

RESIDENTIAL PARKING PROGRAM

Chapter 127

RESIDENTIAL PARKING PROGRAM

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[HISTORY: Adopted by the Board of Trustees of the Village of Cold Spring 6-7-05 as L.L. No. 2005-02. Amendments noted where applicable.]

GENERAL REFERENCES

Vehicles and Traffic – see Ch. 126.

§ 127-1. Purpose and intent. [Added 11-08-2023 by L.L. 07-2023]

The Board of Trustees hereby finds that a residential parking permit system in certain areas of the Village of Cold Spring is necessary in order to preserve the character of the neighborhoods, improving access to residences and parking for Residents, and reducing traffic hazards, congestion, and air and noise pollution detrimental to the health, safety, and welfare of its Residents.

In addition, Residents of the central area of the Village of Cold Spring cannot reliably park their vehicles on the street near their homes because of heavy visitor traffic and commercial activities. In anticipation of the parking flow changes that will occur after the Village implements metered parking on Main Street, the Village expects visitors to look for free parking and additional parking areas on resident side streets and in public parking lots near Main St. The Village looks to direct visitor parking traffic to metered parking, metered municipal lots, and the Metro-North parking lot, and away from residential side

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streets. To improve street parking for these Residents, the Village establishes herein a residential parking permit system as authorized by New York State Vehicle and Traffic Law (§1640-H*2). Under the residential parking permit system, the residents of the area may purchase from the Village permits enabling them to park at specific times in resident-permit-only portions of streets where New York law allows such Residential Permit Parking. These additions were codified for the expansion of the previously adopted resident permit parking system to include east of the Metro North Tracks to 9D, in the New York State Vehicle and Traffic Law as §1640-h on October 9, 2015. This law shall take effect upon filing with the Secretary of State.

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§ 127-2. Definitions. [Added 11-08-2023 by L.L. 07-2023]

As used in this article, the following terms shall have the meanings indicated, unless the context clearly requires otherwise:

RESIDENT

Any individual currently using as their residence a home, condo, apartment, or other form of legal housing unit within the Village of Cold Spring who can provide adequate documentation for proof of residence within a Village tax parcel, in accordance with the provisions of this article.

RESIDENTIAL PERMIT PARKING (RPP)

Parking areas on public streets which, during specific hours of the day, only allow Resident permit holders to park, as posted on the area's street signage.

RESIDENT VEHICLE

A Village Resident's legally owned car, van, pickup truck, SUV, or any other motorized passenger vehicle used as a mode of transportation, not including buses, campers, mobile homes, boats, semi-trucks, delivery vans, or commercial trucks, with the exception of commercial trucks that are used as a Resident's personal vehicle as well.

§ 127-3. Legislative History. [Added 11-08-2023 by L.L. 07-2023]

A. Residential Permit Parking Area A: West of Metro-North Commuter Railroad. [Amended 7-20-21 by L.L. 15-2021]

1. The Village Board, acting upon the authority granted to it by the Legislature of the State of New York, under Article 39, Section 1640-h, Chapter 71 of the New York Vehicle and Traffic Law, signed into law by the Governor on September 9, 2003, adopted a residential parking plan for the area west of the railroad tracks within the limits of the Village.
2. Due to the limitations on available parking within the area of the Village between the Metro-North Commuter Railroad and the Hudson River, the Village has resolved to

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3. apply consistent parking limits by establishing and enforcing two (2) hour parking along the entire riverfront area. Such limits are intended to discourage long term parking by visitors and commuters. Furthermore, in order to support the Residents who live and work in the area during the day and to retain the character of the neighborhood and relieve them of the imposition of two (2) hour parking to a limited extent, Residential Permit Parking is established for the area west of the railroad tracks on Main Street, New Street, West Street, Fish Street and Market Street.

B. Residential Parking Permit Area B: East of Metro-North Commuter Railroad, west from Chestnut St./Morris Ave., south from Northern Ave. to north of Wall St./Rock St. [Added 7-20-21 by L.L. 15-2021]

1. The Village Board, acting upon the authority granted to it by the Legislature of the State of New York, under Article 39, Section 1640-h, Chapter 71 of the New York Vehicle and Traffic Law, signed into law by the Governor on September 25, 2015, hereby adopts a residential parking permit system for the area east of the Metro-North railroad tracks within the limits of the Village.
2. Due to the limitations on available parking on residential streets within the area of the Village between the Metro-North Commuter Railroad and New York State Route 9D, the Village has resolved to implement parking limits by establishing and enforcing a residential permit parking system which permits Residents who live on Fair Street, Furnace Street, Garden Street, High Street, Kemble Avenue from Main Street to Wall Street, Railroad Avenue, Stone Street, Church Street, Haldane Street, Rock Street, Cross Street, Main Street from Morris Avenue/ Chestnut Street to Lunn Terrace and Northern Avenue to apply for resident parking permits which would allow permitted Residents to park in any of the Residential Permit Parking areas listed in § 126-43. Schedule XIV: Resident Permit Parking. Such limits are intended to discourage parking by non-residents on those streets in designated areas during the designated hours.

§ 127-4. Resident Permit Parking Areas and Streets [Added 11-08-2023 by L.L. 07-2023]

Reference § 126-43. **Schedule XIV: Resident Permit Parking** for locations, days, and hours of parking restrictions in RPP areas. Hours and days of the week when Residential Permit Parking restrictions are in effect can also be found on street signage in the RPP areas and in the Master Fee Schedule.

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§ 127-5. Issuance of residential parking permits. [Added 11-08-2023 by L.L. 07-2023]

Eligibility. Residents of the Residential Permit Parking areas (listed above in § 127-3) are eligible to apply for up to two (2) permits per legal residential unit.

- A. Permit applications shall be administered by the Clerk of the Village of Cold Spring.
- B. Applicants must provide a valid driver's license, the vehicle registration of the applicant's Resident Vehicle, and, if their license and registration is not issued to the address of a legal residential unit within the Village of Cold Spring, two (2) additional documents providing legal proof of residence within the Village residential permit parking area, which can include a combination of any documents displaying the Resident's current address in the Village of Cold Spring, for example: a utility bill, property lease, a notarized letter from property landlord, voter registration card, Village of Cold Spring water or tax bill, etc.
- C. Residential parking permits shall be valid for the remainder of the calendar year in which they were issued. Such permits shall be renewed annually, in December, for the following calendar year beginning on January 1 of each year.
- D. Permits issued under this article shall be specific for a single Resident Vehicle, shall not be transferred, and shall be displayed only as described in this chapter. The permittee shall immediately notify the Village of any change or amendment from the information contained in the original application.
- E. A permitted Resident Vehicle issued a permit shall have affixed a valid residential parking permit on the lower back corner, of the back side window on the driver's side.
- F. If the permit or portion of the Resident Vehicle to which a permit has been affixed is damaged such that it must be replaced, the permittee, upon application therefor, shall be issued a replacement at a replacement fee as set forth in the Master Fee Schedule. The Clerk may require proof of the damaged or removed permit before a new permit is issued.

§ 127-6. Fees.

Fees for permits, when issued, are found in the Master Fee Schedule. The Village Board of Trustees will set the fee amount from time to time by adopting a resolution setting the fee in the Master Fee Schedule. Fees shall be pro-rated based upon the month in which the permit is issued. Any income generated through the fees shall be credited to the

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General Fund. [Amended 7-20-21 by L.L. 15-2021][Amended 11-08-2023 by L.L. 07-2023]

§ 127-7. Temporary Parking Permit: nonresident parking exception. [Added 11-08-2023 by L.L. 07-2023]

From time to time a Resident may have a home-service provider, contractor, or a guest come to the home requiring access to street parking for a temporary period of time. For those instances, a Resident may request a temporary parking permit from the Village Clerk. Temporary parking permits are a hang tag which should be displayed on the rear-view mirror of the visitor's vehicle. Such temporary parking permits are available on a limited basis for a limited time, as specified by the Clerk.

§ 127-8. Exemptions. [Added 11-08-2023 by L.L. 07-2023]

Motor vehicles registered pursuant to § 404-a (Registration of motor vehicles of severely disabled persons) of the New York State Vehicle and Traffic Law shall be exempt from any permit requirement established pursuant to this chapter.

§ 127-9. Enforcement. [Added 11-08-2023 by L.L. 07-2023]

The Cold Spring Police Department and mutual aid agencies shall enforce the provisions of this Chapter.

§ 127-10. Penalties for offenses. [Added 11-08-2023 by L.L. 07-2023]

Any person violating any provisions of this article of this chapter may be ticketed or have their vehicle towed and, upon conviction, be punished by a fine as detailed Ch. §126-23.