

LOCAL LAW 8 OF 2023 OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AMENDING SECTION 390.80, IMMOBILIZATION AND IMPOUNDING OF VEHICLES

Sponsored By: Laws & Rules Committee: Alderman:
Hirsch, Scott-Childress, Pasti, Muhammed,
Dennison, Andrews

WHEREAS, Section 390.80 of the Code of the City of Kingston addresses the immobilization and impounding of vehicles; and

WHEREAS, request has been made to amend Section 390.80 (A) of the Code of the City of Kingston; and

WHEREAS, the amendment of Section 390.80 (A) of the Code is in the best interests of the City of Kingston.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston authorizes the amendment of Section 390.80 (A) to read as follows:

“The Chief of Police, Comptroller or designee hereby is authorized to provide for the immobilization of vehicles against which, or registered to a person against whom, three or more parking summonses have been issued if two or more of such summonses have not been answered within 45 days of the appearance date or dates shown on such summonses”

SECTION 2. If any provisions of this local law are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the local law shall remain in effect.

SECTION 3. This local law shall take effect upon filing with the Secretary of State.

Submitted to the Mayor this ____ day of _____, 2023

Approved by the Mayor this ____ day of _____, 2023

Elisa Tinti, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2023

Handwritten initials and date: *LL 8 10/23*

THE CITY OF KINGSTON COMMON COUNCIL

**LAWS & RULES
COMMITTEE REPORT**

DEPARTMENT: PARKING

DATE: 11/15/23

Description:

*A RESOLUTION TO AMMEND CITY CODE (390-80)
AS PER ATTACHED*

Signature _____

Motion by RSC

Seconded by SP

Action Required: _____

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

<u>Committee Vote</u>	<u>YES</u>	<u>NO</u>
<i>Muhammad Ahmad</i> Rita Worthington, Chairman, Ward 4	✓	
<i>Michelle Hills</i> Michelle Hills, Ward 4	✓	
<i>Renne Scott Childress</i> Renne Scott Childress, Ward 3	✓	
<i>Sara Pasti</i> Sara Pasti, Ward 1	✓	
Carl Frankel, Ward 2		
<i>Naimah Muhammed</i> Naimah Muhammed, Ward 5		

Bob Demaisse WARD 6 ✓
B. Brown WARD 7 ✓

§ 390-80 **Immobilization and impounding of vehicles authorized.**

A. The Chief of Police, Comptroller or designee hereby is authorized to provide for the immobilization of vehicles against which, or registered to a person against whom, three or more parking summonses have been issued if two or more of such summonses have not been answered within 45 days of the appearance date or dates shown on such summonses.

B. Such vehicles may be immobilized and left where found, secured by the use of a steel lock or such other immobilization device as may be designated by the Chief of Police, Comptroller or designee.

C. Such immobilization shall be at the expense of the owner of the vehicle.

D. Any vehicle that has been immobilized and not lawfully released or lawfully removed by the owner of the vehicle for 72 hours from the time of such initial immobilization may be impounded by the Chief of Police, which removal, boot release fee and storage shall be at the expense of the owner of the vehicle.

E. Storage and charges for storage and removal of vehicles for other than parking summonses shall be as provided in § 390-64.

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(L+R)

CITY OF KINGSTON
Office of the Comptroller
comptroller@kingston-ny.gov

John Tuey, Comptroller



Steven T. Noble, Mayor

October 3, 2023


Alderman At Large Andrea Shaut, President
City of Kingston Common Council
City Hall, 420 Broadway
Kingston, NY 12401

RE: City Code – Immobilization of Vehicles

Dear President Shaut,

I respectfully request the Common Council consider amending the attached section of the City Code (390-80) related to the immobilization of vehicles. Vincent Perry, the City's Parking Supervisor, plans on attending the meeting to discuss the request.

Respectfully,



John R. Tuey, CPA
Comptroller, City of Kingston

Cc: Mayor Steven Noble
Parking Supervisor Vincent Perry

