

INCORPORATED VILLAGE OF WEST HAMPTON DUNES

LOCAL LAW NO. OF THE YEAR 2024

A Law Creating Chapter 530 Vehicles, Abandoned and Impound

Section 1.0 Enactment, Effective Date,
Purpose and Definitions.

1.1 Title of Local Law

1.2 Enactment.

1.3 Effective Date.

1.4 Purpose and Intent

1.5 Authority

2.0 General Provisions

2.1 Creation of Chapter 530 Vehicles, Abandoned and Impound

3.0 Severability

Section 1.0 Title, Enactment, Effective Date,
Intent, Authority.

1.1. Title

This Local Law shall be entitled “Local Law No. of 2024 of the Incorporated Village of West Hampton Dunes, a Local Law Creating Chapter 530 Vehicles, Abandoned and Impound.

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State of New York the Incorporated Village of West Hampton Dunes, County of Suffolk and State of New York, hereby enacts by this Local Law of 2024, a Local Law of the Village of West Hampton Dunes.

1.3. Effective Date.

This local law shall take effect on the adoption of this local law by the Board of Trustees.

1.4 Purpose and Intent.

The Board of Trustees of the Village of West Hampton Dunes determines and finds that it is in the best interests of the residents of the Village to adopt regulations providing for the impound of abandoned vehicles in the Village of West Hampton Dunes.

2.0 General Provisions

2.1 Creation of Chapter 530 Vehicles, Abandoned and Impound of Vehicles

Chapter 530 Vehicles, Abandoned and Impound of Vehicles.

§ 530-1 Authority to impound vehicles.

§ 530-2 Storage and charges.

§ 530-3 Notice of removal.

§ 530- 1 Authority to impound vehicles.

A. When any vehicle is parked or abandoned on any highway or public parking lot within this Village during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway or parking lot upon which said vehicle is parked or abandoned, said vehicle may be removed by or under the direction of a member of the Police Constabulary of the Village of West Hampton Dunes.

B. When any vehicle is found unattended on any highway or public parking lot within the Village where said vehicle constitutes an obstruction to traffic, said vehicle may be removed by or under the direction of a member of the Police Constabulary of the Village of West Hampton Dunes.

C. When any vehicle is parked or abandoned on any highway or public parking lot within this Village where stopping, standing or parking is prohibited, said vehicle may be removed by or under the direction of a member of the Police Constabulary of the Village of West Hampton Dunes.

D. If any vehicle is parked in any highway or public parking lot within this Village where stopping, standing or parking is prohibited and it is impractical to have said vehicle removed, then the locking auto boot immobilizer shall be affixed to said vehicle by or under the direction of a member of the Police Constabulary of the Village of West Hampton Dunes.

§ 530-2 Storage and charges.

After removal of any vehicle as provided in this article, the Police Constabulary of the Village of West Hampton Dunes may store or cause such vehicle to be stored 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 Clerk of the amount of all expenses actually and necessarily incurred in

effecting such removal, such charges not to exceed \$200, together with any charges for storage, such storage charge not to exceed \$100 per day where the vehicle is held 24 hours or longer, and there shall be no storage charge where the stored vehicle is held less than 24 hours. The impound and per day fees and rates stated in this Section may be changed from time to time by resolution of the Board of Trustees.

§ 530-3 Notice of removal.

A member of the Police Constabulary of West Hampton Dunes shall, without delay, report the removal and the disposition of such vehicle to the desk officer, and it shall be the duty of such desk officer to ascertain the owner of such 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. Such notice shall be given by registered mail to the address indicated on the motor vehicle registration.

3.0 Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.