

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 Town Village
(Select one.)

of Spring Valley

Local Law No. 30 2 of the year 2019

A local law Amending section 4-4 "Residency" of the Village code of the Village of Spring Valley
(Insert Title)

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

County City Town Village
(Select one.)

of Spring Valley

as follows:

See attached page

(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. 16 of 2018 of the (County)(City)(Town)(Village) of Spring Valley was duly passed by the Village Board of Trustees on September 20 2018, 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 _____ 2018, 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.

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

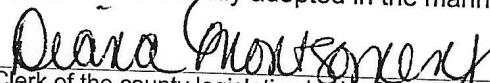
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 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 county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: January 25, 2019

(Seal)

A LOCAL LAW AMENDING SECTION 4-4 "RESIDENCY" OF THE VILLAGE CODE OF
THE VILLAGE OF SPRING VALLEY

WHEREAS, a public hearing was held on September 20, 2018 at which the Village Board considered amending the residency requirement for Village Justices; and

WHEREAS, the public had the opportunity to be heard on the matter; and

WHEREAS, after due deliberation, the Village Board adopted the following local law:

Section 1. Legislative Intent

The Village Justices have indicated to the Village Board that the Village would be better served by having a broader range of candidates for Village Justices. Accordingly, the Village Justices have asked the Village Board to pass a local law that will allow residents of Town of Clarkstown and the Town of Ramapo to seek election for Village Justice.

Section 2. Statutory authority.

This article is adopted pursuant to Municipal Home Rule Law § 10(1)(ii)(a)(1) that grants to local governments the authority to enact local laws regarding the qualifications of local officers. Furthermore, this article recognizes that the Village Justices have obtained State Legislation to amend Village Law 3-300 by adding a new Subdivision expanding the residency requirements for any elected Village Justice in the Village of Spring Valley, Rockland County.

Section 3. Supersession of State law.

This article shall supersede Public Officers Law §3 and Village Law § 3-300 in its application to the office of Village Justice in the Village of Spring Valley.

Section 4. Amendment of §4-4 of Spring Valley Village Code:

The offices of Assessor, Attorney, Clerk, Treasurer, Superintendent of Public Works, accounting firm and Building Inspector and all deputies may be held by parties residing outside the corporate limits of the village within the county. The office of Village Justice may be held by parties residing outside the corporate limits of the village but within the limits of the Town of Ramapo or the Town of Clarkstown.

Section 5. Effective Date

This local law shall be effective immediately upon filing with the Secretary of State and shall apply to Village Elections held on or after September 30, 2018.

Dated: September 20, 2018