

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~
~~City~~ of Florence
Town
~~Village~~

Local Law No. 1 of the year 19 77

A local law to amend the Town Law in relation to the effective date of
(Insert title)
ordinances of the Town of Florence, the publication of such
ordinances and proof of such ordinances.

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~County~~
~~City~~ of Florence as follows:
Town
~~Village~~

PUBLICATION AND PROOF OF ORDINANCES

SECTION 1: Amendment of Section One Hundred Thirty-Three of the Town Law

Section One Hundred Thirty-Three of the Town Law, as last amended by Chapter 958 of the Laws of 1972, is hereby amended in its application to the Town of Florence, County of Oneida, State of New York, to read as follows:

Section 133. When ordinances shall take effect

Every ordinance and every amendment to an ordinance hereafter adopted or approved by the Town Board of the Town of Florence, shall be entered in its minutes except that it shall not be necessary to enter in its minutes any map adopted or approved in connection with a Zoning Ordinance or Amendment, and a notice setting forth the title and a brief description of every such ordinance or of every such amendment to an ordinance shall be published once in the official newspaper of the Town or, if there is none, in a newspaper designated by the Town Board having general circulation in the Town, once, and the affidavit of such publication shall be filed with the Town Clerk. Such ordinance or amendment shall take effect ten days after such publication; but such ordinance or amendment shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town; and showing the date of its passage and entry in the minutes. No ordinance or amendment previously adopted or approved by the Town Board of the Town of Florence shall be void for failure of posting and/or filing affidavits of posting.

SECTION 2: Amendment of Section One Hundred Thirty-Four of the Town Law

Section One Hundred Thirty-Four of the Town Law, as last amended by Chapter 240 of the Laws of 1973, is hereby amended in its application to the Town of Florence, County of Oneida, State of New York, to read as follows:

Section 134. Proof of ordinance

The certificate of the Town Clerk setting forth that the records of

the Town show the adoption of one or more ordinances and the publishing of a notice setting forth the title and a brief description thereof as required by this Chapter shall be presumptive evidence of such adoption and publication in any action or special proceeding in any court or otherwise.

SECTION 3: Unconstitutionality or Illegality

If any clause, sentence, paragraph, word, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4: Effective Date

This local law shall take effect immediately upon filing in the office of the Secretary of State.

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

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 19 77.
~~County~~
of the ~~City~~ of Florence was duly passed by the Town Board
~~Town~~ (Name of Legislative Body)
~~Village~~
on April 9, 19 77 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____.
County _____
of the City _____
Town _____ (Name of Legislative Body)
Village _____
on _____ 19 _____ not disapproved _____ by the _____
repassed after disapproval _____ Elective Chief Executive Officer
and was deemed duly adopted on _____ 19 _____, in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____.
County _____
of the City _____
Town _____ (Name of Legislative Body)
Village _____
on _____ 19 _____ not disapproved _____ by the _____
repassed after disapproval _____ Elective Chief Executive Officer
on _____ 19 _____. Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on _____ 19 _____, in accordance with the appli-
annual
cable provisions of law.

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

4. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____.
County _____
of the City _____
Town _____ (Name of Legislative Body)
Village _____
on _____ 19 _____ not disapproved _____ by the _____ on
repassed after disapproval _____ Elective Chief Executive Officer
_____ 19 _____. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
_____ 19 _____, 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 board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

5. I hereby certify that the local law annexed hereto, designated as local law No. of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 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 election held on general 19 became operative.

(County local law concerning adoption of Charter.)

6. I hereby certify that the local law annexed hereto, designated as Local Law No. of 197 ... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, 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 above.

Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer
designated by Local Legislative Body

Joan O'Hara, Town Clerk

Date: April 9, 1977

(Seal)

(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 ONEIDA

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.

.....
(Title of Officer) Timothy A. Smith,
~~County~~ Attorney for Town
~~City~~ of Florence
Town
~~Village~~

Dated: April 9, 1977

NOTICE OF PUBLIC HEARING ON
PROPOSED LOCAL LAW
TOWN OF FLORENCE

PLEASE TAKE NOTICE that there has been introduced before the Town Board of the Town of Florence in the County of Oneida and State of New York on April 9, 1977, Local Law No. 1 of the year 1977 entitled "A Local Law to amend the Town Law in relation to the effective date of ordinances of the Town of Florence, the publication of such ordinances and proof of such ordinances". Said proposed local law provides that Town Law Sections 133 and 134 be amended and superseded in its application to the Town of Florence, so that ordinances shall take effect upon publication of the title and a brief description thereof rather than publication of same in full.

PLEASE TAKE FURTHER NOTICE that pursuant to Section Twenty of the Municipal Home Rule Law, a public hearing will be held on the aforesaid proposed Local Law before the Town Board of the Town of Florence at the Town Hall, Florence, New York, on Saturday, May 14, 1977, at 10:00 A.M. at which time all interested persons will be heard.

Dated: April 13, 1977

Joan O'Hara
Town Clerk

LOCAL LAW #1 OF THE YEAR 1977

TOWN OF FLORENCE

A LOCAL LAW TO AMEND THE TOWN LAW IN RELATION
TO THE EFFECTIVE DATE OF ORDINANCES OF THE
TOWN OF FLORENCE, THE PUBLICATION OF SUCH
ORDINANCES AND PROOF OF SUCH ORDINANCES

Be it enacted by the Town Board of the Town of Florence, County
of Oneida, New York, as follows:

PUBLICATION AND PROOF OF ORDINANCES

SECTION 1: Amendment of Section One Hundred Thirty-Three of the Town Law

Section One Hundred Thirty-Three of the Town Law, as last amended by Chapter 958 of the Laws of 1972, is hereby amended in its application to the Town of Florence, County of Oneida, State of New York, to read as follows:

Section 133. When ordinances shall take effect

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SECTION 3: Unconstitutionality or Illegality

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to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4: Effective Date

This local law shall take effect immediately upon filing in the office of the Secretary of State.

PLEASE OBSERVE THESE
RULES FOR FILING LOCAL LAWS WITH THE
SECRETARY OF STATE

1. Each local law shall be filed with the Secretary of State within five days after its final adoption or approval as required by section 27 of the Municipal Home Rule Law. The cited statute provides that a local law shall not become effective before it is filed in the office of the Secretary of State.

2. Each local law shall be filed in quadruplicate. At least one of such certified copies shall be an original or first copy. Mail or deliver to the Secretary of State, Records and Laws Bureau, Department of State, Albany, N.Y. 12225.

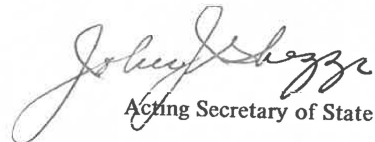
3. Each local law shall be filed on a form provided by the Department of State. In case additional pages are required, they must be of the same size as the form furnished by the Department of State. For convenience, printed, mimeographed or typewritten copies of the local law may be pasted on the form, but these must not be of a size larger than the form and printing shall be on one side of sheet only. Only true and legible copies will be accepted for filing.

4. ONLY THE NUMBER, TITLE AND TEXT OF THE LOCAL LAW SHOULD BE FILED. Be sure and send copy of law as amended. Do not include in copy parts of old law to be omitted and do not italicize new matter.

5. For the purpose of filing with the Secretary of State, number local laws consecutively, and start with number one each calendar year. This numbering is independent of any identifying numbers that may be used while a proposed local law is being considered for adoption.

6. Each copy of a local law filed with the Secretary of State shall have affixed to it a certification by the Clerk of the Board of Supervisors or the City, Town or Village Clerk or other officer designated by the local legislative body. There shall also be attached or annexed thereto a certification executed by the County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney that the local law contains the correct text and that all proper proceedings have been had or taken for its enactment. Certification forms will be provided by the Department of State.

7. File an additional certified copy with the State Comptroller, Division of Municipal Affairs, State Office Bldg., Albany, N.Y. 12225.


Acting Secretary of State