

283 Manny's Corners Road
Amsterdam, New York 12010



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TOWN OF AMSTERDAM
NOTICE OF PUBLIC HEARING
PROPOSED LOCAL LAW NO 3 OF 2025
GOVERNING SHOPPING CARTS
CONTROLLED BY RETAIL ESTABLISHMENTS OR OTHER BUSINESSES
WITHIN THE TOWN OF AMSTERDAM

PLEASE TAKE NOTICE That the Town Board, Town of Amsterdam will hold a public hearing on Wednesday, April 16th at 5:55 pm at Town Hall located at 283 Manny's Corners Road, Amsterdam, NY, regarding the adoption of proposed Local Law No. 3 of the Town of Amsterdam for the year 2025, which would enact changes to the Town of Amsterdam's Code to implement procedures governing shopping carts that are used at retail establishments or other businesses to take measures to prevent the removal of shopping carts from the shopping cart owner's premises, and to facilitate the retrieval of abandoned shopping carts.

Any resident of the Town of Amsterdam is entitled to be heard upon said proposed Local Law at said public hearing. Copies of said proposed Local law are available at Town Hall during normal business hours of Monday-Friday from 9 am – 4 pm or on our website at: www.townofamsterdam.org.

Dated: April 1, 2025

BY ORDER OF THE TOWN BOARD

A large, stylized handwritten signature in black ink, appearing to read "Linda Bartone Hughes".

Linda Bartone Hughes, Town Clerk
Town of Amsterdam

TOWN OF AMSTERDAM
PROPOSED LOCAL LAW NO. 3 OF 2025

AMENDMENT TO AMSTERDAM TOWN CODE
TO ADD SECTION ON
GOVERNINGSHOPPING CARTS OWNED OR CONTROLLED BY
RETAIL ESTABLISHMENTS OR OTHER BUSINESSES

Section 1. The Town Board of the Town of Amsterdam finds that abandoned shopping carts in the Town create hazards to the health and safety of the public, interfere with pedestrian and vehicular traffic, and create a public nuisance. To help alleviate these conditions, the Town Board hereby enacts Chapter ___ of the Amsterdam Town Code. Chapter ___ of the Town Code is intended to ensure that the owners of shopping carts that are used retail establishments or other businesses take measures to prevent the removal of the shopping carts from the shopping cart owner's premises, and to facilitate the retrieval of abandoned shopping carts in a manner consistent with state law.

Section 2. The Amsterdam Town Code is amended to add Chapter ___ follows:

Chapter ___ Shopping Carts

§ _____ Legislative findings and intent.

The Town Board of the Town of Amsterdam finds that abandoned shopping carts in the Town create hazards to the health and safety of the public, interfere with pedestrian and vehicular traffic, and create a public nuisance. The accumulation of abandoned shopping carts, sometimes wrecked and/or dismantled, on public and private property, also tends to create conditions that reduce property values and promote blight and deterioration. The Town Board therefore determines that it is appropriate that the Town of Amsterdam develop and implement procedures so that shopping carts remain on the premises of the shopping cart owner. This Chapter ___ is intended to ensure that the owners of shopping carts that are used retail establishments or other businesses take measures to prevent the removal of the shopping carts from the shopping cart owner's premises, and to facilitate the retrieval of abandoned shopping carts in a manner consistent with state law.

Penalties for offenses; authority to move Shopping Carts.

A. Any Shopping Cart Owner found in violation of § shall be punished by a fine of \$100 for the first offense, and \$250 for the second and each subsequent offense. Each Shopping Cart shall be a separate violation. Each day a Shopping Cart is off the Shopping Cart Owner Premises shall constitute a separate violation.

B. In emergency situations, and where public safety is or may be endangered, the Town has the authority to move the Shopping Cart in its reasonable discretion in order to alleviate such emergency or danger, without incurring any liability to the Shopping Cart Owner.

Section 3. The provisions of this local law are declared to be severable, and if any section, subsection, sentence, clause or part thereof is, for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of any remaining sections, subsections, clauses or part of this local law.

Section 4. This Local Law shall take effect immediately upon filing with the New York Secretary of State.