

RESOLUTION 2021-009

**Introducing Local Law No. 1 of 2021 Repealing Chapters 51 “Traffic Violations Bureau”,
72 “Bingo”, 122 “Games of Chance” and 190 “Solid Waste” of the Village Code**

At a meeting of the Village Board of Trustees of the Village of Millbrook (“Village Board”), held at the Village of Millbrook Village Hall on the 14th day of July, 2021, at 6:00 p.m., Village Mayor, Tim Collopy called the meeting to order, and _____, seconded by Trustee _____, moved the following resolution, to introduce the following proposed local law, to be known as Proposed Local Law No. 1 of 2021, entitled “A Local Law Repealing in their Entirety, and Removing from the Village Code, Chapters 51 ‘Traffic Violations Bureau’, 72 ‘Bingo’, 122 ‘Games of Chance’ and 190 ‘Solid Waste’” as follows:

BE IT ENACTED by the Board of Trustees of the Village of Millbrook as follows:

Section 1. Legislative intent: In conducting a review of the Village of Millbrook Village Code, the Village Board determined there are four (4) Chapters that are no longer applicable in the Village of Millbrook and therefore should be repealed and removed from the Village Code. Those four (4) Chapters are Chapter 51 “Traffic Violations Bureau”, Chapter 72 “Bingo”, Chapter 122 “Games of Chance” and Chapter 190 “Solid Waste”. Specifically, since the Village of Millbrook no longer has a Village Court, the Chapter of the Village Code establishing a “Traffic Violations Bureau” to assist the Village Court in the disposition of traffic violations, Chapter 51, is now obsolete and should be repealed in its entirety and removed from the Village Code. Since the Village no longer regulates Bingo or Games of Chance, and such activities are otherwise regulated as part of the general regulation of Outdoor Assembly, those Chapters of the Village Code, Chapter 72 “Bingo” and Chapter 122 “Games of Chance”, are now also obsolete and should be repealed and removed from the Village Code. Finally, since the Village no longer provides trash removal services to its residents and trash removal is provided by a private trash removal business, Chapter 190 “Solid Waste” is now obsolete and should be repealed and removed from the Village Code.

Section 2. The existing Chapter 51 “Traffic Violations Bureau” of the Village Code of the Village of Millbrook, and all sections and subsections contained therein, is hereby repealed in its entirety and removed from the Village Code.

Section 3. The existing Chapter 72 “Bingo” of the Village Code of the Village of Millbrook, and all sections and subsections contained therein, is hereby repealed in its entirety and removed from the Village Code.

Section 4. The existing Chapter 122 “Games of Change” of the Village Code of the Village of Millbrook, and all sections and subsections contained therein, is hereby repealed in its entirety and removed from the Village Code.

Section 5. The existing Chapter 190 “Solid Waste” of the Village Code of the Village of Millbrook, and all sections and subsections contained therein, is hereby repealed in its entirety and removed from the Village Code.

Section 6. This local law shall take effect as of the date of filing with the New York Secretary of State.

Trustee _____ advised the Board of Trustees that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this proposed local law. Trustee _____ offered the following resolution which was seconded by Trustee _____, who moved its adoption:

WHEREAS, on July 14, 2021, Trustee _____ introduced this local law for the Village of Millbrook, to be known as “A Local Law Repealing in their Entirety, and Removing from the Village Code, Chapters 51 ‘Traffic Violations Bureau’, 72 ‘Bingo’, 122 ‘Games of Chance’ and 190 ‘Solid Waste.’”

RESOLVED, that a public hearing be held in relation to the proposed local law as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Village Hall, 35 Merritt Avenue, Millbrook, New York, on August 11, 2021, at 6:00 o'clock, p.m., Prevailing Time, and that notice of said hearing shall be published in the official newspaper of general circulation in the Village of Millbrook, by the Village Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Board of Trustees of the Village of Millbrook will hold a public hearing at the Village Hall, 35 Merritt Avenue, Millbrook, New York on August 11, 2021 at 6:00 o'clock, p.m., on Proposed Local Law No. 1 of the Year 2021, entitled "A Local Law Repealing in their Entirety, and Removing from the Village Code, Chapters 51 'Traffic Violations Bureau', 72 'Bingo', 122 'Games of Chance' and 190 'Solid Waste.'"

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Village of Millbrook, at the Village Hall, 35 Merritt Avenue, Millbrook, New York between the hours of 8:00 a.m. to 12:00 p.m. and then between 1:00 p.m. to 3:00 p.m. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: Millbrook, New York
 July 14, 2021

SARAH J. WITT, VILLAGE CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

Mayor Collopy _____

Trustee Herzog _____

Trustee Contino _____

Trustee Arbogast _____

Trustee Anson _____

DATED: Millbrook, New York
July 14, 2021

SARAH J. WITT, VILLAGE CLERK
Village of Millbrook