

Local Law Filing

(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.

~~County~~
~~City~~
of Goshen
~~Village~~
Village

Local Law No. 5 of the year 2024

A local law Authorizing the Joint Recreation Commission (“JRC”) to establish rules and regulations regarding Village Parks as well as establish hours of operation for Village Parks and regulate the activities of commercial enterprises within Village Parks.
(Insert Title)

Be it enacted by the Village Board
(Name of Legislative Body)

of the
~~County~~
~~City~~
of Goshen as follows:
~~Village~~
Village

Section 1. Title

A local law authorizing the Joint Recreation Commission (“JRC”) to establish rules and regulations regarding Village Parks as well as establish hours of operation for Village Parks and regulate the activities of commercial enterprises within Village Parks.

Section 2. Purpose and Intent:

The Village of Goshen has heretofore established a Joint Recreation Commission (“JRC”) to manage and operate parks located within the Village of Goshen. The purpose of this local law is to authorize the JRC to promulgate rules and regulations as may be necessary to effectuate and implement the provisions of the Village Code relative to the operation, management and maintenance of Village Parks. For the safety of park users, this local law further establishes hours of operation for

Village Parks and provides for the regulation of the activities of commercial enterprises within Village Parks.

Section 3. Amendments to Village Code

A. The Goshen Code is hereby amended to add the following provision, to be designated as Section 2-79(m):

(m) The JRC is hereby authorized to promulgate rules and regulations as may be necessary to effectuate and/or implement the provisions of this chapter so as to provide for the health, safety, and welfare of all users of the parks and to regulate activities permitted in the parks through the implementation of time, place and manner restrictions regarding activities permitted in the parks.

B. The Goshen Code is further amended to add the following provisions, to be designated as Sections 2-83 and 2-84:

Sec. 2-83. Park hours of operation

(a) No person shall enter or remain in a public park in the Village of Goshen between sunset and sunrise the following day, except where a person is a spectator or participant in an event or activity under the direct supervision of or sponsored by the JRC, or an event or activity expressly authorized and allowed in the park by the JRC, when the hours of said event or activity extend beyond sunset. Any person found in a park after sundown, except in the circumstances described above, shall be in violation of this article.

(b) For the safety of residents and park users, the JRC may close, restrict or render unavailable for access or use parks or any portion or portions thereof and park facilities for such interval of time as may be deemed appropriate or necessary. Such closing may be accompanied by the posting of notices and/or signs to such effect upon the affected property and/or facilities, and otherwise may best give notice of same to the public.

Sec. 2-84. Commercial enterprises.

No person, firm or corporation shall sell or offer for sale within the public parks any property, activity or privilege whatsoever unless authorized by the joint recreation commission. This requirement for prior authorization by the JRC shall include photography sessions, athletic clubs or training, and all other commercial business.

Section 4. Severability

Any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any

court of competent jurisdiction to be invalid, such judgement shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered and the remaining provisions shall remain in full force and effect.

Section 5. SEQRA

 This local law constitutes an Unlisted Action under the State Environmental Quality Review Act.

Section 6. Effective Date

 This local law shall take effect upon the filing of certified copies thereof with the Office of the Secretary of State in accordance with New York Municipal Home Rule Law.