Local Law Filing NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)
Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Proposed Local Law F of 2026 Amending Chapter 186, the "Vehicles, Abandoned" Chapter of the Code of the Village of Penn Yan.

Be it enacted by the Board of Trustees of the Village of Penn Yan, in the County of Yates, as follows:

SECTION 1. SHORT TITLE

This Local Law shall hereafter be known as the "Amendment of Chapter 186, 'Vehicles, Abandoned' of the Code of the Village of Penn Yan of 2026"

SECTION 2. LEGISLATIVE FINDINGS AND INTENT

There having been litigation pending with respect to motor vehicle storage and /or repair work for such motor vehicles on Champlin Avenue, the Board of Trustees determines that regulations contained in Section 186-2, "Enforcement", of Chapter 186, "Vehicles. Abandoned" of the Village Code be amended as pertains to premises granted a New York State Motor Vehicle Repair Shop License. As hereinafter required the provisions hereof shall not be repealed or amended except as provided herein.

SECTION 3. LEGISLATIVE AUTHORITY

This Local Law is adopted pursuant to the provisions of the Municipal Home Rule Law (MHRL) of the State of New York.

SECTION 4. PROVISIONS

Section 182-2 "Enforcement" of Chapter 186, "Vehicles, Abandoned" of the Code of the Village of Penn Yan is amended by adding the following subsections thereto:

C. The provisions hereof shall not be enforceable against lots and/or parcels of real property upon which business is conducted pursuant to and in compliance with a New York State Motor Vehicle Repair Shop License.

D. Subsection "C" hereof is adopted as a condition of a "So Ordered Stipulation and Settlement Agreement" and shall constitute a Court Order in the Special Proceeding/Actions each entitled "Douglas G. Marchionda against the Board of Trustees of the Village of Penn Yan", assigned Index No. 2024-5161 and Index No. 2025-5353 respectively in the Supreme Court of the State of New York, County of Yates. Accordingly, sub-section "C" hereof may not be repealed or amended without the written consent of Douglas G. Marchionda or by Order of a Court of competent jurisdiction with respect hereto.

SECTION 5. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing in the office of the Secretary of State of the State of New York, subsequent to having been duly adopted by the Board of Trustees of the Village of Penn Yan.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only)

I hereby certify that the local law annexed hereto, designated as Local Law No of the year 2026. was duly passed by the Board of Trustees of the Village of Penn Yan on , in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

_____
Holly Easling, Clerk/Treasurer

(SEAL) Date: 2026

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality)

STATE OF NEW YORK)
COUNTY YATES) ss:

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

_____
Edward J. Brockman, Village Attorney

Village of Penn Yan

Date: 2026