

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE ORDINANCE FOR REGULATION OF PARKS AND BEACHES IN THE TOWN OF LAKE LUZERNE, NEW YORK

NOTICE IS HEREBY GIVEN that the Lake Luzerne Town Board will hold a Public Hearing on October 10, 2023, beginning at 7:00 pm at the Town Hall, 539 Lake Avenue, Lake Luzerne, New York, concerning proposed Amendments to the Ordinance for the Regulation of Parks and Beaches in the Town of Lake Luzerne. The proposed Amendments include the title of the Ordinance, adding language to paragraph 1, 6(a) and 6(b) and adding a Subsection d and e to Paragraph 6 which would prohibit the use of Town parks, beaches, vacant land and parking lots by person or personal belongings during certain times.

Copies of the proposed Amendments are on file in the town Clerk's Office at 539 Lake Avenue, Lake Luzerne, New York and may be reviewed during normal business hours and are also available on the Town's website at www.townoflakeluzerne.com.

PLEASE TAKE FURTHER NOTICE that all interested parties will be heard at this time and place.

PLEASE TAKE FURTHER NOTICE if these Amendments are adopted by the Town Board after this Public Hearing such Amendments shall take effect immediately.

Cynthia Sherwood
Lake Luzerne Town Clerk

Pub: Sept. 28, 2023

**ORDINANCE FOR REGULATION OF PARKS AND BEACHES IN
THE TOWN OF LAKE LUZERNE, NEW YORK**

Section 1. Legislative Intent.

The Purpose of this Ordinance is to ensure the safety, comfort and convenience of the public in their appropriate uses of parks, beaches and parking areas of the Town of Lake Luzerne.

Section 2. Amendment to the Ordinance.

The Town amends the Title of this Ordinance as Follows:

**ORDINANCE FOR REGULATION OF TOWN OWNED PARKS,
PARKING LOTS AND BEACHES IN THE TOWN OF LAKE
LUZERNE, NEW YORK**

The Town amends Paragraph 1 of the Ordinance by adding a second paragraph as follows:

Town owned parks, beaches and parking areas subject to this Ordinance are attached hereto and incorporated herein as **Exhibit A**.

The Town amends Paragraph 6 of the Ordinance as follows:

- a. It shall be unlawful to occupy, by person or with personal property, unless approved in writing by the Town, any Town owned beach or park area between the hours of 9:00 p.m. and 7:00 a.m. The foregoing shall not include the launching site for fishing and pleasure craft being used outside the beach areas.
- b. It shall be unlawful to occupy, by person or with personal property, unless approved in writing by the Town, any Town owned parking areas between the hours of 9:00 p.m. and 7:00 a.m. The foregoing shall not include launching site for fishing and pleasure craft being used outside the beach areas and shall not apply to the parking area on Route 9 when such area is being used in connection with official school functions.

The Town amends Paragraph 6 of the Ordinance by adding Subparagraph d as follows:

- d. This prohibition on parking in Town owned parking areas will not be in effect during any snow emergency declared by the Town when the Town roads need to be clear for plowing purposes.

All other portions of the Ordinance not amended by the forgoing shall stay the same.

Section 3. Severability

If any clause, sentence, paragraph, subdivision or part of this Ordinance or the application thereof to any person, firm or corporation or circumstance shall be adjusted by any Court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph subdivision or part of this Ordinance or 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.

Section 4. Effective Date.

This Ordinance shall take effect immediately upon approval by the Town Board.

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RESOLUTION NO.

**INTRODUCED BY:
WHO MOVED ITS ADOPTION**

SECONDED BY:

**RESOLUTION ADOPTING AMENDMENTS TO THE
ORDINANCE FOR REGULATION OF PARKS AND BEACHES IN THE
TOWN OF LAKE LUZERNE, NEW YORK**

WHEREAS, the Lake Luzerne Town Board wishes to consider adoption of Amendments to the Ordinance for Regulation of Parks and Beaches, and

WHEREAS, these Amendments are authorized in accordance with New York Town Law, and

WHEREAS, the New York Town Law requires the Town Board to hold a Public Hearing prior to the adoption of these Amendments, and the Town Board duly held a Public Hearing on Monday, _____, 2023 concerning these proposed Amendments and heard all interested persons,

NOW, THEREFORE, BE IT

RESOLVED, that the Lake Luzerne Town Board hereby adopts the proposed Amendments to include the title of the Ordinance, adding language to Paragraph 1, 6(a) and 6(b) and adding a Subsection d to Paragraph 6, and

BE IT FURTHER,

RESOLVED, that such Amendments to the Ordinance for Regulation of Parks and Beaches shall take effect immediately, and

BE IT FURTHER,

RESOLVED, that the Town Board authorizes and directs the Supervisor, Town Clerk and/or Town Counsel to execute any required documents and take any and all actions necessary to effectuate the intent of this Resolution.

Duly adopted this _____ day of _____, 2023, by the following vote:

**AYES:
NOES:
ABSENT:**