

Town of Amboy Resolution Regarding ATV Use on Town Roads

Resolution No. 3 of 2026

WHEREAS, the Town Board of the Town of Amboy has received a request to designate multiple town highways for the operation of all-terrain vehicles (ATVs); and

WHEREAS, under New York State Vehicle and Traffic Law §2405, ATVs are generally prohibited from operating on public highways unless a municipality specifically designates and posts such highways for ATV travel; and the New York State Vehicle and Traffic Law, Section 2405 allows for the opening of town roads only to access existing off-road areas and trails open to ATV use when it is **otherwise impossible** to access these areas without the use of said road; and

WHEREAS, the West Amboy Fire Department has expressed concerns regarding increased risk of accidents and injuries that may result from ATV use on town highways; and

WHEREAS, the Town Highway Department has identified potential roadway damage and maintenance concerns associated with ATV traffic on municipal roads; and

WHEREAS, the Town's municipal insurance carrier has raised concerns regarding potential liability exposure associated with permitting ATV operation on town highways; and

WHEREAS, the Town currently has little to no established ATV trail infrastructure on public or private lands within the Town; and

WHEREAS, the Town Board believes that trail systems should first be established through agreements with private landowners before any consideration is given to designating connecting roadway segments.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Amboy declines at this time to designate any new town highways not previously approved for ATV use; and

BE IT FURTHER RESOLVED, that the Town Board may revisit this matter in the future should ATV trail systems be established within the Town and conditions allow for limited roadway connections consistent with New York State law and municipal safety and infrastructure considerations.

Upon a motion by Sarah B. and seconded by Larry R. the foregoing resolution was APPROVED as presented.

Supervisor	<u>Holly Humphreys</u>	-	aye
Council Member	<u>Sarah Babcock</u>	-	aye
Council Member	<u>B. Miller</u>	-	aye
Council Member	<u>Liam McHugh</u>	-	aye
Council Member	<u>[Signature]</u>	-	aye

I hereby certify that the foregoing resolution, designated as resolution number 3 of 2026 of the Town of Amboy, was duly passed by the Town Board on May 18, 2026 in accordance with applicable provisions of law.

Mary Ann Clark

Mary Ann Clark, Amboy Town Clerk