New York State
Department of State

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| **Corporations, State Records & UCC**
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DIVISION OF CORPORATIONS,
STATE RECORDS AND
UNIFORM COMMERCIAL CODE
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Albany, NY 12231-0001
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Local Law Filing

Pursuant to Municipal Home Rule Law §27

Local Law Number ascribed by the legislative body of the local government listed below:

3 of the year 2026

Local Law Title: A Local Law amending Chapter 155 of the Town Code of the Town of Farmington entitled Vehicles, Recreational.

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

___ County ___ City X Town ___ Village

of Farmington as follows on the attached pages:

For Office Use Only

Department of State Local Law Index Number: of the year 2026

(The local law number assigned by the Department of State for Indexing purposes may be different from the local law number ascribed by the legislative body of the local government.)

DOS-0239-a-f (Rev. 02-25)

Section 1: Chapter 155, §155-1. Title, is hereby amended to read in its' entirety as follows:

§155-1 Title.

This Chapter shall be known as the Town of Farmington Recreational Vehicles Rules and Regulations.

Section 2: Chapter 155, §155-2. Legislative Intent, is hereby amended to read in its' entirety as follows:

§155-2 Legislative intent.

It is the intent of this chapter to provide rules and regulations to protect the health, safety and general welfare of all persons who wish to use the public highways, our public sidewalks, our public hiking/biking trails, our public walking trails and our public parklands; and to promote the safe operation of motor-driven recreational vehicles that share certain of our public streets, our public trails, our public conservation areas and our public parklands, and prohibiting the use of these motor-driven recreational vehicles from established private neighborhoods, their inhabitants and properties, thereby reducing incidents of public nuisance and unsafe conditions between walkers, hikers, bicyclists and the operators of motor-driven recreational vehicles.

Section 3: Chapter 155, §155-3. Operation of certain types of recreational vehicles prohibited, is hereby deleted in its' entirety.

Section 4: Chapter 155, §155-3. Terms and Definitions, is hereby created to read in its' entirety as follows:

§155-3.0 Terms. The following terms when used in this chapter shall have the following meanings.

MOTOR-DRIVEN RECREATIONAL VEHICLE – Any of the following vehicles that are not propelled by human energy, including but not limited to - Class 1, 2 & 3 E-Bikes, E-Scooters, Minibikes, Motorcycles, All- Terrain Vehicles (ATVs), Golf Carts, Go-Karts, Dirt Bikes, Mud Trucks and Unicycles.

PRIVATE NEIGHBORHOOD – A designated area of land where there are privately-owned and maintained streets, private properties and designed open space that are, clearly posted and operates under a homeowner's association as further provided for under State legislation.

§155-3.1 Definitions. The following words when used in this chapter shall have the following meanings.

ALL TERRAIN VEHICLE OR ATV
Shall have the same meaning as set forth in New York State Vehicle and Traffic Law §2281 and shall include, but not be limited to, minibikes, off-road motorcycles and dirt bikes.

BICYCLE WITH ELECTRIC ASSIST
A bicycle which is no more than 36 inches wide and has an electric motor of less than 750 watts, equipped with operable pedals, meeting the equipment and manufacturing requirements for bicycles adopted by the Consumer Product Safety Commission under 16 CFR Part 1512.1 et seq. and meeting the requirements of one of the following three classes:

(1) CLASS 1 BICYCLE WITH ELECTRIC ASSIST – A bicycle with electric assist having an electric motor that aids only when the person operating such bicycle is pedaling, and that ceases to aid when such bicycle reaches a speed of 20 miles per hour.

(2) CLASS 2 BICYCLE WITH ELECTRIC ASSIST – A bicycle with electric assist having an electric motor that may be used to propel such bicycle, and that is not capable of aiding when such bicycle reaches a speed of 20 miles per hour.

(3) CLASS 3 BICYCLE WITH ELECTRIC ASSIST – Allowed solely within a city having a population of 1,000,000 or more, a bicycle with electric assist having an electric motor that may be used exclusively on public streets to propel such bicycle, and that is not capable of aiding when such bicycle reaches a speed of 25 miles per hour.

ELECTRIC SCOOTER
Every device weighing less than 100 pounds that:

(1) Has handlebars, a floorboard or a seat that can be stood or sat upon by the operator, and an electric assist motor; and

(2) Can be powered by the electric assist motor and/or human power; and

(3) Has a maximum speed of no more than 20 miles per hour on a paved level surface when powered solely by an electric motor. Note: it is illegal to operate an electric scooter (as defined in §114-e of New York State Vehicle and Traffic Law [NYSVTL]) more than 15 miles per hour.

GO-KART
A small, motorized device with four wheels, created for off-road use. A go-kart cannot be registered as a motor vehicle or ATV because it does not have the same equipment.

GOLF CART
A small, motorized device with three or four wheels designed to carry people. A golf cart may not be registered as an ATV.

LIMITED USE MOTORCYCLE
Shall have the same meaning as set forth in New York State Vehicle and Traffic Law §121-b and shall include, but not be limited to, mopeds.

OPERATE
To ride in or on, other than as a passenger, or use or control the operation of, a vehicle in any manner, whether said vehicle is underway.

Section 5: Chapter 155, §155-4. Responsibility of parent or guardian is hereby deleted in its' entirety.

Section 6: Chapter 155, §155-4, Restrictions, is hereby created to read in its' entirety as follows:

§155-4. Restrictions.

A. Public property. Nobody shall operate a MOTOR-DRIVEN RECREATIONAL VEHICLE in the following way:

1) on a public highway in the Town that has a posted speed limit of more than 30 miles per hour; and

2) on any public property in the Town of Farmington, except for CLASS 1 E-BIKES which are permitted to operate upon the Auburn Trail Extension, and the driveways and parking lots at designated Town Parklands, at speeds less than 15 miles per hour; and

3) on Town-owned pedestrian bridges and sidewalks.

B. Private property. Nobody shall operate a MOTOR-DRIVEN RECREATIONAL VEHICLE on private property. Note: Private property is a term defined in §155-3.0 in this chapter.

Section 7: Chapter 155-5 Notification of violation to parent or guardian is hereby deleted in its' entirety.

Section 8: Chapter 155, §155-5 is hereby created to read in its' entirety as follows:

§155-5. Responsibility of parent or guardian and Notification of violation to parent or guardian, is hereby created to read in its' entirety as follows:

A. Notification of parent or guardian. It shall be unlawful for the parent, guardian or any person having care, custody and control of any child under the age of 16 years to knowingly permit such child to operate a motor-driven recreational vehicle in violation of the terms of this chapter, or of the State's Vehicle and Traffic Law.

B. Notification of violation to parent or guardian. Whenever any child under the age of 16 is alleged to have violated this chapter, his/her parent, guardian or any person having the care, custody or control of the child shall be notified by a law enforcement officer or other person designated by such officer to give such notice.

Section 9: Chapter 155, §155-9 Confiscation of vehicles, is hereby deleted in its' entirety and replaced with a new §155-9 to read in its' entirety as follows:

§155-9. A law enforcement officer may immediately impound a MOTOR-DRIVEN RECREATIONAL VEHICLE that has been operated in violation of the provisions in §155-4 A. & B. of this chapter. Such impounded MOTOR-DRIVEN RECREATIONAL VEHICLE shall be stored by the pertinent law enforcement agency pending the identification of the owner. The owner of the MOTOR-DRIVEN RECREATIONAL VEHICLE operated in violation of the provisions in §155-4 A. or B. of this chapter may redeem such vehicle upon satisfactory proof of ownership and payment of a redemption fee to the owner of the property where the vehicle is impounded. Any MOTOR-DRIVEN RECREATIONAL VEHICLE impounded under this subsection shall only be released to the owner of such vehicle, or to such owner's agent as evidenced by a written, notarized proof of agency, or duly executed power of attorney.

Section 10: Chapter 155-10 Penalties for offenses, is hereby deleted in its' entirety and replaced to read in its' entirety as follows:

§ 155 -10. PENALTIES FOR OFFENSES.

Any person 16 years of age or older violating any of the provisions of this chapter shall, on conviction in the municipal court, therefore, in addition to any other penalties as mentioned in this section and applicable state law, be punished by the payment of a fine not to exceed $250 or by imprisonment for a term not to exceed 15 days.

Section 11: Chapter 155-11 Snowmobiles, is hereby deleted in its' entirety.

Section 12: If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgement shall have been ordered.

Section 13: § 155.12 EFFECTIVE DATE

This chapter shall apply to all actions occurring on or after the effective date of filing in the office of the New York State Department of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that 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 2026 of the Town of Farmington was duly passed by the Farmington Town Board on , 2026, in accordance with the applicable provisions of law.

~~**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer[1].)**~~

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____, 20__ 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the on 20__, and was (approved)(not approved)(repassed after disapproval) by the _____on _____, 20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____, 20__, in accordance with the applicable provisions of law.~~

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

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__of the (County)(City)(Town)(Village) of _____ was duly~~

[1] 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 chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~passed by the _____ on _____, 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____, 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 20__, in accordance with the applicable provisions of law.~~

~~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 20__ of the City of _____ of having been submitted to referendum pursuant to the provisions of section (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)(general) election held on _____, 20__, 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 20__ of the County of _____, State of New York, having been submitted to the electors at the General Election of November ___, 20__, 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 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.

_____
Town Clerk

(Seal) Date: _____