

## **Local Law #\_1 of 2026**

### **ADOPTION OF LOCAL LAW SECTION     OF THE CODE OF THE VILLAGE OF WASHINGTONVILLE**

**BE IT ENACTED** by the Board of Trustees of the Village of Washingtonville, New York, as follows:

Adopt §\_\_\_\_, “Filming”, to add the following

#### **§\_\_\_\_-1. Findings; purpose**

The Village Board finds that filming, as defined herein, in the Village of Washingtonville is a desirable practice that encourages artistic development, local economy and tourism. Nevertheless, the Village Board also finds that filming on private and public property in the Village may create significant hardship, inconvenience, danger and discomfort to the general public and residents of the Village of Washingtonville caused by temporary adverse impacts. By reason of the foregoing, the Village Board finds the health, welfare and safety of its residents will be served by adoption of a local law providing a means or regulating, by license, the undertaking of any filming on private or public property within the Village of Washingtonville. The Village Board does hereby ordain and enact this chapter to accomplish the aforesaid purposes. The existing policy of the Village of Washingtonville concerning filming, is hereby repealed, revoked and superseded in its entirety.

#### **§\_\_\_\_-2. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

#### **FILMING**

The taking of motion pictures, commercials and advertisements and television shows, whether on film, videotape, photograph, digital recording or by other recording medium, for commercial, educational, or not-for-profit purposes/uses. This definition includes, but is not limited to, on-site presence and mobilization, setup, and breakdown. This definition shall not include, and no permit or fee shall be required for:

- A. Activities conducted solely for the purpose of reporting news for newspapers, television and other news media;
- B. Activities conducted entirely within a fixed place of business, whether for commercial, noncommercial or educational purposes, where such activities are regularly and lawfully conducted on the premises;

- C. Activities conducted for use in a criminal investigation or civil or criminal court proceeding; or
- D. Activities taking place under sponsorship of the Village of Washingtonville.

### § \_\_\_\_-3. License required

No filming shall be permitted on any private or public property within the Village of Washingtonville, whether or not a fee is to be paid or anything of value changes hands for use of such property, unless the owner or tenant in control of the property, or, in the case of filming on public property, the person or entity conducting the filming, hereinafter sometimes referred to as the "Applicant(s)," first makes an application to and obtains a license from the Mayor who shall obtain the approval of the Police Chief. Said license may be denied by the Mayor in his/her sole discretion.

### § \_\_\_\_-4. License applications and fees.

- A. Applications shall be submitted to the Mayor on the form set forth as Attachment A hereto (the "Application Form") together with the proof of insurance and the applicable fee. The Application Form may be amended from time to time by the Board, however the Application Form must contain the following information:
  - (1) The name, address and contact information for the Applicant;
  - (2) The location of the property where filming is to take place;
  - (3) The dates and times when said filming is to take place, including potential rain dates (where filming is to take place outdoors);
  - (4) A statement concerning whether the Applicant is the owner or tenant in possession of the subject property, and if the Applicant is not the owner, the name of the owner of the property and the property owner's authorization;
  - (5) The name of the person or entity the Applicant wishes to allow to film, if other than the applicant;
  - (6) Such other information as the Village may require.
- B. The Applicant shall mail copies of its application, use plan (as described below) and all supporting documents, simultaneously with its filing with the Mayor, to the owners of all properties within a radius of 500 feet of the location of filming. Proof of mailing shall be submitted to the Mayor no later than five business days after submission of an application pursuant to this chapter.
- C. The Applicant shall submit a use plan with its application, which plan shall show:

- (1) The streets or sidewalks that will need to be closed, if any;
  - (2) The location of any vehicles or equipment that will be stored on location during the course of the filming;
  - (3) The location and construction of any temporary structures to be placed or constructed in connection with the filming;
  - (4) Parking plans, if applicable;
  - (5) Measures intended to mitigate potential temporary adverse impacts, if applicable; and
  - (6) The name, local address and local telephone number of a person who will be available 24 hours a day during the activity and who shall have control of and responsibility for the direction of all participants in the permitted activity and for the property for which the activity is permitted.
- D. The Mayor shall seek the advice of the Chief of Police, Building Inspector and such other Village officials as the Mayor deems necessary in reviewing such application.
- E. The Mayor may attach conditions and safeguards ensuring the orderly conduct of the activity and the minimization of impacts of such uses and may specify the duration and hours of operation of such activities. The Mayor may require as a condition of any license that the Applicant utilize the services of a Village of Washingtonville police officer or officers at the rate set forth in the Village Fee Schedule.
- F. The Mayor may require the Applicant to deposit with the Village Clerk money sufficient to cover the anticipated cost of police services or any other charge incurred by the Village in connection with a proposed film project. Unused portions of such deposit shall be returned to the Applicant within five business days following completion of filming, and if conducted wholly or partly on public property, restoration of the film location to its prior condition. Any unpaid balance for such charges not covered by the deposit shall be paid in full to the Village no later than five business days after completion of filming.
- G. Where filming shall take place wholly or partly on public property, the Mayor may require the Applicant to post reasonable bond to assure adherence to the permit conditions set forth. The Mayor may further require an Applicant to furnish the Village with a hold harmless and indemnification agreement, together with certificates of insurance acceptable to the Village, relieving the Village from any potential liability by virtue of the Applicant's activities.
- H. The Chief of Police shall have the power to cause the conditions set by any special license granted under this section to be enforced.

#### § \_\_\_\_-5. License fee.

Each Applicant shall pay a daily fee to the Village of Washingtonville, as set forth in a fee schedule determined by the Village Board, for any filming subject to licensing pursuant to this chapter. The Application Form shall set forth the fee schedule as amended from time to

time by the Board.

§ \_\_\_\_-6. Limitations of activities; performance requirements.

- A. Unless the Village Board provides otherwise by resolution, filming shall not be conducted at the same location (i.e., in the same building or at the same location) on more than seven days per calendar year.
- B. Unless the Mayor provides otherwise by resolution, filming may not take place at any time except between the hours of 8:00 a.m. and 7:00 p.m., Monday through Friday. The use of trailers and other facilities set up by the Applicant in connection with filming shall be subject to the same time limitations.
- C. Applicants shall take reasonable steps to minimize the creation and spread of debris and garbage from the filming location and shall be responsible for the removal of all equipment, debris and garbage upon completion of filming or expiration of the license, whichever comes first. Applicants shall clean and restore all public property utilized during filming to the same condition as existed prior thereto.

§ \_\_\_\_-7. Affected business fee.

Where filming requires closure of any public right-of-way and thereby temporarily eliminates access to an adjacent business, the Mayor, in his/her sole discretion, may require as a condition of the license that the Applicant compensate the affected business(es) for the resulting loss of income caused by elimination of access, which compensation shall be in proportion to the duration of time for which access to the affected business is obstructed.

§ \_\_\_\_-8. Penalties for offenses.

- A. The Chief of Police may revoke a license issued pursuant to this chapter if the holder, or any agents, employees, or contractors thereof, fails to comply with the conditions set forth in the license, this chapter, or any other law, rule, regulation or ordinance. Notice of the grounds for revocation of the license shall be provided, in writing, to the Applicant.
- B. The Chief of Police may suspend a license issued pursuant to this chapter when the filming activities pose a hazard to persons or property and the location manager will not, or cannot, prevent the hazard after being instructed to do so by an officer of the Village of Washingtonville.
- C. Violation of the terms and conditions of a license, without prior written modification by the Mayor, shall constitute a forfeiture of the privileges conveyed pursuant to the license, requiring that all filming activities cease immediately.
- D. Any person or entity of any kind who or which fails to obtain the license required herein or

otherwise violates any provision of this chapter shall, upon conviction, be guilty of an offense punishable by a fine of not more than \$5,000 per day per offense plus the cost of the film permit fee as set forth in the Washingtonville Fee Schedule, as amended, or by imprisonment not exceeding 15 days, or by both such fine and imprisonment. The Village may place a lien on the property for any unpaid fines that are due and owing to the Village.

- E. The imposition of such penalty shall not be the Village's exclusive remedy in the event of a violation of this chapter. The Village may pursue any and all other legal remedies available to it in connection with any violation of this chapter, including recovery of costs and reasonably attorney's fees incurred in the prosecution of any criminal or civil proceeding.

#### § \_\_\_\_-9. Construction with other laws.

- A. No Applicant granted a license pursuant to this chapter shall be cited for a noise violation or for any violation restricting the hours of outdoor work unless such is a violation of the conditions of their license.
- B. A license granted pursuant to this chapter which provides for the temporary closure of a public right-of-way shall satisfy the requirement for such permit or license as otherwise provided in the Village Code.
- C. Site plan approval is not required for filming or placement or construction of any temporary structure in connection therewith, except that the Building Inspector, or their designee, shall be permitted to inspect any such temporary structure to ensure it does not pose a danger to the public.

#### § \_\_\_\_-10. Previous violations.

Notwithstanding any of the foregoing, no Applicant who has been previously convicted of a violation of this chapter shall be granted a permit hereunder for a period of 24 months from the date of such conviction and satisfaction of fines in connection therewith.

#### § \_\_\_\_-11. Waiver.

The Village Board may authorize a waiver of any of the requirements and/or limitations of this chapter whenever it determines that strict compliance with such limitations or requirements will pose an unreasonable burden upon the Applicant and that such license may be issued without endangering the public's health, safety or welfare.

Village of Washingtonville  
Board of Trustees Resolution  
JANUARY 20, 2026

**RESOLUTION ADOPTING LOCAL LAW SECTION \_\_\_\_  
OF THE CODE OF THE VILLAGE OF  
WASHINGTONVILLE**

**WHEREAS,** on \_\_\_\_January 5, 2026, a proposed Local Law was placed on the desks of the members of the Board of Trustees to Adopt Section \_\_\_\_, “Filming”, of the Code of the Village of Washingtonville and;

**WHEREAS,** on \_\_\_\_January 20, 2026 a public hearing was held on said Local Law in the Washingtonville Village Hall after due publication of said notice of Public Hearing, and;

**WHEREAS,** on January 20, 2026 said public hearing was duly closed;

**NOW, THEREFORE, BE IT**

**RESOLVED,** that said Local Law be and the same is hereby adopted and shall be known as Local Law \_\_\_\_1\_\_\_\_\_ for the year 2026 in the Village of Washingtonville and that no other changes of the Village of Washingtonville Code or any other provisions of the Village of Washingtonville Code shall be affected by this Resolution.

Motion by:

Second by:

Roll Call Vote: