

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**
~~Town~~
Village

Local Law No. 2 of the year 2025

A local law Amending Village Code Section 58-202 entitled "Penalty for Failure to Allow Access to Premises to Install a New Water Meter" so as to increase the penalty for failure to allow the Village to install new water meters.
(Insert Title)

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

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

Section 1. Purpose and Intent

The Village of Goshen has heretofore undertaken the process of installing new water meters in connection with a project involving a Village-wide replacement of water meters to ensure that water use is accurately metered through the utilization of new, properly functioning and technologically advanced water meters. This project has been ongoing and the meters have been installed at no cost to the property owners. However, certain property owners have refused to comply with requests from the Village to grant access to property to allow the installation of the new meters. As a result, there are certain properties in the Village that continue to be serviced by antiquated and possibly nonfunctional meters which may not accurately calculate water usage. In order to incentivize these properties to allow the Village access to the properties for the purpose of installing the new meters, the Village Board finds that is necessary to impose a monetary penalty to be assessed on the quarterly water bill for those properties that have refused and/or neglected to allow the Village onto the property to install the new water meters. This penalty was first authorized in 2016 and the amount of the penalty was

increased in 2017 in an attempt to further incentive recalcitrant property owners. The Village Board is presently confronted with a number of properties that refuse and neglect to allow the Village access to their property to permit the new water meters to be installed. As result, it is necessary to again increase the monetary penalty that will be imposed upon the laggards who continue to shirk their legal obligations.

Section 2. Code Amendment

The Code shall be amended by the addition of a new Section to be designated as Section 58-202 which shall read as follows:

Section 58-202: Penalty for Failure to Allow Access to Premises to Install a New Water Meter

Any owner of premises using water supplied by the Village whose property has been designated for the receipt of a new water meter to be provided and installed by the Village shall be liable for a fine of \$500.00 per quarter for each quarter, or portion thereof, that the said owner refuses and/or neglects to allow the installation of the new water meter. The amount of this penalty shall further be set forth in the Village Fee Schedule and may be adjusted from time to time as may be necessary by resolution of the Village Board with the modified amount being reflected in the said Fee Schedule.

Section 3. SEQRA

3.1 This local law is an unlisted action pursuant to the implementing regulations of the *Environmental Conservation Law* as set forth at *6 NYCRR 617 et.seq.* There are no other involved agencies, coordinated review is not required and Board of Trustees shall act as Lead Agency in connection with this local law.

Section 4. Severability

4.1 The invalidity or unenforceability of any particular provision of this local law shall not affect the validity or enforceability of other provisions of this local law, which such provisions shall continue to be both enforceable and valid.

Section 5. Effective Date

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