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Local Laws—

Local Law #1	Increasing the Salary of the Rensselaer County Clerk ADOPTED ; See 1987 Journal (December 28, 1987 Meeting)	
Local Law	(Introduced) Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter "ATV's") Within Rensselaer County	22
Local Law	Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter "ATV's") Within Rensselaer County (ADOPTED); VETOED BY COUNTY EXECUTIVE	65
Local Law	(Introduced) Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter ATV's) Within Rensselaer County	123
Local Law	Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter ATV's) Within Rensselaer County (TABLED)	168
Local Law	Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter ATV's) Within Rensselaer County (TABLED)	200
Local Law	(Introduced) In Relation to the Civil Service Classification of Certain Employees in the Rensselaer County Sheriff's Department (WITHDRAWN BY SPONSOR)	246
Local Law #2	(Introduced) Providing Annual Increments for the County Clerk and Sheriff of the County of Rensselaer ..	326
Local Law	(Introduced) Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter ATV's) Within Rensselaer County	327
Local Law	Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter ATV's) Within Rensselaer County (TABLED) VETOED BY COUNTY EXECUTIVE See Journal 1989 Jan. 10 meeting.	629
Local Law #2	Providing Annual Increments for the County Clerk and Sheriff of the County of Rensselaer (ADOPTED)	630

LOCAL LAW NO. INTRODUCTORY OF THE YEAR 1988

**A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE
OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER "ATV's")
WITHIN RENSSELAER COUNTY**

THE RENSSELAER COUNTY LEGISLATURE

2/9/88

By: Mrs. Doughney

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Legislative Purpose

It is the purpose of this Local Law to promote the safe and proper use of ATV's in this County, to minimize detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

Section 2. Definition

For the purpose of this Local Law the definitions contained in Section 2401 of the vehicle and Traffic Law of New York State shall apply.

Section 3. Operation of ATV's

No person shall operate an ATV within a distance of twenty-five feet (25 ft.), on either side, of any public road or highway within Rensselaer County.

Section 4. Violation

Any violation of the provisions of this Local Law shall be deemed a violation and punishable by a fine of not less than \$50.00 nor more than \$250.00 for each violation.

Section 5. Effective Date

This Local Law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

Local Law adopted by the following vote:

AYES:

NOES:

2/9/88

LOCAL LAW NO. OF THE YEAR 1988

By: Mrs. Doughney

**A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE
OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER "ATV's")
WITHIN RENSSELAER COUNTY (VETOED)**

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Legislative Purpose

It is the purpose of this Local Law to promote the safe and proper use of ATV's in this County, to minimize detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

Section 2. Definition

For the purpose of this Local Law the definitions contained in Section 2401 of the Vehicle and Traffic Law of New York State shall apply.

Section 3. Operation of ATV's

No person shall operate an ATV within a distance of twenty-five feet (25 ft.), on either side, of any public road or highway within Rensselaer County.

Section 4. Violation

Any violation of the provisions of this Local Law shall be deemed a violation and punishable by a fine of not less than \$50.00 nor more than \$250.00 for each violation.

Section 5. Effective Date

This Local Law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

3/8/88

1988 JOURNAL OF PROCEEDINGS

Local Law adopted by the following vote:

AYES: 13

NOES: 3, Messrs. Cholakis, Minbiole, Zwack

3/8/88

Local Law Vetoed By: John L. Buono, County Executive/3/28/88

March 28, 1988

Mr. Romeo J. Naples, Clerk
Rensselaer County Legislature
County Office Building
Troy, New York 12180

Dear Romeo:

As required, I conducted the requisite Public Hearing in Conference Room A, of the County Office Building at 9:30 am on March 28, 1988 regarding the proposed Local Law "Establishing Certain Rules Regarding the Operation of All Terrain Vehicles (Hereinafter 'ATVs') Within Rensselaer County".

All of the individuals but one who attended this Public Hearing spoke emphatically and quite eloquently, in opposition to the Local Law, citing adverse consequences, both personally and business-wise were such a Law adopted. The one person who spoke in favor was Legislator Jane Doughney. One person spoke and presented Rules and Articles of New York State Law relative to the subject matter of the Public Hearing. Considerable discussion ensued and the overwhelming consensus was unreserved opposition to the proposed Local Law. But, I add, that by the conclusion of the discussion, Legislator Doughney indicated her agreement with those persons who spoke in opposition to the proposed Law.

Accordingly, and in consideration of the testimony presented at the Public Hearing, I hereby notify you that I have vetoed this proposed Local Law.

Sincerely,

John L. Buono
County Executive

JLB:kh

Enclosure

LOCAL LAW INTRODUCTORY OF THE YEAR 1988

A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER ATV's) WITHIN RENSSELAER COUNTY.

By: Ms. Doughney

Be it enacted by Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Legislative Purpose

It is the purpose of this local law to promote the safe and proper use of ATV's in this County, to minimize the detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

5/10/88

1988 JOURNAL OF PROCEEDINGS

Section 2. Definition

For the purpose of this local law the definitions contained in section 2401 of the Vehicle and Traffic Law of New York State shall apply.

Section 3. Operations of ATV's

No person shall operate an ATV within a distance of twenty-five feet (25 ft.), on either side of any public road or highway within Rensselaer County. The provisions of this local law shall not apply to any person operating an ATV for any commercial, agricultural or other non-recreational purpose.

Section 4.

Any violation of the provisions of this local law shall be deemed to be a violation and shall be punishable by a fine of not less than \$50.00 nor more than \$250.00 for each violation.

Section 5.

This local law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

Local Law adopted by the following vote:

AYES:

NOES:

5/10/88

LOCAL LAW NO. (TABLED) OF THE YEAR 1988

Introduced by Legislator Mr. Doughney

**A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE
OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER ATV's) WITHIN
RENSSELAER COUNTY**

Be it enacted by the Rensselaer County Legislature of the County of
Rensselaer as follows:

Section 1. Legislative Purpose

It is the purpose of this local law to promote the safe and proper use of ATV's in this County, to minimize the detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

Section 2. Definition

For the purpose of this local law the definitions contained in Section 2401 of the Vehicle and Traffic Law of New York State shall apply.

Section 3. Operations of ATV's

No person shall operate an ATV within a distance of twenty-five feet (25 ft.), on either side, of any public road or highway within Rensselaer County. The provisions of this local law shall not apply to any person operating an ATV for any commercial, agricultural or other non-recreational purpose.

THE RENSSELAER COUNTY LEGISLATURE

6/14/88

Section 4.

Any violation of the provisions of this local law shall be deemed to be a violation and shall be punishable by a fine of not less than \$50.00 nor more than \$250.00 for each violation.

Section 5.

This local law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

Prior to vote on Local Law Ms. Douglas made a motion to table, seconded by Mr. Walsh.

Motion to table adopted by the following vote:

AYES: 17

NOES: 0

6/14/88

LOCAL LAW NO. TABLED OF THE YEAR 1988

By: Ms. Doughney

A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER ATV'S) WITHIN RENSSELAER COUNTY

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Legislative Program

It is the purpose of this local law to promote the safe and proper use of ATV's in this County, to minimize the detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

Section 2. Definition

For the purpose of this local law the definitions contained in section 2401 of the Vehicle and Traffic Law of New York State shall apply.

Section 3. Operation of ATV's

No person shall operate an ATV within a distance of twenty-five feet (25 ft.), on either side, of any public road or highway within Rensselaer County. The provisions of this local law shall not apply to any person operating an ATV for any commercial, agricultural or other non-recreational purpose.

Section 4.

Any violation of the provisions of this local law shall be deemed to be a violation and shall be punishable by a fine of not less than \$50.00 nor more than \$250.00 for each violation.

Section 5.

This local law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

Prior to vote on Local Law Ms. Douglas made a motion to table, seconded by Mr. Cholakis.

Motion to table adopted by the following vote:

AYES: 10

NOES: 8, Messrs. Ashley, Dedrick, Denio, Doran, Ms. Doughney, Messrs. Flynn, Kilgallon, Rock

7/12/88

**LOCAL LAW NO. (INTRODUCTORY) OF THE YEAR 1988
(WITHDRAWN BY SPONSOR)**

By: Mr. Manupella

A local law in Relation to the Civil Service Classification of Certain Employees in the Rensselaer County Sheriff's Department.

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Findings of Fact. The Rensselaer County Legislature hereby finds that those employees of the Rensselaer County Sheriff's Department whose job duties are in the Civil Division of the Sheriff's Department should be categorized differently than those employees performing law enforcement or correction functions. The Rensselaer County Sheriff is directly responsible for their actions, and as a result, the Rensselaer County Legislature further finds that those positions in the Civil Division should be exempted from inclusion in the classified service.

Section 2. Amendment of Local Law No. 7 for the Year 1984. Those job titles involved in solely civil functions in the Civil Division of the Rensselaer County Sheriff's Department shall be hereby exempted from the list of titles included in the classified service pursuant to Local Law No. 7 for the year 1984. However, the present incumbents in said positions shall continue to hold their titles, and may only be removed from said positions for incompetence or misconduct, pursuant to the terms of the collective bargaining agreement between the parties.

Section 3. Separability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not effect impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy.

Section 4. Effective Date. This Local Law shall take effect immediately upon its filing.

Local Law adopted by the following vote:

AYES:

NOES:

LOCAL LAW INTRODUCTORY OF THE YEAR 1988

By: Mr. Manupella, Mrs. Douglas, Mr. Walsh

A LOCAL LAW PROVIDING ANNUAL INCREMENTS FOR THE COUNTY CLERK AND SHERIFF OF THE COUNTY OF RENSSELAER.

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Commencing January 1, 1989, the salary of the following elected officers of the County of Rensselaer shall be increased by a percentage equal to the percentage increase granted to employees subject to or covered by the applicable collective bargaining agreement between the County of Rensselaer and Rensselaer County Unit of Rensselaer County Local 842 of the Civil Service Employees Association, Inc., with such percentage to be applied to the amount of the previous yearly salary and which increases shall be effective for the years one thousand nine hundred eighty nine (1989) and one thousand nine hundred ninety (1990).

OFFICE

1. County Clerk
2. County Sheriff

Section 2. This local law shall be effective immediately upon filing with the Office of the Secretary of State.

Local Law adopted by the following vote:

AYES:

NOES:

11/7/88

LOCAL LAW INTRODUCTORY OF THE YEAR 1988

BY: Ms. Doughney

A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER ATV'S) WITHIN RENSSELAER COUNTY

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Legislative Purpose

It is the purpose of this local law to promote the safe and proper use of ATV's in this County, to minimize the detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

Section 2. Definition

For the purpose of this local law the definitions contained in section 2401 of the Vehicle and Traffic Law of New York State shall apply.

Section 3. Operations of ATV's

No person shall operate an ATV within distance of twenty-five feet (25 ft.), on either side, of any public road or highway within Rensselaer County. The provisions of this local law shall not apply to any person operating an ATV for any commercial, agricultural or other non-recreational purpose.

Section 4.

Any violation of the provisions of this local law shall be deemed to be a violation and shall be punishable by a fine of not less than \$50.00 nor more than \$250.00 each violation.

Section 5.

This local law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

11/7/88

LOCAL LAW NO. OF THE YEAR 1988 (TABLED)

BY: Ms. Doughney

A LOCAL LAW ESTABLISHING CERTAIN RULES REGARDING THE OPERATION OF ALL TERRAIN VEHICLES (HEREINAFTER ATV'S) WITHIN RENSSELAER COUNTY

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Legislative Purpose

It is the purpose of this local law to promote the safe and proper use of ATV's in this County, to minimize the detrimental effects of such use upon the environment, and to insure the public welfare, convenience and safety.

Section 2. Definition

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No person shall operate an ATV within a distance of twenty-five feet (25 ft.), on either side, of any public road or highway within Rensselaer County. The provisions of this local law shall not apply to any person operating an ATV for any commercial, agricultural or other non-recreational purpose.

Section 4.

Any violation of the provisions of this local law shall be deemed to be a violation and shall be punishable by a fine of not less than \$50.00 nor more than \$250.00 for each violation.

Section 5.

This local law shall become effective immediately upon filing with the Office of the Secretary of State, State Comptroller and the Rensselaer County Clerk.

Local Law adopted by the following vote:

AYES:

NOES:

12/13/88

12/29/88

1988 JOURNAL OF PROCEEDINGS

LOCAL LAW NO 2 OF THE YEAR 1988

By: Mr. Manupella, Mrs. Douglas, Mr. Walsh

A LOCAL LAW PROVIDING ANNUAL INCREMENTS FOR THE COUNTY CLERK AND SHERIFF OF THE COUNTY OF RENSSELAER.

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

Section 1. Commencing January 1, 1989, the salary of the following elected officers of the County of Rensselaer shall be increased by a percentage equal to the percentage increase granted to employees subject to or covered by the applicable collective bargaining agreement between the County of Rensselaer and Rensselaer County Unit of Rensselaer County Local 842 of the Civil Service Employees Association, Inc., with such percentage to be applied to the amount of the previous yearly salary and which increases shall be effective for the years one thousand nine hundred eighty nine (1989) and one thousand nine hundred ninety (1990).

OFFICE

1. County Clerk
2. County Sheriff

Section 2. This local law shall be effective immediately upon filing with the Office of the Secretary of State.

Local law adopted by the following vote:

AYES: 18

NOES: 0

12/13/88

Local Law approved by:

John L. Buono
Rensselaer County Executive
December 29, 1988