# TOWN OF OTISCO

## LOCAL LAW NO. 3 OF 2026

## A Local Law Regulating the Use of All-Terrain Vehicles on Town Property and Authorizing the Issuance of Municipal Permits

### 1. Legislative Intent and Purpose-

The purpose of this Local Law is to regulate and control the operation of all-terrain vehicles ("ATVs") within the Town of Otisco in a manner that protects the public health, safety and welfare, while allowing limited and controlled access to certain Town roads, rights-of-way and Town properties for the purpose of connecting recreational trail systems.

This Local Law is further intended to provide the Town Board with the authority to issue Municipal Permits to qualified organizations or applicants, subject to such terms and conditions as the Town Board deems appropriate.

### 2. Authority-

This Local Law is adopted pursuant to:

a. The New York State Constitution;
b. The Municipal Home Rule Law;
c. § 2405 of the New York Vehicle and Traffic Law.

### 3. Definitions-

"Town" shall mean the Town of Otisco, Onondaga County, State of New York.

All other terms used in this Local Law shall have the same meaning as set forth in Article 48-C of the Vehicle and Traffic Law, unless otherwise defined herein.

### 4. General Prohibition-

Except as expressly authorized by this Local Law and/or by a Municipal Permit issued pursuant hereto, no person shall operate an ATV upon any Town road, highway, right-of-way, or Town-owned property within the Town of Otisco.

**5. Authorization by Municipal Permit-**

**A. Permit Required-**

The Town Board may, in its sole discretion, authorize the use of designated Town roads, rights-of-way, or Town-owned property by ATVs through the issuance of a Municipal Permit, which may be modified or revoked by the Town Board.

**B. Eligible Applicants-**

Municipal Permits may be issued to:

a. ATV clubs or organizations;
b. Non-profit entities; and
c. Other applicants deemed appropriate by the Town Board.

**C. Nature of Permit-**

Any Municipal Permit issued pursuant to this Local Law shall:

a. Be revocable at will by the Town Board;
b. Be non-exclusive;
c. Confers no property right, easement, or vested interest to the permittee; and
d. Be limited to the specific locations, purposes, and time periods set forth therein.

**6. Terms and Conditions of Permit-**

A Municipal Permit may include, but shall not be limited to, provisions requiring:

1. **Insurance-**
   a. General liability insurance naming the Town as an additional insured;
   b. Minimum coverage limits as determined by the Town Board.
2. **Indemnification-**
   a. Full indemnification and hold harmless obligations in favor of the Town.
3. **Designated Routes-**
   a. Specific roads or rights-of-way approved for ATV use;
   b. ATV use limited solely for connecting trail systems (no general recreational riding).
4. **Operational Restrictions-**
   a. Hours of operation may be limited by the Town Board;
   b. Seasonal limitations may apply;
   c. Speed limits shall be strictly adhered to;
   d. Rider eligibility and supervision requirements as may be required by the Town Board.

5. **Signage and Safety Measures-**
    a. Installation and maintenance of warning signs, trail markers, and traffic safety signs;
    b. Compliance with all applicable traffic and safety laws.
6. **Maintenance and Damage-**
    a. Responsibility for repair of any damage to Town property.
7. **Compliance with Law-**
    a. Full compliance with Article 48-C of the Vehicle and Traffic Law and all other applicable laws.
8. **Enforcement Cooperation-**
    a. Cooperation with Town officials and law enforcement.
9. **Termination and Suspension-**
    a. Immediate suspension rights for violations;
    b. Termination at the discretion of the Town Board.
10. **Other Conditions-**
    a. As may be specified by the Town Board.

**7. Enforcement-**

This Local Law shall be enforced by:

a. Law enforcement officers;
b. The Town Highway Superintendent;
c. Any other officials designated by the Town Board.

**8. Severability-**

If any provision of this Local Law is adjudged invalid, such judgment shall not affect the remainder.

**9. Effective Date-**

This Local Law shall take effect upon filing with the Secretary of State.

**Town Board of the Town of Otisco** June 8 **, 2026.**

**Be it so Ordered by the Town Board of the Town of Otisco.**

**Glenn R. Hall, Town Supervisor** **Cheryl Brunet, Town Clerk**

**STATE OF NEW YORK)**
**COUNTY OF ONONDAGA) ss.:**

On the 8th day of June in the year 2026 before me, the undersigned, personally appeared **Glenn R. Hall**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

**NOTARY PUBLIC**

Craig J. Billinson
Notary Public, State of New York
Reg. No. 02BI4758216
Qualified in Onondaga County
Commission Expires May 31, 2030

**STATE OF NEW YORK)**
**COUNTY OF ONONDAGA) ss.:**

On the 8th day of June in the year 2026 before me, the undersigned, personally appeared **Cheryl Brunet**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

**NOTARY PUBLIC**

Craig J. Billinson
Notary Public, State of New York
Reg. No. 02BI4758216
Qualified in Onondaga County
Commission Expires May 31, 2030

**TOWN CLERK CERTIFICATION**

**STATE OF NEW YORK, COUNTY OF ONONDAGA**
**TOWN OF OTISCO**

I, the undersigned, Town Clerk of the Town of Otisco, does hereby certify that the above Local Law is a true and accurate copy of the original Town of Otisco Regulating the Use of All-Terrain Vehicles on Town Property and Authorizing the Issuance of Municipal Permits which was passed and adopted by the Town of Otisco Town Board after a Public Hearing at a meeting of the Town Board of the Town of Otisco on June 8, 2026 and the same was filed in the office of the Town Clerk on June 8, 2026.

Cheryl Brunet

Dated: June 8, 2026

**Cheryl Brunet, Town Clerk**