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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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
SEP 17 2002

**MISCELLANEOUS
& STATE RECORDS**

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

Local Law No. 2 of the year 20 02

A local law to designate minimum maintenance roads and themaintenance activities
(Insert Title)
to be performed on such roads.

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

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

1. Statement of Authority. The Town Board of the Town of Florence pursuant to the authority granted under Article 4 of the Town Law, the Vehicle and Traffic Law and Sections 10 and 20 of the Municipal Home Rule Law of the State of New York hereby adopts as follows:

2. Statement of Purpose and Findings. The Town Board of the Town of Florence has previously adopted a local law #1 of 2002 to establish classifications for low volume roads within the Town. In furtherance of such local law, the Board desires to designate certain roads low volume roads as minimum maintenance road in order to adopt a comprehensive and cohesive planning strategy for development within the Town and the expenditure of limited resources on roads. In doing so, the Town Board has found that the volume and type of motor vehicle traffic on the designated roads meet the provision of Section 4 of local law #1 of 2002, that the owners of land abutting the roads to be designated will continue to have reasonable access to their property, that the users of the roads or the portions being declared minimum maintenance roads will be able to travel at a reasonable and prudent speed under the circumstances, without being placed in a hazardous situation, that
(If additional space is needed, attach pages the same size as this sheet, and number each.)

such roads or portions thereof do not constitute farm access as defined in local law #1 of 2002, and that such roads or portions thereof do not constitute access to year round residences. It is the purpose of this local law, therefore, to designate such minimum maintenance roads and the maintenance activities to be performed on such roads.

3. Enactment.

A. The Town Board of the Town of Florence hereby designates the following roads or portions thereof to be minimum maintenance roads as defined in local law #1 of 2002 of the Town of Florence:

<u>Road</u>	<u>Location</u>
Allen Road	Houlahan Road, South, 0.06 Miles
Meagher-Wells Road	County Route 68, North, 0.79 Miles
Sullivan	C.C.C. Road, East, 0.76 Miles
Forty-Six	Forty-Six Corners, East 1.18 Miles
O'Brien Road	Forty-Six Road, South, 0.36 Miles
C.C.C.Road	Hanifin Corners, North, 2.95 Miles
Keefe Road	Houlahan Road, North, 1.66 Miles
Houlahan	Keefe Road East to "46" Corners 1.42 Miles
Miller Road East	Annsville Road, South, 0.26 Miles
Morris Road	Rehm Road, North, 0.48 Miles
Rehm Road	County Route 68, North, 0.63 Miles
Bartlett	Manley-Taylor Road, South, 1.24 Miles
Hart Road	500 feet off Route 68, East, 0.72 Miles
County Line Road	C.C.C. Road, West, 0.96 Miles
County Line Road	Osceola Line, East, 1.07 Miles
Green Road	From abandoned end, South, 0.60 Miles
Graves Road	500 feet off County Route 70, North, 1.28 Miles
Salisbury Road	Westdale Road, East, 0.60 Miles
Mulvaney Road	County Route 84, West, 2.06 Miles

B. The maintenance activities to be performed on such minimum maintenance roads shall be as follows:

<u>Classification</u>	<u>Minimum Maintenance Roads</u>	<u>Activities</u>
Gravel Surface	Blading Surface Re-graveling	As Necessary As Necessary
Snow Removal	None	None
Roadsides	Mowing	Once a Year
Drainage	Clean Culverts Clean Ditches	As Necessary As Necessary
Bridges	Repair Deck Replace Culverts	As Necessary As Necessary
Signs	Maintain	As Necessary

Article 4. - Severability. If any part of this Chapter 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 Chapter.

Article 5. - Effective Date. This local law shall take effect immediately upon filing with the Secretary 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. 2 of 20 02 of the ~~(County)(City)~~(Town)(Village) of Florence was duly passed by the Town Board on 09/09 20 02, in accordance with the applicable provisions of law.
(Name of Legislative Body)

~~2. (Repassage 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. _____ 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 _____.~~
~~(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 _____ 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 _____ 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.

~~(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 a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

~~(If another 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.

Sharon M. McNamee
Clerk of the county legislative body, City, Town or Village Clerk or
officer designated by local legislative body

(Seal)

Date: September 10, 2002

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

STATE OF NEW YORK Oneida
COUNTY OF _____

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]
Signature Town Attorney

Title

County
City of Florence
Town
Village

Date: September 10, 2002