

Chapter 132
VEHICLES AND TRAFFIC

§ 132-1. Purpose.

§ 132-4. Removal and storage of vehicles.

§ 132-2. No parking zones.

§ 132-5. Penalties for offenses.

§ 132-3. Snow and emergency parking regulations.

[HISTORY: Adopted by the Town Board of the Town of Rochester 12-6-1984 by L.L. No. 9-1984. Amendments noted where applicable.]

§ 132-1. Purpose.

The purpose of this chapter is to provide regulations regarding parking on certain roads in the Town of Rochester, and further providing for parking regulations for snow and other emergencies.

§ 132-2. No parking zones.

Except when necessary to avoid conflicts with other traffic or in compliance with direction of a police officer or traffic control devise, if any, there shall be no parking, stopping or standing in the following locations within the Town of Rochester at any time unless specifically noted otherwise:

Name of Street	Side	Location
Upper Cherrytown Road	Both	Property owned by Camp Rav Tov
Granit Road	East	From the entrance of The Granit Hotel along the entire hotel property to the boundary of the Granite Estates
Hole 32 Road	Both	For its entire length from the Granit Road to the terminus of Hole 32 Road
Main Street	South	From Route 209 to the intersection of Main Street and the Granit Road

§ 132-3. Snow and emergency parking regulations.

- A. Snow regulations. It is hereby found and declared to be in the best interest and welfare of the general public to expedite the removal of snow, reduce driving hazards and to ensure open roads for the movement of emergency vehicles during snowstorms, flood, serious fire and other extreme public emergency.
- (1) During the period between November 15 of each year and April 15 of the following year, all parking is prohibited on every road, street or highway in the Town of Rochester from 12:00 midnight until 8:00 a.m.
 - (2) Parking by local merchants or delivery trucks immediately in front of a place of business within the town for temporary purposes, such as loading and unloading, is excepted from the provisions herein so long as such parking does not interfere with said snow removal procedures.
- B. Declaration of emergency. The Supervisor of the town may declare a state of emergency in cases of flood, serious fire or other extreme public emergency whenever conditions resulting therefrom create a dangerous driving condition within the town. During the existence of such emergency, no vehicle shall be parked or abandoned upon that portion of the road, street or highway within said town affected by the conditions resulting from flood, serious fire or other extreme public emergency.
- C. Removal of vehicles. Any vehicle parked or abandoned in violation of the provisions of this section shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and may be removed and impounded as hereinafter provided.

§ 132-4. Removal and storage of vehicles.

- A. Removal authorized. Any vehicle parked or abandoned on any road, street or highway within said town during a snowstorm, flood, fire or other public emergency; or found unattended on any road, street or highway where said vehicle constitutes an obstruction to traffic; or found unattended on any such road, street or highway where stopping, standing or parking of vehicles is prohibited may be removed by any Town of Rochester constable or by any employee or agent of the town duly designated by the Supervisor or Town Clerk. Such removal by the town shall be done without incurring any liability for damages to the vehicle, provided that reasonable care has been taken in its removal.
- B. Storage. After removal of any vehicle as provided in this section, such vehicle may be stored at a place designated by any constable or by the Supervisor or Town Clerk to be there held until the owner or operator of such vehicle shall call for and remove the same.
- C. Payment of charges. Prior to removal from such storage, the owner or operator of such vehicle shall pay to the tow truck owner or operator the amount of all reasonable charges and expenses actually and necessarily incurred in such removal from such road, street or highway. However, if such vehicle is not claimed within 90 days of removal from such road, street or highway, then the tow truck owner or operator may present to the Town Clerk a statement of charges actually and necessarily incurred in such removal from such street or highway, not to exceed the sum of \$35. Any other charges incurred as a result of

the above action will be levied against the owner or operator of such vehicle by the tow truck owner or operator, and the town shall not be responsible therefor.

- D. Notice. The Town Clerk shall without delay report to the Supervisor and the Town Board the removal and disposition of any vehicle as provided in this section and also shall notify the owner or operator of any such vehicle removed, if the name of such owner or operator can be ascertained, of the removal and disposition of any such vehicle and of the amount required to be paid before the same shall be removed from storage.

§ 132-5. Penalties for offenses.

Every person convicted of a traffic infraction for a violation of any part of this chapter which is not a violation of any part of the New York State Vehicle and Traffic Law shall be punishable by a fine not to exceed \$50. Any parking ticket or complaint on such violation shall not require the verification thereof so long as the person issuing the same affirms it under penalties of perjury.