary for the preservation of life or property.

In addition to and not in derogation of the penalties prescribed by applicable statute, rule, regulation or ordinance, non-observance of any provision of this section shall constitute a violation.

§ 32-43. PARENTAL RESPONSIBILITY.

No parent, guardian or custodian of any minor shall permit or allow him or her to do any act which would constitute a violation of these regulations, and such persons shall be jointly and strictly liable for the actions of said minors in their care.

Non-observance of this section shall constitute a violation.

§ 32-44. AIR GLIDING.

Except as authorized by a permit granted by the Town Board pursuant to the provisions of Section Thirty-Four of these regulations:

Park property shall not be utilized for ascending or landing of any aircraft, nor shall park property be used for parachuting, hang gliding, hot air ballooning, or similar activities.

Non-observance of this section shall constitute a violation.

§ 32-45. ADDITIONAL ACTIVITIES.

Other activities in the town park not specifically regulated herein shall be subject to rules and regulations promulgated by the Town Board pursuant to Section Thirty-Five below.

Non-observance of such rules and regulations shall be subject to such penalties as may be set forth therein.

§ 32-46. PUBLIC GATHERINGS.

Any group of persons exceeding one hundred (100) in number reserving park facilities for any use including but not limited to,

picnics, races, festivals, weddings, parties, sporting events and hobbyists, shall obtain a permit from the Park Office, located in the Lodge, at least seven days prior to such utilization of park facilities. The granting of said permit and use of park facilities pursuant thereto shall be in accordance with applicable federal, state, county and local law and regulations, including but not limited to, New York State Department of Health Regulations.

Non-observance of this section shall constitute a violation.

§ 32-47. FEES.

The Town Board, on recommendation of the Committee, by resolution, from time to time as it deems appropriate, may establish fees to be charged for utilization of park facilities.

§ 32-48. CLOSURE.

The Town Board may direct the close of the park or any portion thereof if such action is for the purpose of protecting park properties from damage, or in the interest of protecting the health, safety, and welfare of persons utilizing park properties.

§ 32-49. PERMITS.

- A. The Town Board is authorized and empowered to grant and issue permits for the activities described in Sections 32-20, 32-27, 32-29, 32-32, 32-33 and 32-44 of these rules and regulations. Applicable fees as determined by the Committee may apply.
- B. Permits for the use or occupancy for park purposes of park property of facilities which may involve an extended term or an indefinite term subject to termination shall be issued by the Town Board on recommendation of the Committee.
- C. As a condition for granting a permit, the Town Board may require proof of insurance or a security deposit, in accordance with the rules and regulations promulgated pursuant to Section Thirty-Five herein.
- D. All permits issued by the Town Board shall be in writing, and shall be signed or authenticated by the Town Supervisor, or his or her authorized agent. All such permits and use of park facilities pursuant thereto shall be subject to the terms and conditions contained therein; all applicable provisions of these regulations and all other applicable laws of the United States of America, the State of New York, the County of Wayne and the Town.
- E. Any violation of the terms and conditions of a permit issued hereunder, of these rules and regulations, or any other applicable laws, shall constitute grounds for the immediate revocation of such permit by the Town Board, which revocation shall be immediate, final and without appeal. No permit for the same purpose shall be issued to any person or persons whose permit has been revoked hereunder for a period of one year following the date of such revocation.

§ 32-50. RULES AND REGULATIONS.

- A. The Town Board is authorized and empowered to promulgate rules and regulations concerning the activities described in this document; such further rules and regulations as may be necessary to effectuate or implement the provisions herein, and such rules and regulations as may be recommended by the Committee.
- B. All rules and regulations promulgated hereunder by the Town Board shall become effective only upon approval of such Board.
- C. Reasonable efforts shall be made by the Town to reproduce, post, make available, distribute, and publicize all rules and regulations hereunder.
- D. Copies of these rules and regulations shall be made available at the Williamson Town Park, 3773 Eddy Road, Williamson, New York and Williamson Town Hall, 6380 Route 21, Suite II, Williamson, New York.

§ 32-51. PENALTIES.

Any person convicted of a violation of these rules and regulations shall be subject to a fine not to exceed \$100, or by imprisonment for a term not to exceed fifteen (15) days, or by both such fine and imprisonment.

§ 32-52. POWER OF LAW ENFORCEMENT OFFICERS AND TOWN EMPLOYEES.

- A. Any law enforcement officer may arrest a person without a warrant for:
 - 1. Any offense when he or she has reasonable cause to believe that such person has committed such offense in his or her presence.
 - 2. A crime, when he or she has reasonable cause to believe that such person has committed such crime, whether in his or her presence or otherwise.
- B. Any law enforcement officer shall have the right at all time to enter the premises of any building, structure or enclosure in the park which may be leased or set aside for private or exclusive use of any individual or group, or occupied or used pursuant to a permit hereunder, for the purpose of arresting violators hereof, and may use all necessary legal means to attain that end.
- C. Law enforcement officers are authorized to request production of a driver's license or other identification in enforcing this law.
- D. The Town Board and their duly authorized agents shall have the right to require any person found in violation of any provision of these rules and regulations to leave the Park immediately.

§ 32-53. SEPARABILITY.

If any provision of these rules and regulations shall be adjudged by any court of jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined to its operation to the particular provision directly involved in the controversy.

* * * * *

Councilman Watson made a motion, seconded by Councilman Bixby, to instruct the Town Clerk to advertise in the official papers the week of September 30, 2012 for an informational meeting to be held on October 16, 2012 at 7:00 PM in the Town Complex meeting room. The information meeting is in regards to the proposed Zoning update. The motion was carried.

Councilman Orbaker made a motion, seconded by Councilman Verno, to authorize the Town Supervisor to sign an agreement with Shelley Associates to conduct an elevation survey of the water surface and the bottom of the creek from the existing culvert on Ridge Chapel Road just south of Ridge Road to the culvert where Salmon Creek crosses Ridge Road. The cost for this service is not to exceed \$1,950.00. The motion was carried.

Supervisor Hoffman explained he received a request to have a “Right-of-Way” sign put at the crosswalks in Town for pedestrians to cross Ridge Road safely. Kurt Allman; Town Highway Superintendent and Kevin Rooney; Wayne County DPW Superintendent assessed the request and both agreed because of the diagonal parking on Ridge Road, the signs in the crosswalks would not work. Instead, they recommend that the crosswalks be repainted to make them more visible and brighter. They also suggested putting signage on sidewalks near intersections to indicate crosswalks.

Councilman Verno made a motion, seconded by Councilman Bixby, to authorize the Town Clerk to advertise in the designated papers the week of October 7 and October 14, 2012 for a leaf drop off program being provided by the Western Finger Lakes Solid Waste Management Authority. Residents may take leaves to the landfill site on Pound Road on October 20, 27, and November 3, 2012 from 9:00 a.m. until 3:00 PM. The motion was carried.

Bids having been opened at 2:00 PM on Wednesday, September 19, 2012 to clean, crack fill, and striping of the Town Complex Parking lot were as follows:

Champion Paving	\$6,660.73
All County Construction	
4846 Route 104	
Williamson, New York 14589	

Councilman Verno presented the following Resolution and moved its adoption. It was seconded by Councilman Bixby.

WHEREAS: Bids were received and opened on September 19, 2012 to have the Town Complex parking lot cleaned, crack fill, and striped,

WHEREAS: The bid was supposed to include sealing of the parking lot, but was erroneously left out of the bid specifications,

WHEREAS: This may have prevented all interested parties from bidding, and

WHEREAS: It has been determined that the total cost for the project is under the threshold required for bidding,

NOW, THEREFORE, BE IT RESOLVED: That the bid will be rejected and quotes will be obtained as per the Town's Procurement Policy.

Roll call vote on the Resolution was as follows:

AYES: Supervisor James D. Hoffman
Councilman Anthony Verno
Councilman Gary Orbaker
Councilman Michael Bixby
Councilman Thomas D. Watson

NAYES: None

The Resolution was declared adopted.

Councilman Orbaker reported at this weeks Drainage Committee meeting, bids were open and All County Construction was awarded the bid for the drainage project on Jim Stohr's property on Tuckahoe Road.

Councilman Verno made a motion, seconded by Councilman Bixby, to approve the Kurt Allman, Superintendent of Highways to attend the Public Utilities & Waterworks Management Institute. The course will be held at Finger Lakes Community College at the Victor Campus Center from October 15 – 17, 2012. The cost for this course will be \$499.00 with all other necessary and actual expenses a Town charge. The motion was carried.

Public Comment: No one wished to comment.

Supervisor Hoffman made a motion, seconded by Councilman Orbaker, to pay the following bills as audited:

The motion	ABSTRACT #17	2012		was carried
		<u>VOUCHER #</u>	<u>AMOUNT</u>	
Supervisor	GENERAL FUND	1624 - 1645	\$ 6,311.47	Hoffman
made a	YOUTH	1646 - 1647		motion,
seconded	HIGHWAY	1648 – 1660	\$ 47,345.10	by
	WATER	1661 – 1684	\$ 37,655.45	Councilman
Bixby, to	SEWER	1685 - 1699	\$ 19,087.02	enter into
Executive	LIGHTING DIST.	1700	\$ 3,181.75	Session to
discuss	<u>DRAINAGE</u>	<u>1701</u>	<u>\$ 1,080.00</u>	personnel
matters at	GRAND TOTAL:		\$114,660.79	8:08 PM.
The motion				was carried.

Councilman Orbaker made a motion, seconded by Councilman Verno, to return to Open Session at 8:23 PM. The motion was carried.

Councilman Verno made a motion, seconded by Councilman Bixby, to adjourn the meeting at 8:24 PM. The motion was carried.

Respectfully Submitted,

Marlene A. Gulick

Marlene A. Gulick
Town Clerk