

**Chapter 49**

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**[HISTORY: Adopted Walton Village Board 3-15-1971; approved by New York State Department of Transportation 3-29-1971. Amendments noted where applicable.]**

**GENERAL REFERENCES**

Administration — See Ch. 4.  
Bicycles — See Ch. 8.  
Streets and sidewalks — See Ch. 43.

**ARTICLE I**  
**Words and Phrases Defined**

**§ 49-1. Definition of words and phrases.**

- A. The words and phrases used in this ordinance shall, for the purpose of this ordinance, have the meanings respectively ascribed to them by Article 1 of the Vehicle and Traffic Law of the State of New York.
- B. The following words and phrases which are not defined by Article 1 of the Vehicle and Traffic Law of the State of New York shall have the meanings respectively ascribed to them in this section for purposes of the traffic ordinances of this village.

**CURBLINE** — The prolongation of the lateral line of a curb or, in the absence of a curb, the lateral boundary line of the roadway.

**HOLIDAYS** — New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving and Christmas shall be considered "holidays."

**OFFICIAL TIME STANDARD** — Whenever certain hours are named herein or on traffic-control devices, they shall mean the time standard which is in current use in this state.

**PARKING ZONE** — A designated location regulated by signs indicating length of time for parking. [Amended 1-3-1983 by L.L. No. 1, 1983]

**PUBLIC PARKING LOT** — A plot or parcel of land or building owned and/or leased by this village, not including highways, upon or within which the parking of vehicles is regulated by signs and/or parking meters.

## ARTICLE II Traffic-Control Devices

### § 49-2. Authority to install traffic-control devices.

The Village Street Commissioner shall install and maintain traffic-control devices when and as required under the provisions of this ordinance to make effective the provisions of said ordinance, and may install and maintain such additional traffic-control devices as he may deem necessary to regulate, warn or guide traffic under the Vehicle and Traffic Law of the State of New York, subject to the provisions of Sections 1682 and 1684 of that law.

## ARTICLE III Delegation of Powers

### § 49-3. Authority of Mayor to regulate.

Pursuant to the provisions of Subsection (a) of Section 1603 of the Vehicle and Traffic Law, power is hereby delegated to the Mayor to exercise, by official order, rule or regulation, the following powers granted to the legislative body of this village in Article 39 of the Vehicle and Traffic Law, subject, however,

to the limitations imposed by Sections 1645 and 1684 of the Vehicle and Traffic Law:

- A. Designate through highways and order stop signs, flashing signals or yield signs erected at specified entrances thereto or designate any intersection as a stop intersection or a yield intersection, and order like signs or signals at one or more entrances to such intersection.
- B. Prohibit or regulate the turning of vehicles or specified types of vehicles at intersections or other designated locations.
- C. Regulate the crossing of any roadway by pedestrians.
- D. Designate any highway or any separate roadway thereof for one-way traffic.
- E. Exclude trucks, commercial vehicles, tractors, tractor-trailer combinations and trucks in excess of any designated weight from designated highways.
- F. Prohibit, restrict or limit the stopping, standing or parking of vehicles.
- G. Determine those highways or portions of highways which shall be marked to indicate where overtaking and passing or driving to the left of such markings would be especially hazardous in accordance with the standards, minimum warrants and sign or marking specifications established by the Department of Transportation.
- H. Designate safety zones.
- I. Provide for the installation, operation, maintenance, policing and supervision of parking meters, establish parking time limits at such meters, designate hours of operation of such meters, and fix and require the payment of fees applicable to parking where such meters are in operation. Such fees shall be paid to such city or village and credited to its general fund, unless a different

disposition prescribed by local law or ordinance enacted prior to or after the effective date of this section.

- J. Establish a system of truck routes upon which all trucks, tractors and tractor-trailer combinations having a total gross weight in excess of 10,000 pounds are permitted to travel and operate and excluding such vehicles and combinations from all highways except those which constitute such truck-route system. Such exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways from which such vehicles and combinations are otherwise excluded. Any such system of truck routes shall provide suitable connection with all state routes entering or leaving such city or village.
- K. Regulate traffic by means of traffic control signals.
- L. License, regulate or prohibit processions, assemblages or parades. Whenever such a procession, assemblage or parade authorized by a local authority will block the movement of traffic on a state highway maintained by the state, or on a highway which connects two state highways maintained by the state, or on a highway which connects two state highways maintained by the state to make a through route, for a period in excess of 10 minutes, such authority must, prior to such blocking, provide and designate with conspicuous signs a detour adequate to prevent unreasonable delay in the movement of traffic on said highway maintained by the state.
- M. Prohibit or regulate the operation and the stopping, standing or parking of vehicles in cemeteries and in public parks.
- N. Provide for the removal and storage of vehicles parked or abandoned on highways during snowstorms, floods, fires or other public emergencies, or found unattended where they constitute an obstruction to traffic or any place where stopping, standing or parking is prohibited, and for the

payment of reasonable charges for such removal and storage by the owner or operator of any such vehicle.

- O. Prohibit, restrict or limit the stopping, standing or parking of vehicles upon property owned or leased by the village.

**ARTICLE IV**  
**Traffic Control Signals**

**§ 49-4. Traffic control signals.**

- A. Traffic control signals shall be installed, maintained and operated as follows:
- (1) A flashing traffic-control signal at the intersection of Townsend and Mead Streets, at the intersection of Liberty and Mead Streets and at the intersection of Townsend and East Streets with flashing red indications displayed in all four directions.  
[Amended 7-11-1994 by L.L. No. 3, 1994]
  - (2) A flashing traffic control signal at the intersection of Townsend and Pine Streets, with flashing red indications displayed west and flashing yellow indications displayed north and south.

**ARTICLE V**  
**One-Way Roadways**

**§ 49-5. One-way roadways.**

- A. One-way roadways designated as follows:
- (1) Gardiner Place is hereby designated for one-way traffic in a northerly direction.
  - (2) Pine Street is hereby designated for one-way traffic in an easterly direction from Townsend Street to North Street and for two-way traffic from North

Street to Bruce Street. [Amended 7-15-1985 by L.L. No. 1, 1985]

- (3) Opera Avenue is hereby designated for one-way traffic in a westerly direction from North Street to Gardiner Place. [Added 1-3-1983 by L.L. No. 1, 1983]
- (4) Orchard Street is hereby designated for one-way traffic in an easterly direction. [Amended 6-18-1984 by L.L. No. 5-1984]

**ARTICLE VI  
Turning Movements**

**§ 49-6. Prohibition of left turns.**

The left turning of vehicles proceeding southerly from the Delaware County Federal Savings and Loan premises to enter Delaware Street is hereby prohibited.

**ARTICLE VII  
Stop and Yield Intersections**

**§ 49-7. Stop and yield intersections.** [Amended 3-22-1972; 1-7-1974; 1-3-1983 by L.L. No. 1-1983; 7-15-1985 by L.L. No. 1-1985; 7-11-1994 by L.L. No. 3-1994; 1-6-1997 by L.L. No. 1-1997; 4-28-1997 by L.L. No. 3-1997]

- A. The intersections listed below are hereby designated as stop intersections, and stop signs shall be erected at the entrances to said intersections as stated in the listing:

Intersection of	With Stop Sign on	Entrance(s) From
Benton Avenue [Added 7-1-2002 by L.L. No. 2-2002]	Griswold Street	North and south

<b>Intersection of</b>	<b>With Stop Sign on</b>	<b>Entrance(s) From</b>
Bridge Street [Added 4-5-2010 by L.L. No. 1-2010]	Water Street	West
Burton Street	St. John Street	North and south
Delaware Street	Munn Street	North
Delaware Street	Munn Street Extension	South and north
Delaware Street	New Street	North
East Brook Road	Brook Street	East
East Brook Road	East Street	East
East Brook Road	Fitch Street	West
East Street	Austin-Lincoln Road	North
East Street	Bruce Street	North and south
East Street	East Brook Road	North
East Street	Flynn Street	North
East Street	Griswold Street	South
East Street	Liberty Street	South
East Street	North Street	North and south
East Street	Quarry Street	North
East Street	St. John Street	North and south
East Street	Shepard Street	South
East Street	Townsend Street	North and south
Fancher Avenue	Holley Street	West
Flynn Street	Wells Street	West
Gardiner Place	Opera Avenue	East
Griswold Street	Benton Avenue	East and west
Griswold Street	Union Street	East and west
High Street	Harby Street	East
High Street	White Rock Road	North and east
Holley Street	Marvin Avenue	North
Liberty Street	Mead Street	East and west
Liberty Street	Platt Street	East
Maple Street	Bush Avenue	West
Maple Street	Camp Avenue	West
Maple Street	Guild Avenue	West
Maple Street	Harby Drive	East
Maple Street	Robinson Avenue	West
Mead Street	Howell Street	North and south
Mead Street	Liberty Street	North and south
Mead Street	St. John Street	North
Mead Street	Shepard Street	North
Mead Street	Townsend Street	North and south

<b>Intersection of</b>	<b>With Stop Sign on</b>	<b>Entrance(s) From</b>
Mead Street	Tripp Avenue	North
North Street	Benton Avenue	East
North Street	East Street	East and west
North Street	Gardiner Place	West
North Street	Mead Street	West
North Street	Orchard Street	West
North Street	Pine Street	West
North Street	Platt Street	West
North Street	Union Street	East and west
Ogden Street	New Street	South
Ogden Street	West Prospect Street	North and south
Park Street	High Street	East
St. John Street	Kelly Avenue	East
St. John Street	Miller Avenue	East
St. John Street	Reymakes Street	West
Shepard Street	Burton Street	West
Shepard Street	Miller Avenue	West
South Street	Fair Street	West
South Street	Holley Street	East
South Street	More Avenue	West
Stockton Avenue	Sewell Place	South
Townsend Street	Austin-Lincoln Street	West
Townsend Street	East Street	East and west
Townsend Street	Franklin Road	East and west
Townsend Street	Mead Street	East and west
Townsend Street	Platt Street	East and west
Townsend Street	Union Street	East
Union Street	Bruce Street	North
Union Street	North Street	North and south
West Street	Mead Street	East
West Street	Ogden Street	West

B. The intersections listed below are hereby designated as yield intersections, and yield signs shall be erected at the entrances to said intersections as stated in the listing:

<b>Intersection of</b>	<b>With Yield Sign on</b>	<b>Entrance(s) From</b>
Bruce Street	Pine Street	West

Intersection of	With Yield Sign on	Entrance(s) From
Franklin Road	Bruce Street	South
Franklin Road	North Street	South

- C. Except when directed to proceed by a police officer, every driver of a vehicle approaching a stop sign shall stop at a clearly marked stop line, but if none then he shall stop before entering the crosswalk on the near side of the intersection or, in the event that there is no crosswalk, at the point nearest the intersecting roadway where the driver has a view of the approaching traffic on the intersecting roadway before entering the intersection.
- D. The driver of a vehicle approaching a yield sign, if required for safety to stop, shall stop at a clearly marked stop line, but if none then he shall stop before entering the crosswalk on the near side of the intersection or, in the event there is no crosswalk, at the point nearest the intersecting roadway where the driver has a view of the approaching traffic on the intersecting roadway before entering the intersection.

**ARTICLE VIII  
Speed Relations**

**§ 49-8. Maximum speed limits.**

- A. Thirty miles per hour is hereby established as the maximum speed limit at which vehicles may proceed on or along highways within the corporate limits of the village.
- B. Fifteen miles per hour is hereby established as the maximum speed at which vehicles may proceed in public parks, cemeteries, school grounds and hospital grounds within the village.
- C. Fifteen miles per hour is hereby established as the maximum speed at which vehicles may proceed on North Street between a point 300 feet northerly and a point 300

feet southerly from the extension of the building lines of the Townsend School (Walton Elementary School), as said building lines would extend into North Street. **[Added 7-2-1979 by L.L. No. 1, 1979]**

**ARTICLE IX**  
**Parking, Standing and Stopping**

**§ 49-9. Application of Article.**

The provisions of this Article shall apply except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

**§ 49-10. Standing and parking prohibited in designated locations.**

- A. The standing of vehicles is hereby prohibited in any of the following locations:
- (1) South side of Delaware Street, running west.  
**[Added 1-3-1983 by L.L. No. 1, 1983;<sup>1</sup> amended 12-12-1983 by L.L. No. 5, 1983; 6-18-1984 by L.L. No. 5, 1984]**
    - (a) On the south side of Delaware Street at the intersection with the west corner of Bridge Street, running west approximately 540 feet.
    - (b) On the south side of Delaware Street starting at a point approximately 1,290 feet from the intersection of Bridge Street, running west approximately 292 feet.

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1. **Editor's Note:** This local law also provided for the renumbering of former Subsection A(1), (2), (3), (4) and (5) as Subsection A(5), (6), (7), (8) and (9), respectively.

- (2) On the south side of Delaware Street at the intersection with the east corner of Bridge Street, running east approximately 100 feet. **[Added 1-3-1983 by L.L. No. 1, 1983]**
  - (3) Running from north side of Delaware Street on the west side of Liberty Street north to Mead Street approximately 75 feet. **[Added 1-3-1983 by L.L. No. 1, 1983]**
  - (4) Running from the south side of Delaware Street, southerly along the west side of Bridge Street, to the Delaware River. **[Added 1-3-1983 by L.L. No. 1, 1983]**
  - (5) On the east side of Townsend Street from its intersection with Delaware Street to its intersection with Mead Street.
  - (6) On the north side of Mead Street from its intersection with St. John Street to a point plus or minus 133 feet east thereof. **[Amended 5-5-1975]**
  - (7) (Reserved)
  - (8) On the east side of Liberty Street from its intersection with East Street.
  - (9) On the east side of Gardiner Place from its intersection with North Street to the southerly boundary line of Ogden Free Library property, and on the west side of Gardiner Place on Church Drive.
- B. The parking of vehicles is hereby prohibited in any of the following locations: **[Added 1-7-1974]**
- (1) On the east side of North Street from its intersection with Benton Avenue to its intersection with Franklin Road.

- (2) On the south side of Benton Avenue from its intersection with Griswold Street to its intersection with North Street.
- (3) On the north side of Mead Street from its intersection with Liberty Street. **[Amended 1-3-1983 by L.L. No. 1, 1983]**
- (4) On the north side of East Street from its intersection with Griswold Street to its intersection with Townsend Street.
- (5) On the west side of Griswold Street from its intersection with the East Brook Bridge to its intersection with Delaware Street.
- (6) On the west side of St. John Street from its intersection with Burton Street to its intersection with East Street.
- (7) On the south side of Platt Street from its intersection with North Street to its intersection with Liberty Street.
- (8) On the east side of Maple Street from its intersection with Stockton Avenue to its intersection with Harby Drive.
- (9) On either side of Titus Place from its intersection with Stockton Avenue to the northerly boundary of the property owned by Delaware Valley Hospital, Inc.
- (10) On the north side of Union Street from its intersection with Townsend Street to its easterly terminus.
- (11) On the west side of Bruce Street from its intersection with Union Street to its intersection with East Street.

- (12) On either side of Maple Street between the hours of 7:30 a.m. and 8:30 a.m. and 2:30 p.m. and 3:30 p.m. when school is in session. **[Added 10-18-1993 by L.L. No. 1-1993]**
- (13) On the east side of Maple Street from the school entrance to its southerly terminus. **[Added 10-18-1993 by L.L. No. 1-1993]**
- (14) On either side of Stockton Avenue from Bridge Street to South Street during the week of the Delaware County Fair from Sunday evening at 6:00 p.m. until the following Sunday at 6:00 p.m. **[Added 10-18-1993 by L.L. No. 1-1993]**
- (15) On the east side of South Street from Stockton Avenue to the village limits. **[Added 10-18-1993 by L.L. No. 1-1993; amended 3-6-2000 by L.L. No. 1-2000]**
- (16) On the south side of Franklin Road from Mount Pleasant to the village limits. **[Added 10-18-1993 by L.L. No. 1-1993]**
- (17) On the east side of West Street from its intersection with Delaware Street for a distance of 70 feet. **[Added 10-18-1993 by L.L. No. 1-1993]**
- (18) On the east side of Howell Street from its intersection with Delaware Street to its intersection with Mead Street. **[Added 10-18-1993 by L.L. No. 1-1993]**
- (19) On either side of Franklin Road between November 1 and April 30. **[Added 7-11-1994 by L.L. No. 3-1994]**
- (20) On either side of Bruce Street from its intersection with Fitch Street to its intersection with Franklin Road between November 1 and April 30. **[Added 7-11-1994 by L.L. No. 3-1994]**

- (21) On the south side of Camp Avenue. **[Added 11-21-1994 by L.L. No. 5-1994]**
  - (22) On the south side of Stockton Avenue in front of the Walton High School starting at 114 feet west of the intersection with Harby Drive and continuing 90 feet westerly. **[Added 8-5-1996 by L.L. No. 2-1996; amended 2-23-2004 by L.L. No. 1-2004]**
  - (23) On the west side of South Street from Stockton Avenue to the village limits during the week of the Delaware County Fair from Sunday evening at 6:00 p.m. until the following Sunday at 6:00 p.m. **[Added 3-6-2000 by L.L. No. 1-2000]**
  - (24) On the north side of Delaware Street (N.Y.S. Route 10) from the easterly curblin of Griswold Street, easterly for a distance of 150 +/- feet. **[Added 8-20-2001 by L.L. No. 1-2001]**
  - (25) On the south side of Stockton Avenue in front of the Walton High School starting at 109 feet east of the intersection with Harby Drive and continuing 110 feet easterly. **[Added 2-23-2004 by L.L. No. 1-2004]**
- C. The parking of vehicles is hereby prohibited on any street in the village between the hours of 2:00 a.m. and 6:00 a.m. from November 1 through April 1. **[Added 1-7-1974; amended 9-13-1976 by L.L. No. 1-1976]**
- D. The parking of all vehicles in excess of three tons' gross weight is hereby prohibited on any street in the village in an area zoned residential, except for purposes of loading and unloading. **[Added 1-7-1974]**
- E. The standing and parking of vehicles is hereby prohibited in any of the following locations: **[Added 9-13-1976 by L.L. No. 1-1976]**

- (1) On the east side of Townsend Street from its intersection with Meade Street to its intersection with Franklin Road.
  - (2) On the west side of North Street, in a southerly direction 110 feet from the intersection of said North Street and Pine Street. **[Added 1-3-1983 by L.L. No. 1-1983]**
  - (3) No parking in designated fire zones. **[Added 1-3-1983 by L.L. No. 1-1983]**
  - (4) No parking on Griswold Street on its east side from East Brook Bridge to Delaware Street. **[Added 1-3-1983 by L.L. No. 1-1983]**
- F. The parking of vehicles without handicapped parking permits or designations is hereby prohibited in any of the following locations: **[Added 7-7-1997 by L.L. No. 4-1997]**
- (1) On the east side of Gardiner Place in the first parking space 39 feet from the intersection of Delaware Street and Gardiner Place.
  - (2) On the east side of Gardiner Place in the first parking space 97 feet from the intersection of North Street and Gardiner Place.
- G. The stopping of vehicles is hereby prohibited in any of the following locations: **[Added 2-23-2004 by L.L. No. 1-2004; amended 10-4-2004 by L.L. No. 2-2004]**
- (1) On the south side of Stockton Avenue in front of the Walton High School from its intersection with Harby Drive 114 feet westerly.
  - (2) On the south side of Stockton Avenue in front of the Walton High School from its intersection with Harby Drive 109 feet easterly.

- (3) On the north side of Stockton Avenue from its intersection with the easterly entrance to Terrace Avenue 80 feet easterly.
  - (4) On the north side of Stockton Avenue from its intersection with the easterly entrance to Terrace Avenue 40 feet westerly.
  - (5) On the north side of Stockton Avenue from its intersection with the westerly entrance to Terrace Avenue 80 feet easterly.
  - (6) On the north side of Stockton Avenue from its intersection with the westerly entrance to Terrace Avenue 50 feet westerly. **[Amended 10-1-2007 by L.L. No. 4-2007]**
  - (7) On the westerly side of North Street from its intersection with Platt Street 55 feet northerly.
  - (8) On the east side of North Street in front of the Townsend Elementary School from a point 175 feet northerly of the northerly edge of the school driveway known as "Nichols Drive" and continuing for 150 feet northerly. **[Added 2-7-2005 by L.L. No. 1-2005]**
- H. No school bus, of any type or size, or other commercial bus shall be allowed to park on any portion of either side of Maple Street or Camp Avenue. **[Added 8-7-2006 by L.L. No. 6-2006]**
- I. No parking shall be allowed on either side of West Street from its intersection with Ogden Street to the end of the Walton Fire Department premises (Tax Map No. 251.18-2-9). **[Added 8-7-2006 by L.L. No. 6-2006]**
- J. No parking shall be allowed on either side of Fair Street or More Avenue each year during Fair Week (defined as a period of 168 hours from 12:00 midnight on Sunday to 12:00 midnight on Saturday, during which period the

annual Delaware County Fair is held). **[Added 8-7-2006 by L.L. No. 6-2006]**

**ARTICLE X**  
**Two-Hour Parking Zones**  
**[Amended 1-3-1983 by L.L. No. 1-1983]**

**§ 49-11. Zones.**

- A. Highways. Two-hour parking zones are hereby established on highways as follows:
- (1) On the north side of Delaware Street running from the bridge over the West Brook east to Liberty Street.
  - (2) On the north side of Delaware Street running from Liberty Street east to approximately 50 feet west of Townsend Street.
  - (3) On the north side of Delaware Street running east from Gardiner Place to North Street.
  - (4) From 100 feet east of Bridge Street to East Brook on the south side of Delaware Street.
  - (5) Starting approximately 113 feet from the north side of Delaware Street on the west side of Townsend Street in a northerly direction approximately 175 feet. **[Amended 6-18-1984 by L.L. No. 5-1984]**
  - (6) Running from the north side of Delaware Street on the west side of Gardiner Place to the entrance of the parking lot of 132 Delaware Corporation. **[Amended 9-8-2008 by L.L. No. 5-2008]**
  - (7) Running from the north side of Delaware Street on the east side of Gardiner Place north to the intersection of Opera Avenue. **[Amended 9-8-2008 by L.L. No. 5-2008]**

- (8) Running from Opera Avenue north approximately 302 feet to the curve in the road of Gardiner Place. **[Amended 9-8-2008 by L.L. No. 5-2008]**
- (9) Running from the north side of Delaware Street north to the corner of Opera Avenue, on the west side of North Street. Running north from the north side of Delaware Street on the east side of North Street approximately 175 feet to the existing no-parking zone. **[Amended 9-8-2008 by L.L. No. 5-2008]**
- (10) On the south side of Delaware Street running from a point 540 feet west of the intersection of Bridge Street for a distance of approximately 750 feet to the easterly end of the bridge at West Brook. **[Added 6-18-1984 by L.L. No. 5, 1984]**
- (11) On the west side of North Street from Gardiner Place to Mead Street. **[Added 10-18-1993 by L.L. No. 1, 1993]**
- (12) Running on the west side of North Street from Opera Avenue to Gardiner Place. **[Added 8-6-2007 by L.L. No. 3-2007; amended 9-8-2008 by L.L. No. 5-2008<sup>2</sup>]**
- (13) On the west side of North Street from Mead Street to Platt Street while school is in session. **[Added 9-8-2008 by L.L. No. 5-2008]**
- (14) An exception to all of the above applies to vehicles parked relating to official Village of Walton government business. **[Added 8-6-2007 by L.L. No. 3-2007]**

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2. Editor's Note: This local law also repealed former Subsection A(12), regarding the east side of North Street, added 10-18-1993 by L.L. No. 1-1993, and redesignated former Subsection A(13) as A(12).

**§ 49-12. Parking time limits.**

- A. Parking time limits on highways. The parking of vehicles is hereby prohibited for a period of longer than two hours from 9:00 a.m. to 6:00 p.m., except Sundays and holidays, in the parking zone locations described in § 49-11 herein.

**§ 49-13. Fees. [Amended 7-11-1994 by L.L. No. 3, 1994; 1-6-1997 by L.L. No. 1, 1997]**

- A. Any vehicle parked over the two-hour limit shall be ticketed and fined a fee of \$10 if the fine is paid within 30 days of the date of the offense and \$20 if the fine is paid after 30 days.
- B. Any vehicle parked illegally in a designated handicapped zone shall be ticketed and fined a fee of \$50 if the fine is paid within 30 days of the date of the offense and \$75 if the fine is paid after 30 days.
- C. Any vehicle parked in a no-parking zone shall be ticketed and fined a fee of \$10 if the fine is paid within 30 days of the date of the offense and \$20 if the fine is paid after 30 days.

**ARTICLE XA**  
**Handicapped Parking Permits**  
**[Added 5-15-1978]**

**§ 49-13.1. Definitions.**

As used in this Article, the following terms shall have the meanings indicated:

**HANDICAPPED PERSON** — For the purpose of § 1203-a of the Vehicle and Traffic Law (Chapter 838 of the Laws of 1977):

- A. Any person who has any one or more of the following impairments, disabilities or conditions which are permanent in nature:

- (1) Limited or no use of one or both lower limbs.
  - (2) A neuromuscular dysfunction which severely limits mobility.
  - (3) A pulmonary or cardiovascular condition which limits mobility or severely limits the individual's activities in the open air.
- B. Any person whose physical or mental impairment or condition is other than those specified above but is of such nature as to impose unusual hardships in utilization of public transportation facilities, and such condition is certified by a physician duly licensed to practice medicine in this state as constituting an equal degree of disability (specifying the particular condition) so as to prevent such person from getting around without great difficulty.
- C. Any child with any one or more of the impairments or conditions listed above.

**§ 49-13.2. Suspension, revocation or denial of permit.**

The issuing agent shall suspend, revoke or refuse to issue or renew any permit if the issuing agent determines that any applicant or parent or guardian of any applicant has:

- A. Made a material false statement in the application.
- B. Used or permitted the use of the permit contrary to conditions set forth in the permit.
- C. Failed to comply with or observe any of the conditions of the application and/or the permit.

**§ 49-13.3. Notification of change in circumstances required.**

The applicant or parent or guardian of such applicant shall notify the issuing agent of any change of address or disability

within 10 days after such change, and the issuing agent shall cancel such permit upon failure to give such notice.

**§ 49-13.4. Hearings.**

Upon denial of an application for a permit or upon suspension or revocation of a permit, the issuing agent shall grant a hearing to an applicant therefor within 10 days after written request is received for such hearing. The applicant may be heard in person or by counsel. The hearing on said objections or charges shall be at such time and place as the issuing agent may designate. Notice requesting such hearing must be filed with the issuing agent no later than 30 days following notification of disapproval, termination or suspension.

**§ 49-13.5. Notification of approval or disapproval.**

Within 21 days after receipt of a completed application, the applicant will be notified whether it has been approved or disapproved. If disapproved, a statement setting forth the reasons for disapproval will be provided.

**§ 49-13.6. Application requirements.**

- A. Applications must be fully completed and properly executed. All questions must be answered and medical certification must accompany the application. Incomplete applications or failure to attach the medical certification will result in disapproval.
- B. Applications and other notices shall be mailed or delivered personally to the issuing agent as follows: (name of issuing agent and address).

**§ 49-13.7. Application form for handicapped parking permit.**

The application form for a handicapped parking permit shall be as follows:

**APPLICATION FOR HANDICAPPED PARKING PERMIT**

City, Town or Village of _____	For Office Use Only
County of _____, New York State	Permit No. _____

PART (to be completed by the handicapped applicant, or the I. parent or guardian on behalf of a handicapped child)

Name of Handicapped Person \_\_\_\_\_  
Last First Middle

Residence Street \_\_\_\_\_  
City State Zip Code

Age (on last birthday) \_\_\_Sex M F Telephone No. \_\_\_\_\_

Occupation (if student, specify name and location of school): \_\_\_\_\_

Business or School Address \_\_\_\_\_

Business Telephone No. \_\_\_\_\_

Nature of Disability \_\_\_\_\_

Designated Vehicle(s).

- |     |               |       |                    |
|-----|---------------|-------|--------------------|
| (1) | Make:         | Year: | License Plate No.: |
|     | Owner's Name: |       |                    |
| (2) | Make:         | Year: | License Plate No.: |
|     | Owner's Name: |       |                    |
| (3) | Make:         | Year: | License Plate No.: |
|     | Owner's Name: |       |                    |

I certify that the above disability, impairment or condition is permanent in nature and the statements contained herein are true. I further acknowledge that I have read and understand the conditions of this application and the handicapped parking permit and shall observe and comply with same.

Attached to this application is certification by a physician licensed to practice in the State of New York.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Applicant  
or

\_\_\_\_\_  
Signature of Parent or Guardian

PART II: (to be completed by certifying physician)

MEDICAL CERTIFICATION

Name of Physician: \_\_\_\_\_ License No. \_\_\_\_\_

please print

Address: \_\_\_\_\_ Telephone No. \_\_\_\_\_

Name of Handicapped Person: \_\_\_\_\_

please print

In the space provided below, please indicate the handicapping condition which necessitates that the above-named applicant be granted a handicapped parking permit, thereby entitling this individual to special parking privileges as provided by this city, town or village and indicate if this condition is expected to be permanent and describe the limitations which it imposes on this handicapped person.

To assist you in making a determination of eligibility for such permit, we provide a definition of a "handicapped person" presently being utilized to determine eligibility for such a permit under § 1203-a of the Vehicle and Traffic Law (Chapter 838, Laws of 1977).

A "handicapped person" shall mean any person who has any one or more of the following impairments, disabilities or conditions which are permanent in nature:

- (a) Has limited or no use of one or both lower limbs.
- (b) Has a neuromuscular dysfunction which severely limits mobility.
- (c) Has a pulmonary or cardiovascular condition which limits mobility or severely limits the individual's activities in the open air.
- (d) A person whose physical or mental impairment or condition is other than those specified above but is of such nature as to impose unusual hardships in utilization of public transportation facilities, and such condition is certified by a physician duly licensed to practice medicine in this state as constituting an equal degree of disability (specifying the particular condition) so as to prevent such person from getting around without great difficulty.
- (e) A child with any one or more of the impairments or conditions listed above.

Date: \_\_\_\_\_

Signature of Physician

NOTE: The above certification may be made by the applicant's personal physician or may be furnished, at no cost or expense to the applicant, by a physician designated by the issuing agent upon request by the applicant or parent or guardian of such applicant.

PART III. (to be completed by the issuing agent)

APPROVED

DISAPPROVED

REASON FOR DISAPPROVAL: (specify in detail).

Date: \_\_\_\_\_

§ 49-14. and § 49-15. (Reserved)

**ARTICLE XI  
Removal and Storage of Vehicles**

**§ 49-16. Authority to impound vehicles.**

- A. When any vehicle is parked or abandoned on any highway within this village during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway upon which said vehicle is parked or abandoned, said vehicle may be removed by the village police.
- B. When any vehicle is found unattended on any highway within this village where said vehicle constitutes an obstruction to traffic, said vehicle may be removed by the village police.
- C. When any vehicle is parked or abandoned on any highway within this village where stopping, standing or parking is prohibited, said vehicle may be removed by the village police.

**§ 49-17. Storage and charges.**

After removal of any vehicle as provided in this Article, the village police may store such vehicle in a suitable place at the expense of the owner. Such owner or person in charge of the vehicle may redeem the same upon payment to the village police of the amount of all expenses actually and necessarily incurred in effecting such removal. Removal charges shall not

exceed \$20, and storage charges shall not exceed \$2 per day or fraction thereof.

**§ 49-18. Notice of removal.**

The village police shall without delay report the removal and the disposition of any vehicle removed, as provided in this Article, to the Village Police Department, and it shall be the duty of such Village Police Department to ascertain to the extent possible the owner of the vehicle or person having the same in charge and to notify him of the removal and disposition of such vehicle and of the amount which will be required to redeem the same.

**ARTICLE XII  
Penalties**

**§ 49-19. Penalties for offenses. [Amended 7-15-1985 by L.L. No. 1, 1985; 7-11-1994 by L.L. No. 3, 1994]**

- A. It is a traffic infraction for any person to violate any signs, traffic control devices or rules of the road established by any of the provisions of this chapter, unless such violation is declared to be a misdemeanor or felony by any other law of this state.
- B. Every person convicted of a traffic infraction for a violation of any of the provisions of this chapter for which another penalty is not provided shall for a first conviction thereof be punished by a fine of not more than \$100 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; for a conviction of a second violation, both of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$200 or by imprisonment for not more than 15 days, or by both such fine and imprisonment; upon a conviction of a third or subsequent violation, all of which were committed within a period of 18 months, such person shall be punished by a fine of not more than \$300 or by

imprisonment for not more than 15 days, or by both such fine and imprisonment.

- C. Fines imposed under the provisions of this chapter shall remain with the Village of Walton.

**ARTICLE XIII**  
**Repeal of Prior Ordinances**

**§ 49-20. Ordinances repealed, general.**

All prior ordinances or parts of ordinances of this village regulating traffic are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this ordinance.

**ARTICLE XIV**  
**Effect of Ordinance**

**§ 49-21. Severability.**

If any part or parts of this ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

**ARTICLE XV**  
**Vehicle Weight Limits and No Through Traffic**  
**[Added 7-2-1979 by L.L. No. 1, 1979]**

**§ 49-22. Five-ton weight limit established.**

No person shall operate or move a vehicle or a combination of vehicles over, on or through the areas listed below if the weight of such vehicle, or combination of vehicles, and load is greater than five tons:

- A. The bridge located on East Street over East Brook.
- B. North Street running from Delaware to Franklin Road.  
[Added 1-3-1983 by L.L. No. 1, 1983]

**§ 49-22.1. No through traffic. [Added 1-3-1983 by L.L. No. 1, 1983]**

There shall be no through traffic on the areas listed below:

- A. Both entrances to Delaware Valley Hospital.

**ARTICLE XVI**

**Seasonal Use Highways**

[Added 7-2-1979 by L.L. No. 1, 1979]

**§ 49-23. Seasonal use highways established.**

The following highways are hereby designated as limited seasonal use highways between November 1 and May 1 of each year:

- A. East Street between the intersection of East Street and Griswold Street and the intersection of East Street and Park Street.