

MARIO M. CUOMO
Secretary of State



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STATE OF NEW YORK

DEPARTMENT OF STATE

162 WASHINGTON AVENUE
ALBANY, NEW YORK 12231

January 17, 1978

Lawrence R. Hamilton, Esq.
487 Broadway
Saratoga Springs, NY 12866

Dear Sir / Madam:

Please be advised that Local Law(s) No. 1 & 2
of 1978 of the Village of Victory
~~was~~/were received and filed on January 13, 1978.

We are enclosing additional forms for your future
use when filing local laws.

Very truly yours

MARIO M. CUOMO
Secretary of State

By: *James C. Aube* (11)
James C. Aube
Chief Clerk
State Records & Law Bureau

JCA:11
cc: State Comptroller
Division of Municipal Affairs

G109-006 (4/77)

VILLAGE OF VICTORY, NEW YORK

Local Law No. 1 of 1978

A LOCAL LAW RELATING TO POSSESSION OF
ALCOHOLIC BEVERAGES IN OPEN CONTAINERS.

BE IT ENACTED by the Board of Trustees of the Village of Victory,
New York, as follows:

Section 1. Purpose of local law. The purpose of this local law is to promote and preserve the health, welfare and property of the residents and owners of property located within the Village of Victory, New York, by prohibiting the possession of alcohol in open containers in public places within the limits of said Village.

Section 2. Possession of alcohol in open containers prohibited. No person shall have in his possession any open bottle or container containing liquor, beer, wine or any other alcoholic beverage while such person is on any public highway, public street, public sidewalk, public parking area or in any vehicle or public place, excepting those premises duly licensed for sale and consumption of alcoholic beverages on the premises whatsoever in said Village.

Section 3. Possession Defined. Any open bottle or open container containing liquor, beer, wine or any other alcoholic beverage in any vehicle shall be presumptive evidence that said bottle or container is in the possession of all of the occupants thereof and in

violation hereof.

Section 4. Violation of Local Law. A violation of this local law shall constitute disorderly conduct, and a person violating this local law shall be and hereby is declared to be a disorderly person subject to arrest, prosecution and punishment as provided by Section 20-2010 of the Village Law.

Section 5. Penalties. The penalty for each violation of this local law shall be by a fine not to exceed fifty and 00/100 (\$50.00) Dollars or by imprisonment in the County Jail for not more than ten (10) days, or by both such fine and imprisonment, for the first offense; and by a fine not exceeding One Hundred and 00/100 (\$100.00) Dollars, or by imprisonment in the County Jail for not more than thirty (30) days, or by both such fine and imprisonment, for a second or subsequent offense.

Section 6. Exclusions. This Local Law shall not apply to functions and gatherings which have been sanctioned by the Board of Trustees of the Village of Victory, New York, held at the Village of Victory Community Center.

Section 7. Constitutionality. Should any section or provision of this Local Law be decided by the Courts to be unconstitutional or invalid, such decision shall not effect the validity of this local law as a whole or any part thereof other than the part so decided to

be unconstitutional or invalid.

Section 8. Effective date. This Local Law shall take effect immediately.