

Village of Port Chester, New York

Local Law No. I-20 of the Year 2022

**A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF PORT CHESTER,
CHAPTER 319, “VEHICLES AND TRAFFIC”, REGARDING THE PARKING OF
COMMERCIAL VEHICLES**

Be it enacted by the Board of Trustees of the Village of Port Chester, New York as follows:

SECTION 1: Purpose and Intent

The purpose of this local law is to regulate the parking of commercial vehicles on the public streets and parking lots within the Village to promote public safety, mitigate visual blight and facilitate the quality of life for residents.

SECTION 2: The Code of the Village of Port Chester, Chapter 319, “Vehicles and Traffic”, Section 319-53 , is hereby amended as follows:

Section 319-53 Parking of commercial [, farming and construction] vehicles.

A. Definitions

For purposes of this section, the following terms shall have the meaning indicated below:

Commercial Vehicle – A bus, tractor, trailer or tractor-trailer combination, taxicab, limousine, livery vehicle, truck or van with commercial plates, construction vehicle, or any vehicle which has equipment or a display evidencing use of same for commercial purposes.

[A Overnight parking.] B. It shall be unlawful for any person to park a Commercial Vehicle on a residential street between the hours of 9 p.m. and 7 a.m. [overnight upon the streets of the Village an unattended commercial farm or construction vehicle or apparatus in such a manner that traffic may be obstructed or of such nature that children may be unduly attracted to it and thereby be exposed to injury or unreasonable danger].

[B]C.[Parking of tractor-trailer combinations.] At all other times, I [I]t shall be unlawful for any person to park on any street or highway within the Village of Port Chester any [tractor-trailer combination, either attached or separate,] Commercial Vehicle for a period longer than three hours or in a position that such parking creates a traffic hazard by obstructing [vision a]t an intersection or driveway along such street or highway.

D. In the case when a Commercial Vehicle is parked in violation of subsections B and C, the defendant may raise as an affirmative defense that the vehicle was engaged in service to a premises located within 250 feet where the summons was issued.

E. Subsections B and C shall not apply to vehicles owned or operated by a regulated utility

or their agents engaged in work in the vicinity.

[C][F Overnight parking of Commercial Vehicles is hereby [prohibited in the following Village parking projects during the hours of 12:00 midnight and 6:00 a.m.] authorized in the following parking lots between the hours of 9 p.m. and 7:00 a.m.

Beech Street

[Project Number	Location
1	New Broad Street
2	Station Plaza, Broad Street
3	
4	Irving Avenue (Post Office)
5	Beech Street
6	Don Bosco Place, near Purdy Avenue
7	Lower King Street
8	
9	10 Pearl Street
10	Highland Street
11	Marvin Place
12	Oak-Grove Street
13	Don Bosco Place (Majestic Hotel)
14	
15	Between Willet Avenue and Adee Street
16	Between Adee Street and Willett Avenue]

SECTION 3: Severability.

If any provision of this local law is held to be invalid or unenforceable in whole or in part, such invalidity or unenforceability shall attach only to such provisions or part thereof and the remaining part of such provision and all other provisions shall continue in full force and effect.

SECTION 4: Effective Date.

This local law shall be effective immediately upon filing with the Secretary of State.