

RESOLUTION No. 2021-017

Enacting 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 11th day of August, 2021, at 6:00 p.m., Village Mayor, Tim Collopy called the meeting to order, and _____, seconded by Trustee _____, moved the following resolution, to enact the following local law, to be known as 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:

WHEREAS, the following Local Law was introduced as Proposed Local Law No. 1 of 2021, by Resolution No. 2021-009, adopted at a regular meeting of the Village Board held on July 14, 2021; and

WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on August 11, 2021, on Local Law No. 1 of 2021; and

WHEREAS, the enactment of this Local Law is a Type II Action pursuant to the New York State Environmental Quality Review Act as it involves routine agency administration and management and therefore is exempt from environmental review; and

NOW THEREFORE, 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a review of the Village of Millbrook Village Code, the Village Board determined there are four (4) Chapters that are no longer applicable in the Village of Millbrook and therefore should be repealed and removed from the Village Code.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Bureau” to assist the Village Court in the disposition of traffic violations, Chapter 51, is now obsolete and should be repealed in its entirety and removed from the Village Code.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 Change, 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Chapters of the Village Code, Chapter 72 “Bingo” and Chapter 122 “Games of Chance”, are now also obsolete and should be repealed and removed from the Village Code.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.

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
August 11, 2021

SARAH J. WITT, VILLAGE CLERK
Village of Millbrook