

BASIL A. PATERSON  
Secretary of State



STATE OF NEW YORK  
**DEPARTMENT OF STATE**  
162 WASHINGTON AVENUE  
ALBANY, NEW YORK 12231

December 11, 1979

Lawrence R. Hamilton, Esq.  
493 Broadway  
P.O. Box 775  
Saratoga Springs, NY 12866

Dear Sir/Madam:

Please be advised that Local Law (s) No. 3  
of 1979 of the Village of Victory  
was/were received and filed on December 10, 1979.

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

Sincerely,

A handwritten signature in cursive script that reads "Beatrice S. Bell".

Beatrice S. Bell  
Director  
State Records &  
Law Bureau

enc.

bh

cc: State Comptroller  
Division of Municipal Affairs

G109-006 (9/79)

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County of Saratoga  
City of Victory Mills  
Town of .....  
Village

Local Law No. 3 of the year 19 79

A local law Relating to the Control of Noise within the Village of Victory  
(Insert title)

Be it enacted by the Board of Trustees of the  
(Name of Legislative Body)

County of Saratoga  
City of Victory, New York  
Town of ..... as follows:  
Village

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 of the Village of Victory, New York, by controlling unnecessary and unusual noises during certain hours within the limits of said Village.

Section 2: Excessive, unreasonable and loud noises not permitted.

It shall be unlawful for any person to make, continue or cause to be made or continued, any loud and raucous noise or noises which interferes with the enjoyment and peaceful use of property within the Village limits of the Village of Victory. This Local Law shall apply to sounds of such a nature that they disturb the ordinary peace and tranquility of the community.

Section 3: Sound Producing Devices.

No person shall use or operate, or cause to be used or operated, in front or outside of any building, place or premises nor in or through any window, doorway or opening of such building, place or premises abutting on or adjacent to public street or place, or upon any public street or place or in any vehicle thereon, any device or apparatus for the amplification of sounds from any radio, phonograph or other sound making or sound reproducing device without a permit issued by the Board of Trustees of said Village.

Section 4: Certain Hours.

This Local Law shall apply between the hours of 11 p.m. and 7 a.m., and shall apply to any noise unless the making and continuing of the same be necessary for the protection or preservation of property, or the health, safety, life or limb of some person.

Section 5: Invalidity.

If any section, or part or provision of any section of this

Local Law shall be declared unconstitutional or invalid or inaffective by any Court of competent jurisdiction, such declaration shall be limited to the section, part or provision directly involved in the controversy in which said declaration was made, and shall not affect any other section, provision or part thereof.

Section 6: Penalties.

Any person who shall violate any of the provisions of this Local Law, shall, upon conviction thereof, be punished by a fine of not less than Ten Dollars (\$10.00) or more than One Hundred Dollars, (\$100.00), or by imprisonment of not more than Thirty (30) days or less than five (5) days, or by both such fine and imprisonment, and each day on which such violation continues shall constitute a separate offense.

Section 7: Effective Date.

This Local Law shall take effect immediately following it's being filed in the Office of the Secretary of State.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 19 79  
County of Saratoga  
of the City of Victory was duly passed by the Board of Trustees  
Town of Victory (Name of Legislative Body)  
Village  
on December 5 19 79 in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer,\* or repassage after disapproval.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19  
County  
of the City of was duly passed by the (Name of Legislative Body)  
Town of  
Village  
on 19 and was approved by the Elective Chief Executive Officer \*  
not disapproved  
repassed after disapproval  
and was deemed duly adopted on 19, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19  
County  
of the City of was duly passed by the (Name of Legislative Body)  
Town of  
Village  
on 19 and was approved by the Elective Chief Executive Officer \*  
not disapproved  
repassed after disapproval  
on 19. Such local law was submitted to the people by reason of a  
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting  
permissive general  
thereon at the special election held on 19, in accordance with the appli-  
annual  
cable provisions of law.

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19  
County  
of the City of was duly passed by the (Name of Legislative Body) on  
Town of  
Village  
19 and was approved by the Elective Chief Executive Officer \*  
not disapproved  
repassed after disapproval  
19. Such local law being subject to a permissive referendum and no  
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on  
19, in accordance with the applicable provisions of law.

\*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. .... of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 § 37 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the special election held on ..... general ..... 19 ..... became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as Local Law No. .... of 19..... of the County of ....., State of New York, having been submitted to the Electors at the General Election of November ....., 19 ....., pursuant to subdivisions 5 and 7 of Section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph ..... 1 ..... above.

*Joann B. Eustis*  
Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

JOANN B. EUSTIS  
VILLAGE CLERK

Date: December 7, 1979

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK  
COUNTY OF SARATOGA

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

*Lawrence R. Hamelton*  
LAWRENCE R. HAMELTON  
VILLAGE ATTORNEY

Title  
County of Saratoga  
City of Victory  
Town  
Village

Date: December 6, 1979