

Local Law Filing

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

(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
APR 10 2003

MISCELLANEOUS
& STATE RECORDS

~~COUNTY~~
~~CITY~~
~~TOWN~~
Village

of EAST AURORA, NEW YORK 14052

Local Law No. 1-2003 of the year 2003

A local law TO AMEND CHAPTER 75 OF THE CODE OF THE VILLAGE
(Insert Title)

OF EAST AURORA, NEW YORK, ENTITLED "SEWERS"

Be it enacted by the VILLAGE BOARD OF TRUSTEES of the
(Name of Legislative Body)

~~COUNTY~~
~~CITY~~
~~TOWN~~
Village

of VILLAGE OF EAST AURORA

as follows:

(SEE ATTACHED PAGE 1A)

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

BE IT ENACTED by the Board of Trustees of the Village of East Aurora, New York, as follows:

A LOCAL LAW TO AMEND CHAPTER 75 OF THE CODE OF THE VILLAGE OF EAST AURORA, NEW YORK, ENTITLED "SEWERS"

NOTE: Material within brackets is eliminated.
The material underlined is added to and
Included in the Code of the Village of East Aurora, New York

CHAPTER 75-9 Separate and Independent Building Sewers (Amended 7-15-85 by L.L No. 22-1985 Amended on 04-07-03 by L.L. No. 1-2003)

A separate and independent building sewer shall be provided for every building, except that: (i) where one (1) building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one (1) building sewer (however, the village will not assume any responsibility for damage caused by or resulting from any such single connection.) provided that the Village will not assume any responsibility for damage caused by or resulting from any such single connection: and (ii) where the amount of street frontage attributable to up to four (4) adjoining building lots makes the installation of a separate and independent building sewer to each of said lots more difficult and/or costly than the installation of a common building sewer the Superintendent may approve of the construction of a single common 8" private building sewer to be accessed by up to four (4) independent lateral sewers provided that: (a) the plans and specifications for the construction of said 8" common private building sewer are approved of by the Superintendent: (b) the owner of each building which connects a lateral sewer to the 8" common private building sewer in question pays the same tap in and related fees to the Village which would be paid if said building were serviced by a separate and independent building sewer: and (c) each property owner whose improvements are to be serviced by or through any such an 8" common private building sewer executes an agreement acceptable to the Village in which said owner and any subsequent owner of the properties served by said 8" common private building sewer covenants and agrees to indemnify and hold the Village harmless for any and all claims, damages and expenses attributable to the construction, operation and use of said 8" common private building sewer; (d) each 8" common private building sewer approved hereunder shall be designed by a licensed professional Engineer; and (e) further, each 8": common private building sewer submitted for approval hereunder shall be tested and certified as having no leakage, or if shown to have leakage, certified that such leakage is below the allowable level, prior to the requisite approval by the Department of Public Works Supervisor. Where building sewers are to serve multiple-dwelling structures, there shall be provided at least one (1) separate building sewer for each group of four (4) living units.

(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. 1-2003 of 20-03 of the ~~(County)(City)(Town)(Village)~~ (Village) of EAST AURORA, NEW YORK 14052 was duly passed by the VILLAGE BOARD OF TRUSTEES on APRIL 7, 2003, 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. _____ 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 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.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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.)

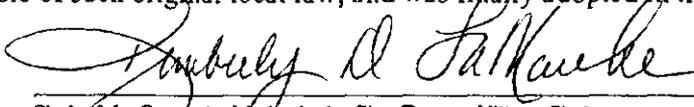
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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

KIMBERLY D. LAMARCHE

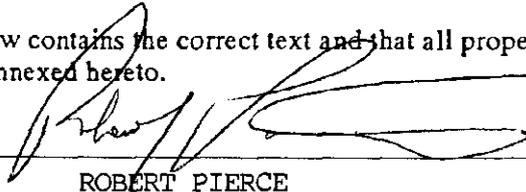
Date: APRIL 7, 2003

(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 ERIE

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 ROBERT PIERCE

VILLAGE ATTORNEY

Title

~~County~~
~~City~~ of EAST AURORA, NY
~~Town~~
Village

Date: APRIL 7, 2003