

original mailed to Sec for filing 12/17/03

COPY

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

Local Law Filing

(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 LYME
Town
Village

Local Law No. 1 of the year 20 03

A local law to change the term of office for Tax Collector from two-years to four-years
(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)
County
City
of LYME as follows:
Town
Village

Article 1. - Statement of Authority. The Town Board of the Town of Lyme, pursuant to the authority granted it under §10 of the Municipal Home Rule Law of the State of New York, hereby enacts as follows:

Article 2. - Statement of Purpose and Findings. The Town Board of the Town of Lyme finds that certain key elective positions within the Town such as the Town Tax Collector would benefit from a longer term of office so as to provide greater continuity for the Town. This position requires a greater amount of skill and knowledge than other elective offices of the Town and therefore, there is a greater need for a longer term. It is the purpose of this local law to expand the term of office for Town Tax Collector from two (2) years to four (4) years.

Article 3. - Enactment. The Town Board of the Town of Lyme hereby states that henceforth the term of office for Town Tax Collector shall be four (4) years.

Article 4. - Supersession. This local law is specifically intended to supersede the provisions of Section 24-a of the Town Law of the State of New York to allow any Town Tax Collector elected at the same time as the law is approved by the voters to serve a full four year term.

Article 5. - Severability. If any part of this local law shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this local law.

Article 6. - Effective Date. This local law shall become effective only if passed by the affirmative vote of a majority of voters voting at the next general Town election.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, 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) of _____ was duly passed by the _____ on _____ 20____ and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 20 03 of the ~~(County)(City)(Town)(Village)~~ of Lyme was duly passed by the Town Board on July 16 20 03, and was (approved)(~~not approved~~) (repassed after disapproval) by the Town Supervisor on July 16 20 03.

(Name of Legislative Body)

(Elective Chief Executive Officer)*

Such local law was submitted to 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 November 4 20 03, 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 _____ on _____ 20____, and was (approved)(not approved) (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.

(Name of Legislative Body)

(Elective Chief Executive Officer)*

* 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 chairperson 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.)

Thereby 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 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-, above.

Luina Cornino

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: December 11, 2003

(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 JEFFERSON

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.

Signature

Town Attorney

Title

County

City

of Lyme

Town

Village

Date:

Town Clerk
TRINA COMINS

MICHAEL CALLAHAN
Supervisor

Supt. Of Highways
THOMAS PARKER

Councilwoman
LYNDA CARNEY

TOWN OF LYME

Councilwoman
JEAN STOVER

Councilman
MICHAEL COUNTRYMAN

JEFFERSON COUNTY
P.O. Box 66

Councilman
RONALD YOUNG

CHAUMONT, NEW YORK 13622

PH: (315) 649-2788 FAX: (315) 649-2049 TTD: (800) 662-1220

E-Mail: lymetownclerk@aol.com

RESOLUTION 2003-110

Proposed Local Law No. 1 of 2003 – Four-Year Term Tax Collector

Resolution 2003-110 by Councilman Countryman and seconded by Councilwoman Stover the following:

Article 1. – Statement of Authority. The Town Board of the Town of Lyme, pursuant to the authority granted it under §10 of the Municipal Home Rule Law of the State of New York, hereby enacts as follows:

Article 2. – Statement of Purpose and Findings. The Town Board of the Town of Lyme finds that certain key elective positions within the Town such as the Town Tax Collector would benefit from a longer term of office so as to provide greater continuity for the Town. This position requires a greater amount of skill and knowledge than other elective offices of the Town and therefore, there is a greater need for a longer term. It is the purpose of this local law to expand the term of office for Town Tax Collector from two (2) years to four (4) years.

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Article 5. – Severability. If any part of this local law shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this local law.

Article 6. – Effective Date. This local law shall become effective only if passed by the affirmative vote of a majority of voters voting at the next general Town election.

Five ayes. Motion carried.

STATE OF NEW YORK)
COUNTY OF JEFFERSON) SS:
TOWN OF LYME)

I, Trina Comins, Town Clerk of the Town of Lyme, Jefferson County, New York, **DO HEREBY CERTIFY**, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Lyme at a meeting of said Board held on the 16th day of July, 2003, and that the foregoing is a true and correct transcript of said original resolution and of the whole thereof, and that said original resolution is on file in my office.

I DO FURTHER CERTIFY that each of the members of said Town Board had due notice of said meeting, and that Michael R. Callahan, Supervisor, and Lynda M. Carney, Michael P. Countryman, Jean M. Stover and Ronald Young, Councilmen were present at such meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Lyme, this 3rd day of September, 2003.



Trina Comins, Town Clerk

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*                               TRANSACTION REPORT                               *
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*Faxed to Gebo 9/3/03 for notification
to BOE. for Nov. Elections ballot.*