

Local Law Filing

New York State Department of State  
99 Washington Avenue, Albany, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  
City of Orleans, New York  
Town  
Village

Local Law No. 3 of the year 2010.

A local law Authorizing County Relevy And Reimbursement  
For Local Remediation Expenses  
(Insert Title)

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County  
City of Orleans, New York as follows:  
Town  
Village

Section 1. PURPOSE: This Local law is intended to establish a procedure for the use of County tax enforcement processes to assist local governments in their exercise of their police powers concerning unsafe buildings or hazardous situations.

Section 2. PROCEDURE: (a) The County will relevy local expenses for demolition or remediation activities as a component of the next County property tax bill levied against the subject parcel. The County will reimburse the local government for those relevied expenses and seek full recovery through County tax enforcement proceedings. (b) If tax enforcement does not provide full reimbursement, the local government will repay the County for the unreimbursed portion. The local repayment may be made by direct payment or by administrative charge against either the local tax warrant or the County's annual settlement payment for relevies. (c) This relevy and recoupment method will be used only when the County and locality have both authorized its use. The County Treasurer is hereby expressly authorized to recoup any unauthorized relevies by the most convenient method.

Section 3. EFFECTIVE DATE: This Local Law shall take effect immediately upon its filing in the New York State Department of State.

**(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)**

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2010, of the (County) (City) (Town) (Village) of Yates, New York was duly passed by the Legislature on August 11, 2010, in accordance with the applicable provisions of law. (Name of Legislative Body),

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County) (City) (Town) (Village) \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved) (not disapproved) (Name of Legislative Body) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted (Elective Chief Executive Officer\*) on \_\_\_\_\_ 2008, in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County) (City) (Town) (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved) (not disapproved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was submitted to (Elective Chief Executive Officer) the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special) (annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_ of 20\_\_\_\_ of the (County) (City) (Town) (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_, and was (approved) (Name of Legislative Body) on \_\_\_\_\_ (not disapproved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_, 20\_\_\_\_, in accordance with the applicable provisions of law.

**\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

**5. (City local law concerning Charter revision proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36) (37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special) (general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

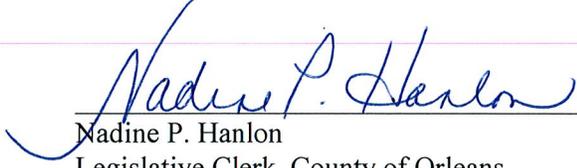
**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

(SEAL)

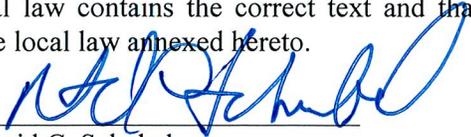
  
\_\_\_\_\_  
Nadine P. Hanlon  
Legislative Clerk, County of Orleans

Date: 8-16-2010

**(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)**

STATE OF NEW YORK  
COUNTY OF ORLEANS

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

  
\_\_\_\_\_  
David C. Schubel  
County Attorney

County of Orleans

Date: 8/11/2010



STATE OF NEW YORK  
**DEPARTMENT OF STATE**  
ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001

DAVID A. PATERSON  
GOVERNOR

LORRAINE A. CORTÉS-VÁZQUEZ  
SECRETARY OF STATE

August 31, 2010

Nadine P Hanlon  
Clerk  
3 South Main Street  
Albion NY 14411-1495

**RECEIVED**

SEP 07 2010

ORLEANS COUNTY  
LEGISLATURE

**RE: County of Orleans, Local Law 3, 2010, filed on August 26, 2010**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated.  
Additional local law filing forms can be obtained from our website,  
[www.dos.state.ny.us](http://www.dos.state.ny.us).

Sincerely,  
State Records and Law Bureau  
(518) 474-2755