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LAKE PLACID VILLAGE, INC.

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NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY given that the Board of Trustees of the Village of Lake Placid will hold a public hearing on Monday, July 21, 2025, at 5:05 p.m. in person at North Elba Town Hall, 2693 Main Street, First Floor, Lake Placid, NY and via videoconference to consider the following:

Proposed Local Law #3 of 2025 – A Local Law Regulating Peaceful Assembly and Public Demonstrations

The link for the videoconference will be the same as for that day's Board Meeting and available on the Village website. That day's Board Meeting will immediately follow the conclusion of the Public Hearings.

A complete copy of the proposed local law may be found on the Village website at: <https://northelba.villageoflakeplacid.ny.gov> or you may obtain a copy by e-mailing the Village Clerk at lpclerk@villageoflakeplacid.ny.gov.

All interested persons are invited to participate in the public hearing and will be given an opportunity to be heard.

This Local Law shall take effect immediately upon filing with the Secretary of State.

A handwritten signature in cursive script, reading "Anita A. Estling".

Anita A. Estling
Village Clerk

Dated: July 9, 2025

Village of Lake Placid Local Law No. __ of 2025
A Local Law Regulating Peaceful Assembly and Public Demonstrations

Section 1. Title and Purpose

This Local Law shall be known as the "Peaceful Assembly Ordinance of the Village of Lake Placid." Its purpose is to protect the rights of individuals to peacefully assemble and express themselves in public forums, while also ensuring public safety, the unobstructed flow of pedestrian and vehicular traffic, and the protection of public property. This law is intended to comply fully with the First and Fourteenth Amendments of the United States Constitution and all applicable laws of the State of New York.

Section 2. Definitions

As used in this Local Law:

- **Assembly:** Any public gathering, rally, protest, march, demonstration, or similar expressive activity involving 25 or more persons on public property within the Village of Lake Placid.
- **Organizer:** The individual or group responsible for the planning, coordination, or promotion of an Assembly.
- **Permit:** A written authorization issued by the Village Clerk permitting an assembly under the provisions of this Local Law.
- **Public Property:** All property owned or maintained by the Village of Lake Placid, including but not limited to streets, sidewalks, parks, and municipal parking lots.

Section 3. Permit Requirement

A permit shall be required for:

1. Any Assembly on Public Property;
2. Any march, parade, or procession that will occupy or travel through Village streets or sidewalks in a way that may disrupt normal use.

Spontaneous assemblies responding to current events shall not require a permit, provided they do not create a clear and present danger to public safety. Organizers of such events are encouraged to notify the Village Police Department in advance whenever possible.

Section 4. Application Process

A permit application shall be filed with the Village Clerk at least five (5) business days before the proposed Assembly. The Village Board of Trustees may waive this requirement for good cause shown.

Applications shall include:

- The name, address, and contact information of the organizer;
- The date, time, and location of the proposed Assembly;
- The expected number of participants;
- A description of any equipment, signs, structures, or amplified sound devices;
- If applicable, the proposed route of any march or procession.

Section 5. Permit Review and Issuance

The Village Clerk shall issue a permit unless:

1. The proposed event conflicts with another permitted use of the location or space;
2. The location is temporarily unsafe or inaccessible due to construction, emergency response, or hazard;
3. The event poses a demonstrable risk to public safety that cannot be mitigated through reasonable permit conditions.

Permit conditions may include reasonable regulations concerning the time, place, and manner of the Assembly, and must be content-neutral.

Section 6. Denial and Appeal

If a permit is denied, the Village Clerk shall provide a written explanation within two (2) business days of the decision. The applicant may appeal the denial to the Village Board of Trustees, which shall conduct a review within five (5) business days of receiving the appeal.

Section 7. Responsibilities of Organizers

Organizers are responsible for:

- Ensuring compliance with all permit conditions and applicable laws;
- Maintaining open access for emergency personnel and individuals with disabilities;
- Cleaning up litter, signage, and materials following the event.

Section 8. Prohibited Conduct

All participants in an Assembly must refrain from:

- Acts of violence or incitement to violence;
- Vandalism or defacement of property;
- Obstruction of emergency services or Village operations;
- Threatening, harassing, or intimidating other persons;
- Obstruction of pedestrian or vehicular traffic.

Section 9. Exemptions

The following are exempt from the permit requirement:

- Spontaneous demonstrations in response to recent events, provided they do not block traffic or endanger public safety.
- Events held on private property with the property owner's permission.

Section 10. Enforcement and Penalties

Violations of this Local Law or of permit conditions may result in:

- Revocation of the assembly permit;
- Civil penalties up to \$500 per violation;
- Immediate intervention by the Lake Placid Village Police Department if necessary to preserve public safety.

No individual shall be penalized for participating in a peaceful assembly solely on the basis of content or viewpoint expressed.

Section 11. Severability

If any provision of this Local Law is found to be invalid or unconstitutional by a court of competent jurisdiction, such finding shall not affect the validity of the remaining provisions.

Section 12. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State, in accordance with the Municipal Home Rule Law.