

Village of Avoca
Local Law #2 of 2024

Handicap Parking – Amended March 13, 2025

A Local Law entitled “Handicap Parking Designation in the Village of Avoca” shall be enacted by the Village Board of Trustees for the Village of Avoca as follows:

Article I

§1 Title.

This chapter shall be known as the "Handicap Parking Designation in the Village of Avoca" and may be referred to in this chapter as the "Handicap Parking" .

§2 Purpose.

The purpose of this chapter is to provide for the public health, safety and welfare; to avoid, eliminate and minimize hazards to public and safety; for those individuals who have been designated and permitted to use Handicap Parking Permits under the laws of the State of New York. This law is intended to designate the Handicap Parking Spaces at the municipal locations and along the designated streets located within the Village of Avoca. This local law in no way or purpose designated Handicap Parking Spaces at privately owned businesses or other locations.

§3 Establishment of Handicap Parking Spaces.

- A. For the specific purpose of this local law, the following outline, whenever used herein or referred to in this law, shall have the respective meanings given to them hereunder, unless a different meaning clearly appears from the context in any law of the State of New York:
- B. The set standards for parking lots and requires a minimum number of disabled parking spots, dependent on the size of the parking lot. These ADA parking space requirements in general are:
 - 1. Parking lots with 1 to 25 spaces: 1 designated handicap parking spot
 - 2. Parking lots with 26 to 50 spaces: 2 designated handicap parking spots
 - 3. Parking lots with 51 to 75 spaces: 3 designated handicap parking spots
- C. Handicap parking spaces must be in a location in a parking lot that provides the most accessible route to the entrance of the building. They must also be close to the entrance to make the distance required to travel from the vehicle to the doors the shortest route possible.

D. Handicap parking spots must be of a certain size:

1. A minimum of eight (8) feet wide, with an aisle space adjacent to them that is also a minimum of five (5) feet wide.
 2. A handicap parking space for a van must be at least eleven (11) feet wide, and there must be an accessible path from the aisle to the accessible entrance of the building.
- E. The parking space requirements also have specifics for parking signs in relation to disabled parking spots. All spots must be properly designated with the “International Symbol of Access” – the standard white-and-blue image of a person in a wheelchair.
- F. Signs must also be at least five feet off the ground, and if meant to denote a van-accessible space, this must be indicated on the sign. Access aisles are to be marked with diagonal lines.

§3 Locations of Establishment Handicap Parking Spaces.

- A. For the specific purpose of this local law, the Village of Avoca will hereby establish municipal handicap parking spaces at the following locations. As previously stated, the Village of Avoca does not establish or maintain any handicap parking spaces on privately owned property or locations under the designated control of the Village Board of Trustees.
- B. Therefore, municipal handicap parking spaces are hereby designated in the following locations at the municipal owned locations and along the designed Village Streets in the outlined right ways within the Village of Avoca:
1. Village Hall 3 Chase Street Avoca, NY 14809
One (1) handicap parking space shall be located in the municipal parking lot to the north side of the Village Hall at the location closest to the building’s main entrance.
One (1) handicap parking space shall be located in the municipal parking lot to the north side of the Village Hall at the location closest to the Town of Avoca court main entrance.
 2. Gazebo Park 13 North Main Street Avoca, NY 14809
One (1) municipal handicap parking space shall be located along North Main Street on the east side of northbound lane in the designated village right-of-way closest the main walkway to the Gazebo.
 3. Hees Park 35 River Street Avoca, NY 14809
Two (2) municipal handicap parking spaces shall be located in the municipal park parking lot closest to the seating areas on each side of the concession stand.

4. Memorial Park 8 Steuben Street Avoca, NY 14809
Two (2) municipal handicap parking spaces shall be located in the municipal park parking lots, one at each location as follows:
 - a. Off Steuben Street in the parking space closest to the pavilion.
 - b. Off Carrington Street in the parking space closest to the pavilion.
5. American Legion 33 South Main Street Avoca, NY 14809
Two (2) handicap municipal parking spaces shall be located along South Main Street on the west side of southbound lane in the designated village right-of-way closest to the (2) front entrances to the American Legion.
6. Avoca Business District
 - a. North Main Street
One (1) handicap municipal parking space shall be located along North Main Street on the west side of southbound lane in the designated village right-of-way. This handicap parking space will be located in the established parking space closest to the intersection with River Street.
 - b. South Main Street
One (1) handicap municipal parking space shall be located along South Main Street on the east side of northbound lane in the designated village right-of-way. This handicap parking space will be located in the established parking space closest to the intersection with Chase Street.

Article II

§1. HANDICAP PARKING DESIGNATION

- A. The NY State Vehicle and Traffic Law defines the permanent disabilities that qualify. If any person having a permanent disability qualifies, said person must have issued vehicle plates for reserved parking from the DMV or a parking permit from your local government. Vehicle plates or permits issued by state or local governments from states other than New York State are valid and can be used for the designated parking spaces.
- B. It is illegal to park in a parking space reserved for persons with disabilities if you do not have the correct vehicle plates or parking permit. Only the person(s) to whom the handicap parking permit or plates are issued may use this permit or plates to park in the designated handicap parking spaces.

§2 HANDICAPPED PARKING ENFORCEMENT

- A. As outlined in the New York State Vehicle & Traffic Law Section 1203-F, defines handicapped parking enforcement as:

Any county, city, town or village may, by adoption of a local law or ordinance, establish a handicapped parking violation unit to assist in the enforcement of handicapped parking laws or ordinances. Persons appointed to such unit shall be

volunteers, shall serve without compensation, and shall be authorized to provide evidence of violations of handicapped parking laws or ordinances to the appropriate local enforcement authority. Such evidence may include photographing a violation, provided that such photograph is taken and handled in compliance with the requirements of this section. A local law or ordinance must be enacted in accordance with the provisions of this section for this unit to be enacted.

The Village of Avoca has chosen not to establish this unit, therefore, the Village of Avoca shall rely on the local law enforcement agencies having jurisdictions within the Village of Avoca to enforce any handicap parking violations in the designated locations in the Village of Avoca.

Article III

§1 Filing with Office of the Secretary of State – Effective Date.

This Local Law shall take effect as outlined after filing in the Office of the Secretary of State of the State of New York as provided in Section 27 of the Municipal Home Rule Law.

§2 Inconsistent Provisions.

To the extent any parts of this Local Law are inconsistent with or conflict with any parts, sections or chapters of the Local Laws of the Village of Avoca, the provisions of this Local Law shall control any previous provision of local laws passed for the Village of Avoca.

The motion having been made for and been duly seconded for the adoption of Village of Avoca Local Law 2024-2, the following votes were cast:

<u>Name</u>	<u>AYE</u>	<u>NAY</u>	<u>Absent/ Abstain</u>
Mayor Eric R. Tyner	_____	_____	_____
Trustee Andrew Hubbard	_____	_____	_____
Trustee Lannie Gay	_____	_____	_____
Trustee Donald Rodbourn	_____	_____	_____
Trustee Marcia Rowe-Smalt	_____	_____	_____

Dated: March 13, 2025

Board of Trustees of the Village of Avoca, Steuben County, New York.

IN WITNESS WHEREOF, the Village of Avoca caused this Resolution to be signed by its Village Clerk,
and its corporate seal to be hereunto affixed and attested by its own Village Clerk and to be dated as of the
13th day of March, 2025.

VILLAGE OF AVOCA

SEAL

By: _____

Christine Haar, Village Clerk

ATTEST: _____

Christine Haar, Village Clerk