

DRUG-FREE SCHOOL ZONE ORDINANCE

WHEREAS, the New York State Legislature, by L. 1986.C. 280, enacted in 1986, enacted new provisions to the State's criminal law, creating a new type of felony drug offense for the criminal sale of a controlled substance, including alcohol, to a person less than 19 years of age in or on the property of an elementary or high school or within 1000 feet of the school's boundary line, and

WHEREAS, while recognizing that such sales had long been unlawful, the new laws enacted were deemed created to serve as the vehicle for increasing the available penalties, and

WHEREAS, according to the memorandum in support of the legislation, these amendments to the State Penal Law were "deemed to protect the young who are the most vulnerable victims of drugs, while at the same time punishing severely those who prey on the young by selling them drugs", and

WHEREAS, the President of the Board of Education of the LaFayette School District has requested that the Town Board of the Town of LaFayette adopt legislation declaring a Drug-Free Zone around all public schools in the Town of LaFayette, and the adoption of official Town maps which spell out the scope of this zone around the respective existing school in LaFayette, and

WHEREAS, this request and official map designation has been strongly endorsed by The LaFayette Drug Free School and Community Advisory Board, as an added tool to protect the youth of this community from the exposure to and sale of controlled substances, now, therefore,

BE IT ORDAINED, by the Town Board of the Town of LaFayette, New York, that it does hereby authorize and approve the adoption of a map depicting the location and boundaries of Drug-Free School Zones in the Town of LaFayette, New York, a copy of which is attached hereto and made a part hereof, to constitute the official Drug-Free Zone Map of this community, in accordance with the terms and conditions set forth herein:

SECTION 1. In accordance with and pursuant to the authority of L.1986, C. 280, Section 6, the Drug-Free School Zone Map produced on or about February 3, 1994 by the Town of LaFayette, it hereby approved and adopted as an official finding and record of the location and areas within the municipality of property which is used for school purposes and which is owned by or leased to any elementary or secondary school or school board, and of the areas on or within one thousand feet of such school property.

SECTION 2. The Drug-Free School Zone Map approved and adopted pursuant to Section 1 of this Ordinance shall continue to constitute an official finding and record as to the location and boundaries of areas on or within one thousand feet of property owned by or leased to any elementary or secondary school or school board which is used for school purposes until such time, if any, that this Ordinance shall be amended to reflect any additions or deletions with respect to the location and boundaries of school property and Drug-Free School Zones.

SECTION 3. The School Board, or the chief administrative officer in the case of any private or parochial school, is hereby directed and shall have the continuing obligation promptly to notify the Town Board of the Town of LaFayette of any changes or contemplated changes in the location and boundaries of any property owned by or leased to any elementary or secondary school or School Board and which is used for school purposes.

SECTION 4. The Clerk of the municipality is hereby directed to receive and to keep on file the original of the map approved and adopted pursuant to Section 1. of this Ordinance, and to provide at court which may from time to time request such a copy, along with a certification that such copy is a true copy of the map approved and adopted therein and kept on file. It is hereby further directed that true copy of such map and of this Ordinance shall be provided without cost to the Onondaga County Clerk and to the Office of the Onondaga County District Attorney.