

# 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 use italics or underlining to indicate new matter.

STATE OF NEW YORK  
DEPARTMENT OF STATE  
**FILED**  
OCT 17 2000

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~~County~~  
~~City~~ of Champion  
Town  
~~Village~~

*Allyn F. Escobedo*  
Secretary of State

Local Law No. 1 of the year 19 2000

A local law amending the subdivision law of the Town of Champion  
(Insert Title)

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

~~County~~  
~~City~~ of Champion as follows:  
Town  
~~Village~~  
~~XXXXXX~~ Article II definitions is amended by the addition of the following:

Road, Approved Private: A road serving a lot or lots which does/do not abut a public road, which have/has been approved pursuant to section 505 and 525 of this Subdivision Law.

Section 525 LOTS is amended by deleting the current paragraph numbered 1, and adding the following:

1. LOCATION. All lots shall abut by their full frontage on a public or Approved Private Road to ensure suitable access.

Section 505 is amended by adding the following after the current paragraph:

1. An Approved Private Road shall have a right-of-way no less than 50 feet in width and shall extend from a public road to and along the parcel to be subdivided.  
  
A. In the event that the Approved Private Road shall terminate at a dead end, there shall be provided by the subdivider in addition to the right-of-way above specified, a turn around area which shall be of the same construction and quality as the Approved Private Road and which is no less than 50 feet in length as measured on a continuation of the centerline of the Approved Private Road, and which shall be no less than 100 feet in width measured along an axis which is perpendicular to the center line of the Approved Private Road.

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

2. The deed conveying the subdivided parcel shall grant in perpetuity a right-of-way to the grantee of the subdivided parcel allowing ingress and egress over the Approved Private Road as a right appurtenant to said subdivided parcel.
3. At the time of application to the Planning Board, the subdivider shall cause to be prepared and submitted along with said application a road reservation and maintenance agreement which shall provide that a portion of the subdivider's land is reserved for the purposes of an Approved Private Road for the benefit of the subdivider and any subsequent grantee of a lot as subdivided.
  - A. Said road reservation and maintenance agreement shall provide for maintenance of the Approved Private Road by the subdivider.
  - B. Said road reservation and maintenance agreement shall provide that the Approved Private Road will be kept in good, safe and passable condition at all times, free and clear of any and all hazards which would endanger any party using said Approved Private Road.
  - C. Said road reservation and maintenance agreement shall be executed by the subdivider, properly acknowledged, and recorded in the deed records maintained in the Office of the Jefferson County Clerk. Said road and reservation agreement shall contain a description of the subdivider's property in metes and bounds fashion and shall be indexed against the subdivider's name, in the Jefferson County Clerk's Office.
  - D. Said road reservation and maintenance agreement shall provide that any road built on or adjacent to the subdivider's parcel shall be subject to said road reservation and maintenance agreement.
  - E. Said road reservation and maintenance agreement may provide for modification of the road reservation and maintenance agreement by the addition of any subsequent grantee of a lot as subdivided. Said road reservation and maintenance agreement may provide for a shared maintenance obligation between the subdivider and any subsequent grantee of a lot as subdivided.
  - F. Said road reservation and maintenance agreement shall provide that the subdivider and any subsequent grantee of a subdivided parcel will indemnify and hold harmless the Town of Champion from any claim or cause of action based upon or arising out of the design, installation, maintenance or use of said Approved Private Road.
4. The Town of Champion shall not inspect, repair, construct or maintain the Approved Private Road.

(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 of ~~19~~ 2000 of the (County)(City)(Town)(Village) of Champion was duly passed by the Town Board on October 2, 2000 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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
*(Elective Chief Executive Officer\*)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. 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 \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
*(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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
*(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 19\_\_\_\_ 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 \_\_\_\_\_ 19\_\_\_\_, 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 19\_\_\_\_ 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 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

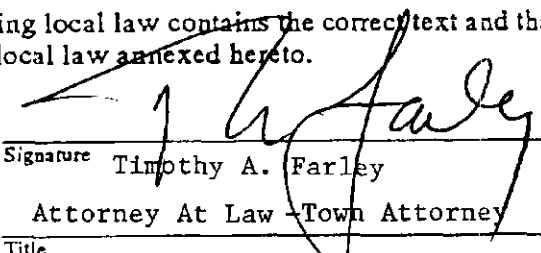
(Seal)

Date: 10/2/00

(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 Jefferson

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 Timothy A. Farley  
Attorney At Law Town Attorney  
Title \_\_\_\_\_

~~County~~  
~~City~~ of Champion  
~~Town~~  
~~Village~~

Date: 10 | 2 | 2000