

**NOTICE OF PUBLIC HEARING
OVID TOWN BOARD
AUGUST 10, 2016 AT 7:00 PM**

Proposed Local Law No. A of the year 2016: Town of Ovid, New York, "A local law amending Local Law No. 1 of the Year 2015, the Town of Ovid Building, Structure, Property Emergency Numbering Ordinance."

NOTICE IS HEREBY GIVEN that that the Ovid Town Board hold a public hearing on said proposed Local Law at the Ovid Firehouse, 2136 Brown St Ovid, NY 14521, at 7:00 p.m. on the 10 day of August, 2016 on Proposed Local Law No. A of the year 2016: Town of Ovid, New York, "A local law amending Local Law No. 1 of the Year 2015, the Town of Ovid Building, Structure, Property Emergency Numbering Ordinance.

Pursuant to said proposed local law, Town of Ovid Local Law No. 1 of the year 2015, "a local law enacting the Town of Ovid Building, Structure, Property Emergency Numbering Ordinance," shall be amended to read in its entirety as follows:

1) Purpose:

The purpose of this ordinance is to promote public safety through the provision of a uniform system of road signage for residences and other buildings in the Town of Ovid, outside the Village of Ovid, in order to increase the speed in which firefighting, law enforcement, and emergency medical services are able to effectively and efficiently locate properties. (The term road herein refers to any public or private highway, whether designated route, street, drive, lane, or otherwise, paved or unpaved.)

2) Assigning Numbers:

The Seneca County 911 address clerk assigns address numbers to all properties in the Town of Ovid. The Town of Ovid hereby directs the owner of each parcel having a structure on it to have a town-approved sign in place with the address number indicated. The aforesaid signs shall be installed by the town and/or its agents.

3) Road Sign Specifications:

The address sign shall conform to the following specifications:

A. All address signs shall have white reflective numbers, a minimum of three inches (3") in height, with a minimum stroke width of one half inch (1/2"). These numbers shall be placed on the address sign, which shall be a minimum of six inches by eighteen inches (6"x18"), with a contrasting background. The town may, at its option, further require that signs for properties which contain buildings and structures that utilize truss type construction (as defined by Section 382-a of the Executive Law and/or Title 19 (NYCRR) Chapter XXXIII – "State Fire Prevention and Building Code Council Subchapter C - Other Regulations," as amended) shall be marked by a sign or symbol that informs persons conducting fire control and other emergency operations of the existence of truss construction.

B. The address sign shall be affixed to a sign post or mailbox post on the road right of way, located between the building and road on which it fronts, so that the number shall be easily visible and readable from either direction of travel on the road.

C. The address sign shall be located along the road within ten (10) feet of the principal driveway or principal walkway entrance to the premises. On properties with no driveways or walkways the sign shall be placed in a clearly visible location from both directions.

D. When affixed, all address signs shall be positioned not less than three (3) feet nor more than six (6) feet from the surface of the ground directly below them. The address signs shall be placed so that they will not be obstructed by trees, shrubs, or any portion of a structure.

E. The property owner is/shall be responsible to see that the signs are not obstructed from view.

F. On a corner lot or property, the address sign shall be placed along the road named in the address.

G. When there is a need for multiple address signs to be displayed in the interest of safety, or in the case of commercial properties or multi-tenant apartments or condominiums, an owner/occupant may be required to affix more than one address sign on the property.

H. In mobile (manufactured) home, and recreational vehicle (RV) parks , lots shall be numbered either A-Z or 1-99. Signs shall be enumerated as per the requirements of the Seneca County E-911 center, if any. Signs within the parks need to be a minimum of six inches by six inches(6" X 6"). The park owner shall erect, or cause to erect, such sign(s) regardless of whether the town has paid for the materials.

I. Property owners shall ensure that the address signs are maintained in good repair and easily readable. They shall not allow the address sign to be obstructed from view from either direction of travel at any time. If the address sign is removed or damaged in any way, such that it is not easily readable from either direction of travel, the property owner shall obtain and install a replacement address sign that is in compliance with the requirements of Section 3 (A), above, or in the case of mobile (manufactured) home, and recreational vehicle (RV) parks, Section 3 (H), above.

J. All new construction shall have an address sign affixed in compliance with the guidelines set forth herein within thirty (30) days of obtaining a Seneca County building permit.

4) Enforcement:

A. A police officer or peace officer is hereby authorized to issue an appearance ticket to any person causing a violation of this law, and shall cause such person to appear before the Town Justice, pursuant to the New York State Criminal Procedure Law.

B. The Town Board may maintain an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or restrain by injunction the violation of this law, or to seek the imposition of civil penalties as set forth in Section 5, below.

5) Penalties for Offenses:

A. Fines. If the owner does not comply, he or she shall be subject to a fine of five dollars (\$5.00) for each day of neglect or refusal to comply with this ordinance.

B. Civil Penalty. (i) In addition, any person who violates any provision of this local law or who shall omit, neglect or refuse to do any act required thereby shall, severally, for each and every violation, forfeit and pay a civil penalty of not more than \$20.00

C. Continuing Violations. (i) When a violation of any of the provisions is continuous, each day thereof shall constitute a separate and distinct violation subjecting the offender to an additional penalty. (ii) In addition, the expenses of the Town, including costs and attorneys' fees, may be chargeable to the offender in such proceeding. (iii) Any such fine, civil penalty and/or expenses, if unpaid for more than thirty days from the date of final judgment, shall be assessed against the parcel upon which violation has occurred and shall thereafter be levied and collected in the same manner as provided in the Town Law for the levy and collection of a special ad valorem levy.

6) Effective Date:

This local law shall be effective November 1, 2016 and shall apply to all parcels within the Town of Ovid, outside the Village of Ovid, that have structures on them.

PLEASE TAKE FURTHER NOTICE at such time and place all persons interested in the subject matter thereof will be heard concerning the same.

PLEASE TAKE FURTHER NOTICE the complete text of the proposed local law is available during normal business hours at the Office of the Town Clerk / Ovid Firehouse, 2136 Brown St Ovid, NY 14521

By Order of the Town Board
Town of Ovid
Dated: July 13, 2016

James Vangalio, Town Clerk
Town of Ovid