

MEMORANDUM OF UNDERSTANDING **(CONTINUATION OF VILLAGE CODES)**

THIS AGREEMENT, effective as of _____ between the **VILLAGE OF JOHNSON CITY**, a municipal corporation duly organized and existing under the laws of the State of New York situate in Broome County, with a mailing address of 243 Main Street, Johnson City, New York, 13790 (“Village”), and the **TOWN OF UNION**, a municipal corporation duly organized and existing under the laws of the State of New York situate in Broome County with a mailing address of 3111 East Main Street, Endwell, New York 13760 (“Town”), collectively referred to as “Municipalities”,

WHEREAS, the Village’s Dissolution Study Committee (“the Committee”) has prepared a plan for dissolution pursuant to Village Law §19-1903 (“the Plan”) in anticipation of a public vote at the general election in November of 2009; and

WHEREAS, the residents of the Village will vote at the general election in November of 2009 whether to dissolve the Village pursuant to Article 19 of the Village Law; and

WHEREAS, Village Law §19-1904(1) provides, in part, that “(a)ll or any part of such plan may be made the subject of a contract between the village and the town prior to submission of such proposition”; and

WHEREAS, Village Law § 19-1910(1) provides “Unless the plan shall provide otherwise, all local laws, ordinances, rules or regulations of the village in effect on the date of the dissolution of the village, including but not limited to zoning ordinances shall remain in effect for a period of two years following dissolution, as if same had been duly adopted by the town board and shall be enforced by the town within the limits of the dissolved village, except that the town board shall have the power at any time to amend or repeal such local laws, ordinances, rules or regulations in the manner as other local laws, ordinances, rules or regulations of the town”; and

WHEREAS, the Municipalities are desirous of entering into this Memorandum of Understanding in an effort to confirm that portion of the Plan relating to Village Codes and Laws in the event the Village dissolves; and

WHEREAS, the Municipalities understand that given the population density of the Village that certain code sections of the Village Code need to be continued by the Town because of health, safety and welfare considerations for the residents and property owners of the Village; and

WHEREAS, the Committee reviewed and compared the Town and Village codes and has provided recommendations as to which sections of the Village Code would be important to continue; and

WHEREAS, said comparisons and recommendations have been memorialized in a document, attached hereto as "Exhibit A"; and

WHEREAS, the Municipalities understand that should dissolution of the Village occur, that the plan outlined in this Memorandum of Understanding would take effect on January 1, 2011; and

WHEREAS, the Municipalities support this Memorandum of Understanding and intend to provide their best efforts in carrying out the plan outlined in this Memorandum of Understanding and in the Committee's Plan, in the event the Village dissolves; and

WHEREAS, the Village, and the Town, have each duly authorized this Memorandum of Understanding upon the terms and provisions set forth herein.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants hereinafter expressed, it is hereby agreed by and between the parties as follows, in the event of dissolution of the Village of Johnson City:

1. **Incorporation by reference**: Attached hereto as “Exhibit A” is a chart of the comparison of the Village Code with the Town Code and a prioritization of which sections of the Village Code should be considered by the Town to be continued.

2. **Agreement to continue High priority sections**: After due deliberation by the Town and a review of Exhibit A by the Town’s attorney, the Town agrees to continue all sections of the Village Code given a priority of “High” on the attached Exhibit A, in the area covered by the boundaries of the former Village, for a minimum of two years after the Village dissolves on January 1, 2011.

3. **Agreement to consider continuation of Medium priority sections**: The Town agrees to review all sections of the Village Code given a priority of “Medium” on the attached Exhibit A and consider continuation of those sections, in the area covered by the boundaries of the former Village, for a minimum of two years after the Village dissolves on January 1, 2011.

4. **Special Considerations**: Because of the specific and special impact the Village Subdivision and Zoning Code Chapters have upon land use, these sections are specifically referenced below:
 - a. **Subdivision**: The Municipalities agree that the Village’s code section pertaining to subdivisions, Chapter 244, “Subdivision of Land”, will specifically be continued by the Town in the area covered by the boundaries of the former Village, for a minimum of two years after the Village dissolves on January 1, 2011. Notwithstanding the above, should the Municipalities enact a “Unified Subdivision Code” for the municipalities of the Town of Union, Village of Endicott, and the Village of Johnson

City, then the adoption of said “Unified Subdivision Code” by the Municipalities, would supersede any requirement to continue the current Subdivision Code of Johnson City, whether it be enacted prior to or after the vote for dissolution.

- b. **Zoning**: The Municipalities agree that the Village’s code section pertaining to zoning, Chapter 274, “Zoning”, will specifically be continued by the Town in the area covered by the boundaries of the former Village, for a minimum of two years after the Village dissolves on January 1, 2011. Notwithstanding the above, should the municipalities of the Town of Union, Village of Endicott, and the Village of Johnson City enact a “Unified Zoning Code” which is currently under consideration, then said adoption of said “Unified Zoning Code” by the Municipalities would supersede any requirement to continue the current Zoning Code of Johnson City, whether it be enacted prior to or after the vote for dissolution. The parties acknowledge that the “Unified Zoning Code” is currently scheduled to be adopted in the fall of 2010.

- 5. **Previous Land Use Determinations of the Village**: Both Municipalities agree that in the event of dissolution of the Village, all previous land use determinations and or approvals by the Johnson City Planning Board, Johnson City Zoning Board of Appeals and/ or Village Board of Trustees, including but not limited to use variances, area variances, site plans, special permits and subdivision approvals, shall be considered legal pre-existing nonconforming (‘grandfathered’) uses by the Town.

6. **Term of Agreement:** The terms of this Agreement shall expire on the first of either such events (a) the happening of dissolution of the Village of Johnson City, midnight on December 31, 2010, or (b) when superseded by a new Intermunicipal Agreement regarding similar terms.

7. **Board Approval.**

a) Mayor Dennis Hannon has executed this Memorandum of Understanding pursuant to a resolution adopted by the Board of Trustees of the Village of Johnson City, at a meeting thereof held on _____, 2009. Dennis Hannon, as Mayor, whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an agreement on behalf of the Village. This instrument shall be executed in triplicate. At least one copy shall be permanently filed, after execution thereof, in the office of the Village Clerk, Johnson City.

b) Supervisor John M. Bernardo has executed this Memorandum of Understanding pursuant to a resolution adopted by the Town Board of the Town of Union, at a meeting thereof held on _____, 2009. John M. Bernardo, as Supervisor, whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an agreement on behalf of the Town. This instrument shall be executed in triplicate. At least one copy shall be permanently filed, after execution thereof, in the office of the Town Clerk, Endwell.

IN WITNESS WHEREOF, the Village of Johnson City has caused its corporate seal to be affixed hereto and these presents to be signed by Dennis

Hannon, its Mayor, duly authorized to do so, and to be attested to by Jennifer Kakusian, Village Clerk; and the Town of Union has caused its corporate seal to be affixed hereto and these presents to be signed by John M. Bernardo, Supervisor, duly authorized to do so, and to be attested to by Gail L. Springer, Town Clerk

Attest:

Village of Johnson City

By:_____

Jennifer Kakusian, Village Clerk

Dennis Hannon, Mayor

Attest:

Town of Union

By:_____

Gail L. Springer, Town Clerk

John M. Bernardo, Supervisor

STATE OF NEW YORK :
COUNTY OF BROOME : ss.:

On this _____2009, before me, the subscriber, personally appeared Mayor Dennis Hannon who, being by me duly sworn, deposes and says: That he is the Mayor of the Village of Johnson City, the municipal subdivision of the State of New York named in and which executed the above and within Instrument; that he knows the seal of said Johnson City and that the seal affixed to said Instrument is the seal of the village; that it was so affixed by the order of the Village Board of Trustees of the village, and that he signed his name thereto by like order;

And on the same day before me personally came and appeared Jennifer Kakusian, Clerk of the Village of Johnson City, who, being by me duly sworn, deposes and says: That she is the Clerk of the village; that she knows the seal of said village and that the seal affixed to said Instrument is the seal of the village; that it was affixed by order of the Village Board of Trustees; that said Dennis Hannon is the Mayor of said village and that the signature on said Instrument is the signature of said Dennis Hannon, as Mayor.

Notary Public

My commission expires _____

STATE OF NEW YORK :
COUNTY OF BROOME : ss.:

On this _____2009, before me, the subscriber, personally appeared Supervisor John M. Bernardo who, being by me duly sworn, deposes and says: That he is the Supervisor of the Town of Union, the municipal subdivision of the State of New York named in and which executed the above and within Instrument; that he knows the seal of said Town of Union and that the seal affixed to said Instrument is the seal of the Town; that it was so affixed by the order of the Town Council of the town, and that he signed his name thereto by like order;

And on the same day before me personally came and appeared Gail L. Springer, Clerk of the Town of Union, who, being by me duly sworn, deposes and says: That she is the Clerk of the town; that she knows the seal of said town and that the seal affixed to said Instrument is the seal of the town; that it was affixed by order of the Town Council; that said John Bernardo is the Supervisor of said Town and that the signature on said Instrument is the signature of said John M. Bernardo, as Supervisor.

Notary Public

My commission expires _____

Exhibit A

Summary of the Comparison of Johnson City’s Code (“Village”) with Town of Union’s Code (“Town”)

Johnson City’s Code Provision to be Compared:	Highlights of Johnson City’s Code Provisions:	Notes on Comparison with Town of Union:	Priority (Code Sections that should be continued):
1. Chapter 9- Defense and Indemnification	<ul style="list-style-type: none"> • Provides legal defense and indemnification of judgments against employees of the Village pursuant to § 18 of the Public Officers Law 	Nothing Similar	High priority- unless Town has similar local law or resolution
2. Chapter 10- Empire Zone	<ul style="list-style-type: none"> • The City of Binghamton acts on Village’s behalf and submits to the Commissioner of Economic Development for the State of NY an application for the creation of an Empire Zone • Village then provides local tax and other incentives to qualifying businesses within the Zone 	<p><u>Chapter A210: Empire Zone</u></p> <p>Very similar legislation in Town.</p>	Low priority- Town has very similar legislation, Town uses same maps.
3. Chapter 15- Ethics	<ul style="list-style-type: none"> • Addresses Village employees or officers and: <ol style="list-style-type: none"> a) Gifts b) Confidential Information c) Representation before one’s agency d) Representation before any agency for a contingent fee e) Disclosure of interest in legislation f) Investments in conflict with official duties g) Private employment h) Future employment 	<p><u>Chapter 31: Code of Ethics</u></p> <p>Town has extensive legislation on Ethics</p> <p>Aimed at avoiding conflicts of interest. “A conflict or a potential conflict exists whenever an officer or employee has an interest, direct or indirect, which conflicts with his or her duty to the Town or which could adversely</p>	Low priority- Town has very similar legislation, even more extensive than the Village’s

		<p>affect an individual's judgment in the discharge of his or her responsibilities”</p> <p>Sets up a mandatory reporting requirement</p> <p>Board of Ethics</p> <p>Penalties</p>	
4. Chapter 51- Administration of Parks and Recreation	<ul style="list-style-type: none"> Establishes a Recreation Commission which shall establish and direct athletic and recreational programs in parks, playgrounds and neighborhood recreation centers 	<p><u>Chapter 12: Boards Commissions and Councils</u></p> <p>Has a Parks and Recreation Commission</p> <p>Established under Chapter 12, Article II</p>	<p><u>Low priority-</u> Town has very similar legislation</p>
5. Chapter 84- Adopt-A-Road-and-Lot Program	<ul style="list-style-type: none"> Establishes procedure for allowing volunteers to adopt a road or lot. 	<p>Nothing Similar</p>	<p><u>Medium priority-</u> The Town may have an interest in allowing volunteers to continue maintaining public spaces</p>
6. Chapter 88- Alarms	<ul style="list-style-type: none"> Law designed to discourage and minimize false alarms when caused by human error or malfunction of equipment Requires emergency alarms to be adequately maintained Establishes a false alarms fine schedule Establishes an Alarm review board 	<p>Nothing Similar</p>	<p><u>Medium priority-</u> Town may wish to continue or adopt similar legislation.</p>
7. Chapter 92- Alcoholic Beverages	<ul style="list-style-type: none"> Prohibits possession of an open container No personal shall consume alcoholic beverages in public place unless a permit or license has been issued 	<p>Nothing Similar</p> <p>However, State Vehicle and Traffic Law does</p>	<p><u>Medium priority-</u> Town may wish to continue or adopt similar</p>

		prohibit open containers while on roads (Vehicle and Traffic Law § 1227)	legislation.
8. Chapter 96- Animals	<ul style="list-style-type: none"> • Defines livestock, and exotic animals • Requires permits for the housing of livestock, fowl and poultry and exotic animals • Establishes the amount of the permit and how often an applicant needs to get a new permit (yearly basis) • Allows for inspection of the premises where the animal is kept, done by Building Inspector jointly with Health Officer 	<p><u>Animals:</u> <u>Chapter 71</u></p> <ul style="list-style-type: none"> • Provisions all geared towards <u>dogs</u> • Title of article is the Dog Control Law of the Town of Union 	<u>Medium priority-</u> Town may wish to continue or adopt similar legislation.
9. Chapter 100- Antennas	<ul style="list-style-type: none"> • No person shall install any television aerial or antenna in excess of 10 feet in height without first having obtained a permit from the Building Inspector • Excludes aerials or antennas used for broadcasting purposes • Provides specifications for construction and maintenance • Allows for penalties 	Nothing Similar	<u>Low priority-</u> There is no similar legislation but the Town could regulate through its zoning ordinance.
10. Chapter 104- Auctions	<ul style="list-style-type: none"> • Provides specification as to how to apply for an auctioneer's licenses (application, bond, fee) • Specifications for the application to hold a public auction • Specifications of the sale • Extensive code provision 	Nothing Similar	<u>Medium priority-</u> Town may wish to continue or adopt similar legislation.
11. Chapter 108- Bicycles	<ul style="list-style-type: none"> • Provides for safe operation of a bicycle • Rights of way/ yielding • No riding on sidewalk in business sections of Village • No person 12 years or more (other than newsboys on delivery routes) shall ride on sidewalk • Prohibits riding bicycles in any public park or playground 	<p><u>Chapter 148:</u> <u>Parks:</u></p> <p>No person shall use any portion of the park for purposes of way except drives, roadways, paths, walks and trails established for such purposes.</p>	<u>Medium priority-</u> Town may wish to prohibit use of bikes on sidewalks.
12. Chapter 110- Bingo	<ul style="list-style-type: none"> • Lawful for any authorized organization (as defined in General Municipal Law, Article 14-H, Section 476) upon obtaining license to conduct bingo game (even on Sunday) • Sunday Games- start no earlier than 12, noon 	<p><u>Chapter 79:</u> <u>Bingo and</u> <u>Games of</u> <u>Chance:</u></p> <p>Very Similar to</p>	<u>Low priority-</u> as there is very similar legislation in Town

	<ul style="list-style-type: none"> No prize shall exceed the sum or value of \$250 No series of prizes shall aggregate more than \$1000 	<p>Village, except:</p> <p>No prize shall exceed the sum or value of \$1000</p> <p>No series of prizes shall aggregate more than \$3000</p>	
13. Chapter 117- Numbering of Buildings	<ul style="list-style-type: none"> Purpose is to aid in 911 responses Allows Building Inspector to oversee the numbering of buildings Provisions for size and display Provisions for non-compliance 	<p>Nothing Similar</p> <p>However it is covered by State Code (except for the numbering of apartments)</p>	<p>Medium priority- Town may wish to continue or adopt similar legislation for the numbering of apartments.</p>
14. Chapter 118- Unsafe Buildings	<ul style="list-style-type: none"> Investigation and Report must be completed by Village Notice provisions Service of Notice Provides for a hearing by Board → demolition or removal of structure Removal of building where there is costs in excess of \$20,000 → competitive bidding 	<p>Chapter 88: Buildings Unsafe:</p> <p>Almost identical, except that in the removal of a building where there is costs in excess of \$10,000 → Competitive bidding</p>	<p>Low priority- as there is very similar legislation in Town</p>
15. Chapter 124- Circuses, Carnivals and Amusements	<ul style="list-style-type: none"> Licenses required for circuses, theaters and exhibitions Licenses Fee Schedule Board Approval needed for carnivals, road shows or similar amusements License required for billiard & pool rooms, bowling alleys and shooting galleries Hours of operation- regulation for Sundays Unlawful for unaccompanied minors to frequent billiard and pool rooms 	<p>Chapter 68: Amusements:</p> <p>Permits required for certain performances</p> <p>Bond and fee requirements</p> <p>Public hearings</p>	<p>Low priority: there is enough similar legislation that there would not be a huge gap, but if billiards, pool rooms, bowling alleys and shooting galleries are problematic, may want to consider enacting similar legislation.</p>

		Penalties for offenses	
		NOTHING on billiard, pool rooms, bowling alleys and shooting galleries	
16. Chapter 136- Drainage and Watercourses	<ul style="list-style-type: none"> References to NY's Environmental Conservation Law Permit required to stop, fill up, confine, pave, allow obstruction to accumulate... Application process Oversight by Superintendent of Public Works Village Engineer to receive notice Details fees and costs associated therewith 	<p><u>Chapter 102: Drainage:</u></p> <p>VERY similar</p> <p>Permit required</p> <p>Application process</p>	<p><u>Low priority-</u> as there is very similar legislation in Town</p>
17. Chapter 138- Drug-Free School Zones	<ul style="list-style-type: none"> Police Chief may procure & place signs in drug free zones giving notice that the area is a drug free zone & stating that violators will be prosecuted to the fullest extent of the law 	Nothing Similar	<p><u>Medium priority:</u> Nothing similar, but recommended.</p>
18. Chapter 140- Electrical Standards	<ul style="list-style-type: none"> General Provisions (Enforcement, Installation standards, Permits, Inspections, ect.) Article II: Board of Electrical Examiners Article III: Examination and licensing of electricians 	<p><u>Chapter 106: Electrical Standards:</u></p> <p>Nothing on licensing</p>	<p><u>High priority-</u> as there is no similar legislation, especially when it comes to licensing</p>
19. Chapter 146- Civilian Fingerprinting	<ul style="list-style-type: none"> Police Department upon application and payment of fee (\$15) shall provide fingerprinting for civilians and others who are not members of the police department 	Nothing Similar	<p><u>Medium priority-</u> Town may wish to continue or adopt similar legislation.</p>
20. Chapter 148- Fire Prevention	<ul style="list-style-type: none"> Details use of fire equipment outside Village Limits Open Fires (enforcement and penalties) Detailed Fire Prevention provisions 	<p>Nothing Similar</p> <p>But County regulates open</p>	<p><u>Medium Priority:</u> Town may wish to adopt if there are</p>

		burning and State Code covers some topics	gaps in State or County legislation.
21. Chapter 154- Storage of Flammable Gases	<ul style="list-style-type: none"> • Applies to storage & handling of compressed liquefied petroleum or other flammable gases • Permits • Oversight • Adopts standards of National Fire Protections 	Property Maintenance Sect 155(F)(8)- no storing of combustible liquids State code also covers some portion	Medium Priority: Town may wish to adopt if there are gaps in State or County legislation.
22. Chapter 162- Games of Chance	<ul style="list-style-type: none"> • Regulation for conduct of games • Sundays (12 noon- 12 midnight) 	Chapter 79: Bingo & Games of Chance: Very Similar (Sun 12-12)	Low priority- as there is very similar legislation in Town
23. Chapter 166- Housing Standards	<ul style="list-style-type: none"> • VERY Comprehensive • Article I: General Provisions • Article II: Administration & Enforcement • Article III: Appeals Board • Article IV: Minimum Standards • Article V: Light Ventilation & Heating • Article VI: Space Use & Location requirements • Article VII: Rooming Houses • Article VIII: Maintenance Requirements • Article IX: Responsibilities of Owners & Occupants 	New York State Uniform Code covers most except for the registration of rental units (Town may be considering legislation already.)	Medium priority- Recommendation that Town consider legislation regarding the registration of rental units.
24. Chapter 172- Licensed Occupations	<ul style="list-style-type: none"> • VERY Comprehensive • Article I: Regulations governing license applications (includes form of application) • Article II: Pawnbrokers • Article III: Dealers in Secondhand Goods 	Nothing Similar	Medium priority- Town may wish to continue or adopt similar legislation.
25. Chapter 176- Mobile Home	<ul style="list-style-type: none"> • Requires a license for an initial mobile home park 	Nothing Similar	Medium priority- Town

<p>Parks</p>	<ul style="list-style-type: none"> • Form and content of an application • Subject to site plan review • Minimum requirements • Registration of park occupants • Supervision of park 		<p>may wish to continue or adopt similar legislation. Same objectives could possibly be achieved through a zoning ordinance.</p>
<p>26. Chapter 180- Notification of Defects</p>	<ul style="list-style-type: none"> • Prior notice required prior to the commencement of a civil action to be maintained against the Village • Given to the Village Clerk • Then there must have been a failure on behalf of the Village to address the issue after the receipt of the notice 	<p>Chapter 178 (Streets and Sidewalks): Article IV: Notification of Defects</p>	<p>Low priority- as there is very similar legislation in Town</p>
<p>27. Chapter 184- Outdoor Wood burning Furnaces</p>	<ul style="list-style-type: none"> • Construction and operation of Outdoor Wood Burning Furnace <u>prohibited</u> • Grandfather provision for pre-existing furnaces • Provisions relating to the abandonment of furnaces 	<p>Chapter 144: Outdoor Furnaces:</p> <p>Allowed on a minimum 3 acre parcel</p> <p>Setback requirements</p>	<p>Low priority- Town's ordinance would prohibit outdoor wood burning furnaces on most Village parcels.</p>
<p>28. Chapter 188- Parks and Recreation Areas</p>	<ul style="list-style-type: none"> • No person shall drive a motor vehicle, motorcycle, snowmobile or any similar vehicle on any public playground or recreation centers excepting official or emergency vehicles... 	<p>Chapter 148: Parks:</p> <p><i>Very Extensive!</i></p> <p>Provisions regarding</p> <ul style="list-style-type: none"> • Preservation of property • Disposal of rubbish • Weapons & explosives • Harassment • Disorderly 	<p>Low Priority: Town's legislation is much more extensive</p>

		conduct <ul style="list-style-type: none"> • Camping • Traffic regulations • Dogs • Fishing • Swimming, ect 	
29. Chapter 192- Peace and Good Order	<ul style="list-style-type: none"> • VERY Comprehensive • Abandoned iceboxes & refrigerators • Conduct at the scene of fire • Curfew for minors (16 years and under-10pm unless with parent) • Discharge of firearms and explosives • Disorderly conduct • Distributing drugs for advertising purposes • False fire alarms • Injury to property • Interfering with public work • Music in public places • Obscene writing pictures or marks • Obstructing fire hydrants • Public intoxication • Rendering assistance at fires • Resting or obstructing officers in performance of duties • Swimming and bathing (no skinny dipping) 	Nothing Similar	<u>Medium priority:</u> Town may wish to continue or adopt similar legislation.
30. Chapter 196- Peddling and Soliciting	<ul style="list-style-type: none"> • Requires the licensing of vendors, hawkers, peddlers, salesmen, canvassers and solicitors who go door to door • Prohibits certain conduct when soliciting • More descriptive than Town's provisions 	<u>Chapter 151: Peddling, Soliciting & Transient Merchants:</u> similar Less detail in application form	<u>Low priority-</u> as there is very similar legislation in Town

		Does provide exceptions for service clubs and Avon, Mary Kay & Tupperware, ect.	
31. Chapter 200- Plumbing Code	<ul style="list-style-type: none"> • VERY Extensive • General Provisions • Article II: Examination, Licensing and Registration of Plumbers • Article III: Installation standards 	Nothing Similar	High priority- as there is no similar Town legislation.
32. Chapter 204- Pornography	<ul style="list-style-type: none"> • Sale to minors prohibited • Provides for penalties 	Nothing Similar	Low priority- as there is very similar State legislation <i>Article 235 of NY Penal Code</i>
33. Chapter 206- Property and Building Nuisances	<ul style="list-style-type: none"> • Provisions aimed at stopping the use or altercation of residential and commercial property in flagrant violation of the building code, zoning regulations, health laws, penal laws, regulating obscenity, prostitution, and related conduct, gambling, controlled substances and dangerous drugs, possession of stolen property & licensing laws 	Chapter 141: Nuisances: VERY similar	Low priority- as there is very similar legislation in Town.
34. Chapter 208- Property Maintenance	<ul style="list-style-type: none"> • Regulations regarding property maintenance • Section regulating junked vehicles 	Chapter 155: Property Maintenance: More extensive than Village's provisions. New York State Uniform Code covers most issues except no provision for dealing with junked vehicles	Medium priority: Recommend that the Town consider enacting a provision to deal with Junked Vehicles.
35. Chapter 214- Public Access to Records	<ul style="list-style-type: none"> • In accordance with NY's Public Officer's Law • Article I: General Provisions • Article II: Records, Retention and Disposition Schedules 	Chapter 159: Records:	Low priority- as there is very similar legislation in Town

		VERY similar	
<p>36. Chapter 222 Sewers and Sewage Disposal</p>	<ul style="list-style-type: none"> • VERY Comprehensive • Part I: General Provisions (sewer rents) • Part II: Joint Sewage Treatment Plant • Part III: Sewer Use Regulations • Article III: Definitions • Article IV: Joint Sewage Board • Article V: Administrative Procedures • Article VI: Restrictions and Limitations on Use of the Joint Sewage Treatment Plant • Article VII: Industrial Wastewater Pretreatment Program • Article VIII: Industrial Wastewater surcharge • Article IX: Enforcement; Penalties • Article X: Definitions • Article XI: General Provisions • Article XII: Use of Public Sewers • Article XIII: Building Sewers and Connections • Article XIV: Private Disposal Systems • Article XV: Restrictions and Limitations on Use of Public Sewers • Article XVI: Industrial Wastewater Discharges • Article XVII: Enforcement; Penalties for Offenses 	<p>Chapter 165: Sewers:</p> <p>Detailed (just not to the same level as the Village's)</p> <p>Definition Section</p> <p>Use of Public Sewer Required (where available)</p> <p>Building Sewers and Connections</p> <p>Use of Public Sewers</p> <p>Protection from Damage</p> <p>Industrial Pretreatment Program- Village of Endicott</p> <p>Industrial Pretreatment Program— Binghamton – Johnson City Joint Sewage Treatment Plant Service Area</p>	<p>High priority- Because of the Joint Sewage Treatment Plant, the Town would need to incorporate the Village's provisions.</p>

		General Provisions	
37. Chapter 226- Signs and Billboards	<ul style="list-style-type: none"> • Provides for the permitting of signs and billboards • Details the application process and the permit fees • Bond Required • Record keeping of permits • Expiration of permits and the Revocation of permits 	<p>Nothing Similar</p> <p>(Placement, ect, regulated by Zoning Ordinance.)</p>	Medium priority- for permits and licensing
38. Chapter 236 Solid Waste	<ul style="list-style-type: none"> • VERY Comprehensive • Details collection and removal • Garbage receptacles • Disposal practices- prohibited practices • Fees 	<p>Chapter 174: Solid Waste:</p> <p>Town does have restrictions, provision on Construction and demolition debris, and Penalties for offenses</p> <p>NOT at the same level as Village</p>	High priority- as there is not the same detailed legislation in the Town
39. Chapter 237 Storm Sewers	<ul style="list-style-type: none"> • VERY Comprehensive • Purpose is to regulate non-stormwater discharges to the municipal separate storm sewer system to the maximum extent practicable as required by federal and state law • Illicit discharges, activities and connections • Notification of spills • Penalties for offenses • Injunctive relief and alternative remedies 	<p>Chapter 134: Illicit Discharges, Activities and Connections to Storm Sewers:</p> <p>Very similar legislation</p>	Low priority- as there is very similar legislation
40. Chapter 238 Stormwater Management and Erosion and Sediment Control	<ul style="list-style-type: none"> • VERY Comprehensive • Article I: Findings of Fact; Purpose; Statutory Authority; Applicability; Exemptions; • Article II: Stormwater Control • Article III: Administration and Enforcement 	<p>Chapter 171: Erosion and Sediment Control:</p> <p>VERY similar, almost (but not</p>	Low priority- as there is very similar legislation in Town

		quite) identical	
41. Chapter 240- Streets and Sidewalks	<ul style="list-style-type: none"> • VERY Comprehensive • Article I: General Provisions • Prohibits certain conduct in streets and sidewalks • 28 provisions aimed at safety concerns in the streets and sidewalks • Article II: Street Excavations and Disturbances • Permit required • Insurance considerations • Fees • Safety concerns • Penalties 	Chapter 178: Streets and Sidewalks <ul style="list-style-type: none"> - Sidewalk construction - Excavations and disturbances - Parking during snow emergencies - Notification of Defects - Snow and Ice Removal 	<u>Medium priority</u> - Town may wish to incorporate Village's General Provisions
42. Chapter 244- Subdivision of Land	<ul style="list-style-type: none"> • Article I: Title; Definitions • Article II: General Provisions (procedural requirements, application, fee, responsibilities of subdivider, standards and requirements) • Article III: Planning Board • Article IV: Village Board • Article V: Enforcement 	Chapter 181: Subdivision of Land: <p><i>VERY</i> comprehensive in comparison to Village's</p> <ul style="list-style-type: none"> - General Provisions - Definitions - Sketch Plan - Preliminary Plan - Final Plan - Construction of Subdivision, Street acceptance - Design Standards - Waivers, Penalties and Amendments - Technical Specifications 	<u>Low priority</u> - as the Town has comprehensive legislation of their own
43. Chapter 250- Taxation	<ul style="list-style-type: none"> • Article I: Utilities Tax • Article II: Senior Citizens Exemption • Article III: Targeted business investment 	Chapter 184: Taxation:	<u>Medium Priority</u> : Town may want to

	<p>exemption</p> <ul style="list-style-type: none"> • Article IV: Duplicate Tax Bills and Notices • Article V: Infrastructure Exemption 	<ul style="list-style-type: none"> • Article I: Senior Citizens Exemption • Article II: Business Investment Exemption • Article II: Empire Zone Exemption • Article IV: Exemption for Disabled persons with limited income • Article V: Gold Star parents exemption 	<p>review and incorporate some provisions of Village Code</p>
<p>44. Chapter 264 Vehicles and Traffic</p>	<ul style="list-style-type: none"> • Article I: General Provisions • Article II: Traffic Regulations • Article III: Parking, Standing and Stopping • Article IV: Parking Meters • Article V: Removal and Storage of Vehicles • Article VI: Miscellaneous provisions • Article VII: Schedules 	<p>Chapter 191: Vehicles and Traffic</p> <ul style="list-style-type: none"> • Article I: Definitions • Article II: Traffic Control Devices • Article III: Delegation of Powers • Article IV: Traffic Control Signals • Article V: One-Way Roadways; Do not Enter • Article VI: Turning Movements • Article VII: Stop and Yield Intersections • Article IXS: Parking, Standing and Stopping • Article X: Removal and Storage of Vehicles 	<p>High Priority: Town should review Village provisions and incorporate provisions specific to Village.</p>

		<ul style="list-style-type: none"> • Article XI: Truck Exclusions • Article XII: Safety Zones • Article XIII: Penalties for offenses 	
45. Chapter 270 Water	<ul style="list-style-type: none"> • Article I: General Provisions • Article II: Service Connections and Meters • Article III: Rates and Charges • Article IV: Billing and Collection Procedures • Article V: Main Extensions • Article VI: Fire Services • Article VII: Temporary Service • Article VIII: Discontinuance of Service • Part 2: Payment of Water System Bonds • Article IX: General Provisions—levy and assessment of taxes for payment 	<p>Chapter 199: Water:</p> <ul style="list-style-type: none"> • Article I: General Provisions • Article II: Service Connections and Meters • Article III: Rates and Charges • Article IV: Billing and Collection Procedures • Article V: Main Extensions • Article VI: Fire Services • Article VII: Temporary Service 	<p>High Priority:</p> <p>Town should review Village provisions and incorporate provisions specific to Village.</p>
46. Chapter 272- Wellhead, Aquifer Recharge and Watershed Protection Zones	<ul style="list-style-type: none"> • Article I: Statement of Intent • Article II: Terminology • Article III: Overlaying of Zoning Districts • Article IV: General Requirements • Article V: Watershed Zone (Zone III) • Article VI: Aquifer Recharge Zone (Zone II) • Article VII: Wellhead Protection Zone (Zone I) • Article VIII: Public Hearing • Article IX: Zone Boundary Designation Procedure • Article X: Enforcement • Article XI: Violations • Article XII: Variances 	<p>Chapter 74: Aquifer Recharge and Watershed Protection Zones</p> <p>Very Similar</p>	<p>Low Priority:</p> <p>Low priority as the Town has similar legislation</p>

	<ul style="list-style-type: none">• Article XIII: Severability• Article XIV: Zoning Ordinance Amendment; Aquifer Protection Map• Article XV: Repealer• Article XVI: Effective Date		
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