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## **PART 583**

### **STATE UNIVERSITY COLLEGE AT OSWEGO**

Sec

|       |   |
|-------|---|
| 583.1 | Statement of purpose                          |
| 583.2 | Application of Part and jurisdiction          |
| 583.3 | Definitions                                   |
| 583.4 | Vehicular regulations and procedures          |
| 583.5 | Miscellaneous regulatory provisions and rules |
| 583.6 | Lack of space and/or intent                   |
| 583.7 | Adjudicatory procedures                       |
| 583.8 | Penalties and remedies                        |
| 583.9 | Traffic control                               |

#### **§ 583.1 Statement of purpose.**

This Part is intended to safeguard the general welfare of the college community members and guests and to promote order and ease of movement on the campus by supplementing the New York State Vehicle and Traffic Law, which is in full force and effect on the campus.

#### **§ 583.2 Application of Part and jurisdiction.**

(a) This Part shall govern the operation and parking of vehicles by students, faculty and other staff, licensees, invitees, and all other persons, whether or not presence is authorized, upon the campus of the State University College at Oswego, and also upon or with respect to any other premises or property under the control of said college. Any violation of any section of the Vehicle and Traffic Law or any applicable order of the Department of Transportation shall be punishable as provided by such law. Such laws may be enforced in any courts having jurisdiction. A complaint regarding any violation of the Vehicle and Traffic Law, or any county or municipal traffic ordinance, law, order, rule or regulation applicable on the campus shall be processed in accordance with applicable law.

(b) While supplementing the jurisdictional application of this Part to parking lots on the subject premises, the laws regulating use of vehicles promulgated by the State of New York shall apply exclusively on campus roadways.

#### **§ 583.3 Definitions.**

(a) College community member--every person who is officially affiliated with the State University College at Oswego, in a full-time or part-time capacity, as a student and/or faculty or staff member, and every employee, board member or officer of any organization over which the State University College at Oswego has direct or indirect control.

(b) Student--any person registered as a student at the State University College at Oswego for the purpose of attending classes. This definition includes persons registered as undergraduate, graduate, extension, nonmatriculated and special students.

(c) Subject premises--the campus of the State University College at Oswego and any other premises or property under such college's control.

(d) Vehicle--every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power.

**§ 583.4 Vehicular regulations and procedures.**

(a) Registration of vehicles.

(1) Every college community member shall register each vehicle which he or she may operate or park on the subject premises.

(i) Each vehicle to be operated or parked on said premises by a member of the college community shall display only current, legible college vehicle identification stickers, permanently affixed to the left side of the front and rear bumpers of such vehicle in a manner that will make them visible and legible from the front or rear of the vehicle (not upside down or on the underside of the bumper). Taping or clipping on such stickers is not considered as being permanently affixed. Motorcycles and motor scooters shall display one sticker affixed to the gas tank or rear fender.

(ii) Registration stickers shall be obtained by filing a vehicle registration application for each vehicle with payment of a registration fee, as approved by the chancellor or his designee, for each application, which fee shall be subject to the provisions of any collective bargaining agreement covering State employees. Such application may be filed and such fee may be paid at the office of the department of public safety, or such other place as may be designated, on or before the 10th day after college community membership status is acquired. Such registration(s) shall be effective for the academic year in which issued. Registration(s) shall be renewable annually during the month of August by reapplication and payment as provided herein.

(iii) All changes in the State license or registration of a motor vehicle registered as provided herein shall be reported immediately to the department of public safety, and registration(s) shall be revised upon payment of a fee as approved by the chancellor or his designee.

(2) Licensees and invitees (including all other persons whose presence on the subject premises is authorized). Every such person shall register each vehicle which he or she may park on the subject premises (excluding the visitors' parking spaces so posted and located adjacent to Culkin Hall and Sheldon Hall) by obtaining a visitors' parking permit from the department of public safety, located in Rich Hall. Such permit shall be obtained prior to parking on the subject premises, and shall be effective for a period designated in writing by the issuing officer on said permit.

(3) Medical permits. College community members may apply for said special parking and registration permit(s) by submitting a written request for same to the department of public safety. Such a request shall be accompanied by a statement, signed by the college physician, indicating the necessity for such permit.

(b) Vehicular parking.

(1) General prohibitions. No motor vehicle shall be parked in or on any of the following:

(i) campus roadways;

(ii) fire lanes, within 20 feet of any fire hydrant, any outside standpipe or any emergency zone so as to interfere with the use of the foregoing;

(iii) service areas or loading docks;

(iv) sidewalks and pedestrian walkways;

(v) any area in which the parking of any motor vehicle may impede ingress to or egress from any building by any pedestrian or authorized vehicle;

(vi) crosswalks;

(vii) any area in which parking may be restricted by the college as provided herein;

(viii) employee or commuter lots between 12 midnight and 6 a.m.; or

(ix) on subject premises outside the boundaries of parking lots.

(2) Parking in lots.

(i) Every vehicle parked in a parking lot shall be so parked as to be located within the confines of one parking space as may be designated by stripes painted on the lot surface.

(ii) Authorized parking.

(a) Vehicles for which an effective visitors' parking permit has been issued shall be parked only in an area posted for visitors' parking, or in a lot for which special authorization has been granted in writing on the visitors' parking permit.

(b) Any vehicle for which a campus community member has obtained registration shall be parked in the appropriate lot according to such member's status at the college and as may be specified on such member's registration sticker. Students may park in employee lots from 5 p.m. until 12 midnight weekdays and from 7 a.m. until 12 midnight on weekends.

(c) No college community member shall park in any area posted as reserved without first having been issued a reserved area parking sticker or other authorization from the department of public safety.

(d) The parking lots are designated as follows:

**Lot. No. Location Designated for authorized parking by:**

CR 1 West of Walker Health Center Campus resident/commuter students

E 2 Maintenance complex Employees

R 3 Rudolph Road Lakeside Campus resident students

ECR 5 South of Laker Hall Employees; resident/commuter students

E 6 Rear of Sheldon Hall Employees

ECR 7 South Athletic Field Employees; resident/commuter students

E 8 East side of Snygg Hall Employees

CR 9 South of Funnelle Hall Campus resident/commuter students

E 10 North side of Swetman Hall Employees

R 11 Western dorms Campus resident students

R 13 Western dorms Campus resident students

C 15 East of King Hall Commuter students

C 17 North side of Swetman Hall Commuter students

C 18 South of Hart Hall Employees

R 19 East of Moreland Hall Campus resident students

ECR 20 Walker Health Center Infirmary employees/student patients

E 22 East side of Penfield Library Employees

C 21 NW of Swetman Hall Commuter students

Excepting, however, that the college reserves the right to restrict or otherwise control the use of authorized spaces in all parking areas.

(iii) Parking fees as approved by the chancellor, or designee, shall be charged for motor vehicles parked within designated lots, consistent with applicable collective bargaining agreements and in accordance with guidelines established by the chancellor or designee. Such guidelines shall provide that the determination of the amount of the fee be substantially based on an analysis of the costs attributable to the operation and maintenance of the parking facilities owned and operated by the College at Oswego.

(3) The parking of any vehicle in any way other than as specified herein or the parking of any vehicle for which a college registration or visitors' parking permit has not been issued shall constitute a violation of this Part by the person in whose name said college registration or permit has been issued, except that vehicles owned by the State or New York or Auxiliary Services Association of this college need not be registered by the college and business invitees not directly affiliated with the college may park vehicles in the designated visitors' parking area of the Culkin Hall or Sheldon Hall lot without obtaining a visitors' permit, so long as such vehicle remains as parked only during its operator's transaction of official business on the campus.

(c) Vehicular operation. No vehicle shall be operated:

(1) at a speed in excess of 20 miles per hour, or where otherwise posted at a speed in excess of such posted speed limit; and/or

(2) in a reckless or careless manner or at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing; and/or

(3) with disregard to any traffic sign, signal, and/or pavement markings; and/or

(4) on any sidewalk, pedestrian walkway or lawn.

**§ 583.5 Miscellaneous regulatory provisions and rules.**

(a) No person shall:

(1) operate a motor powered snow sled or snowmobile on the subject premises without prior approval of the chief administrative officer or his/her duly authorized designee;

(2) provide any false or misleading information, whether by act or omission, when applying for any registration or permit pursuant to this Part or when otherwise required or requested by a college official to provide information concerning the operation or parking of a vehicle on the subject premises or grounds;

(3) abandon a vehicle on the subject premises or grounds;

(4) operate or park a vehicle on the subject premises or grounds if the registration or permit for any vehicle under such person's control, by reason of ownership or otherwise, has been revoked or a registration application or permit request made by such person has been denied.

(b) All vehicular accidents occurring on the subject premises or grounds shall immediately be reported to the department of public safety by the involved person(s).

(c) Every registrant or permittee in whose name a vehicular registration or permit has been issued, as provided herein, shall be primarily responsible for the operation and/or parking of the vehicle on the premises or grounds by any person using or operating the vehicle with the permission, express or implied, of such registrant or permittee.

(d) Regulations related to snow removal.

(1) Resident students must move their vehicles from resident lots for snow removal following posting of this requirement in residence halls. Posting will be completed no less than six hours prior to commencement of snow removal operations. Vehicles not removed will be ticketed and towed at the owner's expense.

(e)

(1) Vehicles left on the subject premises through Thanksgiving recess, winter recess and spring recess must be parked in the centermost row of Lot ECR-7.

(2) No vehicles are to be left on the subject premises through the summer recess. (From date of spring graduation until the beginning of the next fall semester.)

**§ 583.6 Lack of space and/or intent.**

No defense. The lack of space in which to park a vehicle in compliance with this Part and/or the lack of intent to commit a violation of any section hereof shall be no defense in any action concerning any such alleged violation.

**§ 583.7 Adjudicatory procedure.**

Violations of this Part shall be determined in accord with the following procedure:

(a) A complaint regarding any violation of this Part shall be in writing reciting the time and place of the violation and the title, number of substance of the applicable regulation.

(1) The citation shall be subscribed by the officer witnessing the violation and shall be served upon the alleged violator or attached to the vehicle involved.

(2) The citation shall indicate the amount of the fine assessable for the violation, and shall state that if the person charged does not request a hearing on the violation prescribed herein, the fine shall be paid at the department of public safety within five calendar days after the service of the citation.

(3) The citation shall recite that if the fine has not been paid, a hearing may be requested within 48 hours after service of the charges by such alleged violator's appearing in person or responding by mail at the department of public safety or such other place as may be designated on the citation.

(4) The citation shall recite that if the alleged violator fails to appear at the time and place fixed for the hearing, or should no hearing be requested as provided herein, an appropriate penalty shall be imposed based upon the violation alleged.

(b) A hearing officer or board, the membership of which shall not exceed three persons, shall hear complaints for violation(s) of this Part. Such hearing officer or board shall not be bound by the rules of evidence but may hear or receive any testimony or evidence which is, in the discretion of such officer or board, directly relevant and material to the issues presented.

(c) At the conclusion of the hearing, or not later than five business days thereafter, such hearing officer or board shall file a report in its official records and shall transmit a notice of decision to the alleged violator. Such report for the official records of the hearing officer or board shall include:

(1) the name and address of the alleged violator;

(2) the time and place where the complaint was issued;

(3) the regulation(s) violated;

(4) a concise statement of the facts established on the hearing based upon the testimony or other evidence presented;

(5) the time and place of the hearing;

(6) the names of all witnesses;

(7) each adjournment, if any, stating upon whose application and to what time and place it was made; and

(8) the decision (guilty or not guilty) of the hearing officer or board.

**§ 583.8 Penalties and remedies.**

(a) Fines.

(1) A violation of any procedure, rule or regulation contained in sections 583.4 and 583.5 of this Part shall be punishable by a fine of \$20, payable in cash, check, or credit card, to the State University College at Oswego within two business days from the date of the hearing officer's opinion if a hearing is requested. Otherwise, within five calendar days of the citation issuance for tickets issued for unregistered vehicles, the first ticket will be voided if the vehicle is properly registered within 72 hours of the date of issuance. For guests who receive tickets for being unregistered, the first ticket will be voided upon payment of the \$1 visitors permit.

(2) The prosecution and collection of fines involving all other persons shall be in accordance with applicable law.

(b) Revocation of vehicular registration. Upon a finding that 10 or more violations of this Part, for which fines are paid or unpaid, have been incurred during one vehicular registration period (commencing in the month of August, or such time thereafter when vehicular registration or renewal was effected, and extending to the first day of August of the following calendar year), such vehicular registration(s) as may be issued in the name of such offending registrant shall be revoked for the duration of the effective registration period; and such person shall be barred from applying for any vehicular registration or renewal during said period of revocation.

(c) Removal of vehicles. In addition to the penalties prescribed herein, the college may remove or have removed, by towing or otherwise, at the expense of removed vehicle's owner or registrant, any vehicle which is parked in violation of this Part.

**§ 583.9 Traffic control.**

(a) Parking is prohibited on or along both sides of all highways on the grounds of the State University College at Oswego, City and Town of Oswego, Oswego County.

(b) 20 MPH is established as the maximum speed limit at which vehicles may proceed on highways on the grounds of the State University College at Oswego, City and Town of Oswego, Oswego County.

(c) Yield intersections. The following intersections on the grounds of the State University College at Oswego, City and Town of Oswego, Oswego County, are designated as yield intersections:

Intersection with yield sign on Entrance(s) from

- (1) Rudolph Road Centennial Drive South
- (2) Onondaga Hall Drive Seneca Hall Drive East
- (3) Centennial Drive Takamine Street East
- (4) Centennial Drive Swetman Hall Drive West
- (5) Rudolph Road Swetman Hall Drive South
- (6) Southbound Roadway Iroquois Trail West of Main Entrance Road
- (7) Northbound Roadway Iroquois Trail West of Main Entrance Road
- (8) Southbound Roadway Iroquois Trail East of Main Entrance Road
- (9) Northbound Roadway West End Avenue Ext. East of Main Entrance Road
- (10) Onondaga Hall Drive Seneca Complex Drive East

(d) Stop intersections. The following intersections on the grounds of the State University College at Oswego, City and Town of Oswego, Oswego County, are designated as stop intersections:

**Intersection of With stop sign on Entrance(s) from**

- (1) Intersection of Iroquois Onondaga Hall Drive East Trail

- (2) Intersection of Iroquois South Drive Parking Lot #11 West Trail
  - (3) Intersection of Iroquois North Drive Parking Lot #11 West Trail
  - (4) Rudolph Road Drive from Parking Lot #13 Southeast
  - (5) Rudolph Road Johnson Hall Drive Northeast
  - (6) Centennial Drive Drive from Parking Lot #10 West
  - (7) Centennial Drive Drive from Parking Lot #17 West
  - (8) Hewitt Union Drive Funnelle Drive East
  - (9) West End Avenue East Drive from Parking Lot # 9 North Connection
  - (10) West End Avenue West Drive from Parking Lot # 9 North Connection
  - (11) Access Road to Drive from Maintenance Center North Rt. US 104 and Johnson Rd
  - (12) Rudolph Road Health Center Parking Lot Drive West
  - (13) Washington Boulevard Centennial Drive North
  - (14) Rudolph Road Onondaga Hall Drive South
- (e) One-way traffic. The following roadway on the grounds of the State University College at Oswego, City and Town of Oswego, Oswego County, is designated for one-way traffic:

(1) Onondaga Hall Drive between Seneca Hall Drive and Onondaga Hall Drive Circle for traffic proceeding in a southerly direction only.

(2) Johnson Hall Drive off Rudolph Road for traffic proceeding north and west only.