



DIANE M. TERRANOVA
Town Clerk

Town of Lancaster

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September 8, 2023

General Code Publishers
781 Elmgrove Road
Rochester, New York 14624

Re: Local Law No. 2 of 2023
Entitled "Article VII Informational Mailings Authorized."

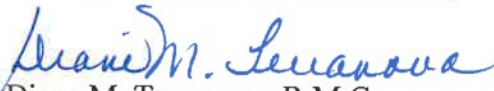
Ladies/Gentlemen:

Enclosed is a resolution adopted by the Town Board of the Town of Lancaster on September 5, 2023.

This resolution adopts Local Law No. 2 of the Year 2023 entitled "Article VII Informational Mailings Authorized." Would you kindly supplement this amendment into Local Law No. 2 of the Year 2023 of the Town of Lancaster.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova, R.M.C.
Town Clerk

DMT/dm

Encl.

cc: T. Fowler, Town Attorney
R. Baker, Assessor

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER LEARY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws; and

WHEREAS, a proposed Local Law of the year 2023 revising Chapter 320 of the Town of Lancaster Code, Taxation, to include a new "**Article VII Informational Mailings Authorized**," was introduced to the Town Board of the Town of Lancaster by Council Member Leary on the 7th day of August; and

WHEREAS, the Town Board, acting as Lead Agency under the State Environmental Quality Review Act ("SEQRA") has determined the action is a Type I action and has issued a negative declaration; and

WHEREAS, the Town Board called for, noticed, and held public hearings on the proposed Local Law on August 21, 2023, at 7:05 P.M., where all interested parties were allowed to address the proposed Local Law.

NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Lancaster that:

1. The attached Local Law **No. 2 of 2023** is hereby adopted.
2. The Local Law shall be effective upon its filing with the Secretary of State pursuant to the Municipal Home Rule Law.

The question of the adoption of the foregoing resolution was duly put to vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

September 5, 2023

LEGAL NOTICE

NOTICE OF ADOPTION

LOCAL LAW NO. 2 OF THE YEAR 2023

TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, County of Erie, State of New York, on September 5, 2023, Local Law No. 2 of the Year 2023, which amends Chapter 320 of the Town of Lancaster Code, Taxation, to include a new **“Article VII Informational Mailings Authorized** to the Town Code of the Town of Lancaster. Copies of the revised Local Law can be reviewed at Lancaster Town Hall, 21 Central Avenue, during normal business hours and on the Town of Lancaster’s website, <http://www.lancasterny.gov>. All interested members of the public shall be heard.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**By: DIANE M. TERRANOVA
Town Clerk**

September 7, 2023

Town of Lancaster
Local Law No.: 02 of 2023

§ 320-38 PURPOSE AND LEGISLATIVE INTENT

Section 1826 of the Tax Law of New York State forbids a municipality from mailing or delivering with tax bills any notices, circulars, pamphlets, cards, or similar printed materials unless the municipality has passed local legislation pursuant to Municipal Home Rule Law Sections 10 and 22 allowing for that practice and so long as neither the legislation nor the practice provide for the dissemination of political or propaganda materials. The purpose of this local law is to authorize the Town Board, by unanimous resolution, to allow the Town Clerk to enclose with the tax bills certain notices or other enclosures allowed by law concerning matters of public interest, but excluding enclosures of a political nature, entailing propaganda, or advertisements.

§ 320-39 ADOPTION OF LOCAL LAW SUPERSEDING SECTION 1826 OF THE TAX LAW AUTHORIZING INFORMATIONAL ENCLOSURES WITH TAX BILLS

Pursuant to authority granted by Municipal Home Rule Law Sections 10 and 22, this local law is adopted authorizing the Lancaster Town Board, by resolution unanimously adopted, to instruct the Town Clerk to enclose notices, circulars, pamphlets, cards, handbills or other enclosures allowed by law concerning matters of public concern, subject to the following:

- A. Such enclosures shall exclude any and all matter of political nature, entailing propaganda or any type of advertisement.
- B. Each enclosure shall be approved by a separate unanimous resolution of the Town Board.
- C. Said enclosures shall be included in the County/Town tax bills only.

§ 320-40 EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the New York Secretary of State.