

LOCAL LAW NO. 1 OF 1980  
[As amended by Local Law No. 2 of 2000]

Be it enacted by the Town Board of the Town of Westerlo as follows:

Section 1. This local law shall be known as the “Westerlo Liquid Propane Law”.

Section 2. Definitions

- a. The term “person” shall include any natural person, corporation, association, society, organization, farm or partnership.
- b. The term “LP Gas vehicle” shall include an automobile, truck and/or trailer or a combination thereof used for the transport or storage or both of propane gas, liquified or not.
- c. The term “factory” shall include a mill, workshop or other manufacturing establishment where one or more persons are employed.
- d. The term “mercantile establishment” shall mean a place where one or more persons are employed in which goods, wares, merchandise or services are offered for sale.
- e. “Place of the public assembly” shall include a theatre, moving picture house, motion picture theatre, church, school, hotel or boarding house.
- f. “Residence” shall mean any place intended for human habitation currently in general use as such, whether or not persons are at that time actually physically therein.

Section 3. No person shall park, store or allow to remain stationary, a vehicle used for the transportation or storage or both of LP Gas in excess of 500 gallons in cylinders within 500 feet of a factory, mercantile establishment, place of public assembly or residence within the Town of Westerlo, except upon permit granted by order of the Town Board upon such information and assurances as the Town Board may reasonably request.

Section 4. No person shall install or maintain any stationary LP Gas storage cylinder, tank or other receptacle in excess of 500 gallons, except upon permit granted by order of the Town Board upon such information and assurances as the Town Board may reasonably request.

Section 5. Nothing contained in this Local Law shall prevent the parking of an LP Gas vehicle for a period not to exceed one hour at any place in the Town of Westerlo for the purpose of delivery of propane to retail customers or for meal or rest stops for the driver of said LP Gas vehicle.

Section 6. Any person who shall violate the provisions of this Local Law shall be guilty of a violation and shall be liable to a fine not exceeding \$500.00 or imprisonment not exceeding thirty (30) days or both.

Section 7. 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 judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or party, thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 8. This Local Law shall take effect immediately upon its filing as required by law.