

AT A REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF PLATTSBURGH, NEW YORK, HELD MAY 5, 1966.

PRESENT: MAYOR STELTZER, ALDERMEN KING, DUKEN, SABOURIN COFFEY AND ROUGEAU.

ABSENT: ALDERMAN BOOTH.

BY ALDERMAN KING; SECONDED BY ALDERMAN ROUGEAU:

LOCAL LAW NO. 5 OF 1966

A LOCAL LAW CREATING A BEACH COMMISSION

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF PLATTSBURGH NEW YORK, AS FOLLOWS:

SECTION 1. MEMBERSHIP AND PROCEDURE. THERE SHALL BE A BEACH COMMISSION FOR THE CITY OF PLATTSBURGH, COMPOSED OF SEVEN MEMBERS, ONE OF WHOM SHALL BE THE MAYOR WHO SHALL BE EX-OFFICIO A MEMBER OF SUCH BEACH COMMISSION, AND THE PRESIDENT THEREOF, WITH THE RIGHT TO VOTE UPON ALL MATTERS BROUGHT BEFORE IT. EXCEPT FOR THE MAYOR, THE TERM OF EACH MEMBER SHALL BE FIVE YEARS, EXCEPT, HOWEVER, THAT THE MEMBERS OF THE PRESENT PARK AND BEACH COMMISSION SHALL BECOME THE MEMBERS OF THE BEACH COMMISSION AND SERVE OUT THE TERMS FOR WHICH THEY HAVE BEEN APPOINTED. THE MEMBERS OF THE COMMISSION SHALL BE APPOINTED BY THE MAYOR, WITH THE APPROVAL AND CONSENT OF THE COMMON COUNCIL.

SECTION 2. THE CITY CLERK SHALL ACT AS SECRETARY OF SAID COMMISSION AND KEEP A RECORD OF ITS PROCEEDINGS. THE SUPERINTENDENT OF PUBLIC WORKS SHALL ACT AS SUPERINTENDENT OF THE BEACH. THE CITY CHAMBERLAIN SHALL BE THE TREASURER AND CUSTODIAN OF THE FUNDS UNDER THE JURISDICTION OF THE BEACH COMMISSION.

SECTION 3: THE BEACH COMMISSION SHALL HAVE EXCLUSIVE CONTROL, CARE AND MANAGEMENT OF THE MUNICIPAL BEACH AND SUCH LANDS AND WATERS WHICH HAVE BEEN AND MAY BE ACQUIRED BY THE CITY OF PLATTSBURGH NORTH OF SCOMOTION CREEK, TOGETHER WITH THE PROPERTY, BOTH REAL AND PERSONAL WHICH IS NOW OWNED OR MAY HEREAFTER BE ACQUIRED FOR BEACH PURPOSES; THE SAID COMMISSION SHALL HAVE THE POWER TO LAY OUT, IMPROVE, BEAUTIFY AND MAINTAIN THE GROUNDS UNDER ITS JURISDICTION; TO APPOINT, PRESCRIBE THE DUTIES, FIX THE COMPENSATION AND DIRECT THE OPERATION OF ITS EMPLOYEES WITHIN THE AMOUNTS AVAILABLE THEREFOR; TO MAKE RULES AND REGULATIONS FOR THE GOVERNMENT OF SAID BEACH AND THE USE THEREOF, AND TO FIX AND ESTABLISH PENALTIES FOR THE VIOLATION OF SUCH RULES AND REGULATIONS. WHEN SUBMITTED TO THE COMMON COUNCIL APPROVED BY IT AND PUBLISHED IN THE MANNER PRESCRIBED BY LAW, SUCH RULES AND REGULATIONS SHALL HAVE THE FORCE AND EFFECT OF ORDINANCES OF THE CITY OF PLATTSBURGH. THE BEACH COMMISSION SHALL HAVE THE RIGHT TO LEASE LANDS AND PROPERTY AS LESSOR WITH THE APPROVAL OF THE COMMON COUNCIL. IT SHALL CONDUCT THE GENERAL ACTIVITIES OF A MUNICIPAL BEACH AND RECREATION GROUND, AND MAY CONDUCT, DIRECTLY OR THROUGH CONCESSIONS THE BUSINESS AND ENTERTAINMENT FEATURES OF SAID GROUNDS. IT SHALL HAVE THE RIGHT TO DIVIDE AND ALLOT ITS WORK TO COMMITTEES AND MEMBERS OF SAID COMMISSION, AND THE SAID BEACH SHALL BE POLICED BY THE POLICE DEPARTMENT OF THE CITY OF PLATTSBURGH.

SECTION 4. GIFTS FOR BEACH PURPOSES. THE BEACH COMMISSION SHALL TAKE CHARGE OF ANY GIFTS, DEVISES OR TRUST FUNDS OF REAL ESTATE OF PERSONAL PROPERTY TO SAID CITY FOR BEACH PURPOSES, AND SHALL ADMINISTER THE SAME ACCORDING TO ITS BEST JUDGMENT, UNDER THE TERMS OF SUCH GIFT OR DEVISE. THE COMMISSION SHALL, IN DEALING WITH ANY PROPERTY UNDER ITS JURISDICTION, COMPLY STRICTLY WITH THE TERMS AND CONDITIONS ON WHICH SUCH PROPERTY WAS ACQUIRED BY THE CITY.

SECTION 5: BEACH FUND. THE COMMON COUNCIL MAY RAISE BY TAX IN EACH YEAR, SUCH SUM AS MAY BE NECESSARY WHICH SHALL BE

KNOWN AS THE BEACH FUND. THE BEACH FUND SHALL ALSO INCLUDE THE PROCEEDS OF ANY GRAVEL, EARTH, SAND, SHRUBBERY, OR OTHER REAL OR PERSONAL PROPERTY WHICH MAY BE SOLD BY THE COMMISSION, OR ANY MONEY WHICH MAY COME INTO THE CONTROL OF THE COMMISSION AS SPECIFIED IN THE PRECEDING SECTION. SO MUCH OF SUCH BEACH FUND AS IS DEEMED ADVISABLE BY SAID COMMISSION SHALL BE EXPENDED BY IT AS PRESCRIBED BY THIS ACT. THE REMAINDER MAY FROM TIME TO TIME, BE PAID OVER BY THE BEACH COMMISSION INTO THE GENERAL FUND OF THE CITY; ANY UNEXPENDED FUNDS AT THE END OF THE FISCAL YEAR SHALL CONTINUE TO BE AVAILABLE TO THE COMMISSION UNLESS IT SHALL DIRECT THAT THE SAME BE TURNED INTO THE GENERAL FUND OF THE CITY.

SECTION 6: PAYMENT OF MONEYS. ALL MONEYS SHALL BE DEPOSITED BY THE CITY CHAMBERLAIN IN THE BEACH FUND, AND SAID MONEYS SHALL BE PAID OUT BY THE CITY CHAMBERLAIN AFTER AUDIT OF ALL CLAIMS BY THE COMMON COUNCIL IN THE SAME MANNER AS OTHER MONEYS OF THE CITY OF PLATTSBURGH ARE PAID. ALL PURCHASE SHALL BE MADE IN THE SAME MANNER AS PURCHASES MADE BY THE VARIOUS DEPARTMENTS OF CITY GOVERNMENT OF THE CITY OF PLATTSBURGH.


SECTION 7. BOOKS AND REPORTS. THE SAID COMMISSION SHALL KEEP BOOKS SHOWING IN DETAIL ITS PROCEEDINGS, RECEIPTS AND EXPENDITURES, AND UPON REQUEST BY THE MAYOR OR COMMON COUNCIL, SHALL FURNISH SUCH INFORMATION IN WRITING CONCERNING ITS BUSINESS AND AFFAIRS, AND THE PROPERTY UNDER ITS MANAGEMENT AND CONTROL AS MAY BE REQUIRED BY THE MAYOR OR THE COMMON COUNCIL. ALL BOOKS, RECORDS, VOUCHERS, CONTRACTS AND OTHER PAPERS KEPT BY SAID COMMISSION SHALL BE DEEMED TO BE PUBLIC RECORDS. THE SAID COMMISSION SHALL, AT LEAST TEN DAYS BEFORE APRIL FIRST IN EACH YEAR, MAKE AND FILE WITH THE COMMON COUNCIL A STATEMENT OF THE FOLLOWING FACTS: (1) THE AMOUNT OF MONEY ON HAND AT THE BEGINNING OF THE PRECEDING FISCAL YEAR; (2) THE AMOUNT PAID OUT DURING THE YEAR AND THE BALANCE ON HAND; (3) ALL OUTSTANDING INDEBTEDNESS; (4) SUCH OTHER INFORMATION AS THE COMMISSION DEEMS IMPORTANT, TOGETHER WITH RECOMMENDATIONS.

SECTION 8. LAWS REPEALED. CHAPTER 250 OF THE LAWS OF 1929 IS HEREBY REPEALED.

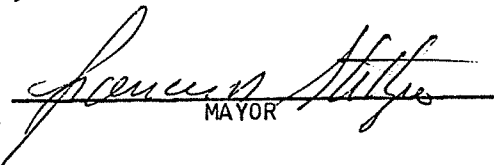
SECTION 9. THIS ACT SHALL TAKE EFFECT AFTER PUBLIC HEARING AND APPROVAL BY THE MAYOR.

ON ROLL CALL, ALDERMEN KING, DUKEN, SABOURIN, COFFEY AND ROUGEAU VOTED IN THE AFFIRMATIVE; NO ONE IN THE NEGATIVE; (ALDERMAN BOOTH BEING ABSENT) CARRIED.

THE FOREGOING LOCAL LAW CERTIFIED TO THE MAYOR THIS 12TH DAY OF MAY, 1966.


CITY CLERK

THE FOREGOING LOCAL LAW APPROVED BY THE MAYOR, AFTER PUBLIC HEARING HELD THIS 12TH DAY OF MAY, 1966.


MAYOR

(SEAL)