

# Village of Montebello

One Montebello Road  
Montebello, New York 10901

(845) 368-2211  
Fax (845) 368-2044

Mayor  
LANCE N. MILLMAN

Deputy Mayor  
STACY CARIDI

Trustees  
MELANIE GOLDEN  
STEVEN H. BELDOCK  
EVAN T. KUPERMAN

Clerk-Treasurer  
JOAN WILL

Village Attorney  
WARREN E. BERBIT

Assistant Village Attorney  
ALYSE TERHUNE

## NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE THAT A PUBLIC HEARING will be held by the Village Board of the Village of Montebello on May 15, 2019, at the Dr. Jeffrey Oppenheim Community Center, 350 Haverstraw Road, Montebello, New York beginning at 8 p.m. local time, or as soon thereafter the matter can be heard, to consider the adoption of Local Law No. 2 of 2019, a Local Law to amend Chapter 176 of the Village Code (Tree Preservation and Landscaping Maintenance), to allow amending the penalties for offense by action of the Village Board by Resolution, vs. necessitating amending said Chapter by Local Law, each time, by adding subsection "I" to §176-7 as follows:

"I. The Village Board in acting by Resolution may amend the fines for each offense and the maximum penalty per lot as set forth in subsections A., B., G. and H."

All interested parties are invited to attend. The proposed law will be available for inspection and review at the Village Office during normal working hour, Monday through Friday, 9:00 am to 4:00 pm as well as on the Village of Montebello website [www.villageofmontebello.org](http://www.villageofmontebello.org).

Joan Will  
Village Clerk – Treasurer  
Village of Montebello  
One Montebello Road  
Montebello, NY 10901  
(845) 368-2211

Warren E. Berbit  
Village Attorney

April 17, 2019

LOCAL LAW NO. 2 OF 2019  
VILLAGE OF MONTEBELLO

**Section 1. Title.**

Amend Chapter 176 of the Village Code (Tree Preservation and Landscape Maintenance)

**Section 2. Legislative Intent.**

The penalties for offenses set forth in §176-7 have become outdated as such are reportedly too low to act as a deterrent and also too low to cover the administrative costs incurred in prosecuting such offenses. This in-turn results from the cumbersome nature of having to amend Chapter 176 after a public hearing in order to consider adjusting such penalties. This amendment permits changing said penalties by Resolution of the Village Board.

**Section 3. Amending §176-7. of Chapter 176 by adding a subsection “I” thereto as follows:**

“I. The Village Board may act by resolution to set or reset the fines for each offense, and the maximum penalty per lot, as set forth in Subsections A, B, G. and H of §176-7, which updated fines and penalties shall appear in the Fine Schedule of the Village of Montebello.”

**Section 4. Authority**

By exercise of Municipal Home Rule Law §20(5).

**Section 5. Effective Date.**

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