

**LEGAL NOTICE
CITY OF ONEIDA
LOCAL LAW NO. 9 of 2022**

The Common Council of the City of Oneida, Madison County, State of New York, pursuant to the authority vested in it by law does hereby enact Local Law No. 9 of 2022 amending Chapter 151 of the Oneida City Code to add Article VII, Obstructions in Public Places as follows:

**A LOCAL LAW AMENDING CHAPTER 151 OF THE ONEIDA CITY CODE
TO ADD ARTICLE VII, OBSTRUCTIONS IN PUBLIC PLACES**

Be it enacted by the Common Council of the City of Oneida, as follows:

SECTION 1. Intent.

The purpose of this local law is to protect public property and the public health, safety and welfare from unreasonable interference with the public's use and enjoyment of public property from the erection and use of tents and related activities associated with camping on public property not otherwise designated for such activities.

SECTION 2. Authority.

This local law is adopted pursuant to the statutory powers vested in the Oneida City Code to regulate and control land use, and to protect the health, safety and welfare of its residents. This local law is adopted under the authority of the New York State Municipal Home Rule Law § 10.

SECTION 3. Amend Chapter 151 of the Oneida City Code to Add Article VII, Obstructions In Public Places.

The Chapter 151 of the Oneida City Code, "Streets, Sidewalks and Public Places," is hereby amended to add Article VII, "Obstructions in Public Places," which shall read in its entirety as follows:

"§ 151-20. Obstructions to public places prohibited.

Unless otherwise authorized by a permit issued by the Director of Parks and Recreation pursuant to the provisions of this Article, there shall be no camping and/or erection of tents or other structures on public property. Further, there shall be no placement of tarps or sleeping bags or other coverings and no storage or placement of personal property on the ground, benches, sitting areas or walkways which unreasonably interferes with the use of such public property by others.

§ 151-21. Permit.

- A. No person shall be allowed to camp and/or erect a tent or other structure on public property within the City of Oneida without a written permit from the Director of Parks and Recreation, unless no permit is required pursuant to the provisions of this Article.

- B. A person desiring such a permit shall file an application with the Director of Parks and Recreation on forms provided by the Department of Parks and Recreation.
- C. The application for such a permit shall set forth the following information:
- (1) The name, address and telephone number of the person seeking to camp and/or erect a tent or other structure on public property.
 - (2) The date(s) when the camping and/or erection of a tent or other structure on public property shall occur.
 - (3) The number of people who, and animals and vehicles which, will be present for the specified camping and/or erection of a tent or other structure on public property.
 - (4) The location where the camping and/or erection of a tent or other structure on public property shall occur.
 - (5) Any additional information which the Director of Parks and Recreation shall find reasonably necessary to a fair determination as to whether a permit should be issued.
- D. There shall be paid at the time of filing the application for a permit, a fee established by the Common Council.

§ 151-22. Exceptions.

Permits are not required for the camping and/or erection of tents at the following designated location(s) or for the following designated reason(s):

- A. Funeral tents not exceeding 700 square feet when used at cemeteries.

§ 151-23. Penalties.

Any person committing an offense against any provision of this Article shall be guilty of a violation punishable as follows: by imprisonment for a term not exceeding 15 days or by a fine not exceeding \$250, or both such fine and imprisonment. The continuation of an offense against the provisions of this Article shall constitute, for each the offense is continued, a separate and distinct offense hereunder."

SECTION 4. Validity and severability.

If any section or part of this local law is declared invalid or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section of this local law.

SECTION 5. Effective date.

This local law shall be effective upon filing with the office of the Secretary of State.

SANDRA L. LAPERA
CITY CLERK
Adopted November 15, 2022