



STATE OF NEW YORK  
DEPARTMENT OF AUDIT AND CONTROL  
ALBANY  
12236

EDWARD V. REGAN  
State Comptroller

October 15, 1979

WILLIAM C. WALSH  
Deputy Comptroller  
In Replying Refer To

Diane L. Mac Gregor  
Town Clerk  
Town of Caroga  
Kasson Drive  
Canada Lake, N.Y. 12032

Dear Sir/Madam:

This is to advise that Local Law(s) No. 1  
of 1979 for the Town of Caroga  
was received and filed on September 25, 1979.

Very truly yours,

EDWARD V. REGAN  
State Comptroller

By

Kendall R. Pirro  
Associate Attorney  
Charters Unit

KRP:dak

cc: Secretary of State

LOCAL LAW NO. 1 - 1979

Town of Caroga  
Fulton County, New York

A LOCAL LAW TO REGULATE DISPOSAL OF  
GARBAGE AND RUBBISH IN THE TOWN OF  
CAROGA, FULTON COUNTY, NEW YORK

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF CAROGA AS FOLLOWS:

- SECTION 1. PURPOSE
- SECTION 2. DEFINITIONS
- SECTION 3. SITE
- SECTION 4. RESTRICTIONS ON USE
  - A. MANNER OF USE
  - B. VEHICLES AND LARGE ARTICLES
  - C. REFUSE
  - D. DEAD ANIMALS
  - E. RESIDENTS ONLY
  - F. NO SCAVENGERING
  - G. RULES & REGULATIONS
- SECTION 5. FURTHER GENERAL RESTRICTIONS
- SECTION 6. PENALTIES
- SECTION 7. OTHER ORDINANCES
- SECTION 8. SEPARABILITY
- SECTION 9. EFFECTIVE DATE

SECTION 1. Purpose. The purpose of this local law shall be to protect and promote the health, safety and welfare of the people of the Town of Caroga by controlling the storage of garbage and refuse within the Town.

SECTION 2. Definitions. As used in this Local Law.

- A. Person - shall mean an individual, association, partnership, corporation or any combination thereof.
- B. Refuse - shall mean and include any one (1) or more of the following: garbage, trash, rubbish and similar used or waste material.
- C. Dispose - and its derivatives shall mean to dump, deposit, throw, throw away by a person or by another with the consent or approval, active or passive, of a person in a position to control or prevent the same.
- D. Town - shall mean the Town of Caroga.

SECTION 3. Site. The premises owned by the Town, situate in said Town, which premises are presently used for dump purposes are hereby designated as the dumping-ground of said Town for garbage and rubbish, subject to the provisions of this local law. The regulations herein contained shall also apply to any other lands hereafter acquired or leased by the Town for the purpose of disposal of rubbish.

SECTION 4. Restrictions on Use:

- A. Manner of Use. No person shall deposit or cause to be deposited any substance of any kind on the dumping-ground herein designated, except

at the places and in manner directed under authority of the town board, whether such direction is given personally or by a sign or signs erected upon the premises by its authority. No person shall use the said dumping-ground at any time except during the hours set forth on a sign or signs erected at or near the principal entrance to said premises.

B. Vehicles and Large Articles. No person shall carry or leave or cause to be carried or left upon the said dumping-ground, any automobile, vehicle or machine.

C. Refuse. No person shall carry or leave or cause to be carried or left upon the dumping-ground any refuse as herein defined or any other material which when left or thereafter, creates or may thereafter create a public health nuisance.

D. Dead Animals. No person shall carry or leave or cause to be carried or left upon the dumping-ground any dead animal.

E. Residents Only. No person not a resident of or conducting an established business in the Town, shall deposit or cause to be deposited, any refuse on the dumping-ground.

F. No Scavenging. No person shall engage in scavenging operations on the said premises and no person other than the caretaker shall carry away any article from the said dumping-ground.

G. Rules and Regulations. The Town Highway Superintendent is hereby authorized to make and adopt, upon approval of the Town Board, such rules and regulations as may be necessary for the proper and orderly maintenance of any dump maintained and operated by the Town. A copy of such rules and regulations shall be filed with the Town Clerk and posted at any dump maintained and operated by the Town, and shall have the same force and effect as the provisions of this Local Law.

SECTION 5. Further General Restrictions.

A. No person shall throw or deposit, or cause to be thrown or deposited, any refuse or abandoned vehicles, machinery, appliances or parts thereof, in or upon any public highway, road, waters, streams or watercourses, or any other place within the Town, except in the dumping-ground and pursuant to the regulations thereof.

B. No rubbish or garbage shall be brought into the Town from outside the boundaries of the Town either for retention in such Town or deposit on said dumping-ground.

SECTION 6. Penalties. Any and every violation of the provisions of this Local Law by any person who knowingly permits, takes part, or assists in any such violation shall be deemed to be an offense against such Local Law, punishable by a fine not exceeding

One Hundred Fifty Dollars (\$150.00) or imprisonment not exceeding six (6) months, or both. Each day's continued violation of this local law after written notice thereof shall constitute a separate additional violation. Such fines or penalties shall be collectible by and in the name of the town for each day that such violation shall continue.

SECTION 7. Other Ordinances. All ordinances and local laws and parts thereof heretofore enacted by the Town Board of the Town are hereby declared to be superseded to the extent to which ordinances and local laws are inconsistent or in conflict with this local law.

SECTION 8. Separability. If any clause, sentence, paragraph or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof, but such adjudication shall be confined in its operation to the clause, sentence, paragraph or section directly involved in the controversy in which judgment shall have been rendered.

SECTION 9. Effective Date. This local law shall take effect upon its being duly filed as provided by the Municipal Home Rule Law.