

**Public Hearing Notice
Village of Tarrytown**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Tarrytown will hold a public hearing on the 17th day of August, 2015, at 8 PM, in the Municipal Building, One Depot Plaza, Tarrytown, New York to hear and consider and to act upon a proposed amendment to Chapter 221 entitled "Parks and Recreation Areas". The complete text of this legislation follows:

A LOCAL LAW to amend Chapter 221 of the Code of the Village of Tarrytown entitled "Parks and Recreation Areas" to establish a new Section of the Chapter to control swimming, wading and boating in waterways in and adjacent to parks and open space in the Village of Tarrytown.

SECTION 1. LEGISLATIVE INTENT AND FINDINGS OF FACT.

A. Findings of Fact.

The Board of Trustees finds it necessary to provide direction, via legislation, as to what is restricted or permitted in the various bodies of water that are located in or adjacent to Village parks and open spaces. Chapter 201 of the Code of the Village of Tarrytown entitled "Lakes and Waterways" prohibits persons from entering or swimming in waterways and lakes, however, the definitions associated therewith are limiting and do not include many of the major water bodies in the Village. In addition, the general public would not normally look for any restriction associated with the use of water bodies in a Chapter entitled "Lakes and Waterways". It is the intent of the Board of Trustees to explicitly state what is restricted and what is permitted and to include such language in the Chapter of the Village Code which addresses issues of parks and recreation in the Village.

B. Legislative Intent.

The intent of this amendment to is to clearly establish what is restricted and what is permitted in the various bodies of water in and adjacent to parks and open space lands owned by the Village of Tarrytown.

Material to be deleted appears in [parenthesis], material to be added is in **bold typeface**.

SECTION 2. ADD NEW SUBSECTOIN ENTITLED "SWIMMING, WADING AND BOATING"

221-3. Swimming, Wading and Boating

- A. No person shall swim or wade in any body of water or waterway in or adjacent to a designated park or open space.**

- B. No person shall bring or operate any boat, canoe, kayak or other watercraft or any floatation device upon any body of water or waterway in or adjacent to a designated park or open space unless the Village directly authorizes such use and establishes a location for the launching and use of such boat, canoe, kayak or other watercraft or any floatation device.**

SECTION 3. AMEND NUMBERING IN CHAPTER TO REFLECT NEW SECTION OF CHAPTER

Section 3. Businesses in parks and recreations areas shall become Section 4.

Section 4. Alcoholic beverages in parks and public areas shall become Section 5.

Section 5. Repair work on motor vehicles restricted shall become Section 6.

Section 6. Washing motor vehicles unlawful shall become Section 7.

Section 7. Parking restrictions shall become Section 8.

Section 8. Smoking of tobacco products shall become Section 9.

Section 9. Penalties for offenses shall become Section 10.

Section 10. Properties dedicated and designated as public parks, playgrounds and recreational areas shall become Section 11.

Section 4: Effective Date

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

BY ORDER OF THE BOARD OF TRUSTEES

OF THE VILLAGE OF TARRYTOWN

DATED: July 20, 2015

Contact: Michael Blau, Village Administrator
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