

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.

FILED
STATE RECORDS

- County
- City of Saratoga
- Town
- Village

OCT 06 2011

DEPARTMENT OF STATE

Local Law No. 5 of the year 20 11

A local law Amending Local Law No. 2 of 1968, as last
(Insert Title)
amended by Local Law No. 6 of 1991, to increase
the population threshold to 25,000 for an
additional County Supervisor

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

- County
- City of Saratoga as follows:
- Town
- Village

(Delete this line of text and enter text of local law here)

(Please see attached)

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

8/16/11

RESOLUTION 148 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

ADOPTING A LOCAL LAW IDENTIFIED AS INTRODUCTORY
NO. 3, PRINT NO. 1 OF 2011 TO AMEND LOCAL LAW NO. 2
OF 1968 TO INCREASE THE POPULATION THRESHOLD FOR
AN ADDITIONAL COUNTY SUPERVISOR

WHEREAS, Resolution 126 -11 introduced and presented a proposed Local Law identified as Introductory No. 3, Print No. 1 of 2011 to this Board of Supervisors and scheduled a public hearing thereon for August 10, 2011 at 4:45 P.M. in the Meeting Room of the Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York; and

WHEREAS, notice of that public hearing was duly published and posted as required by law; and

WHEREAS, the scheduled public hearing was held and all persons appearing or desiring to be heard have been heard by this Board; now, therefore, be it

RESOLVED, that this Board of Supervisors, on this 16st day of August, 2011 hereby adopts a Local Law identified as Introductory No. 3, Print No. 1 of 2011, as set forth in annexed Schedule A.

BUDGET IMPACT STATEMENT: No budget impact.

SCHEDULE A

COUNTY OF SARATOGA
LOCAL LAW NO. 5 OF 2011

A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 1968,
AS LAST AMENDED BY LOCAL LAW NO. 6 OF 1991, TO
INCREASE THE POPULATION THRESHOLD TO 25,000
FOR AN ADDITIONAL COUNTY SUPERVISOR

BE IT ENACTED by the Saratoga County Board of Supervisors as follows:

Section 1. That paragraphs a.) and b.) of SECTION 2. of Local Law No. 2 of 1968, as last amended by Local Law No. 6 of 1991, be amended as follows:

“SECTION 2. Such system of weighted voting shall be as follows:

a.) Each municipality shall elect one (1) Supervisor where its population is less than 25,000 according to the latest decennial census and each Supervisor shall cast one (1) vote for each person in his district according to such census.

b.) When any such municipality shall have a population of 25,000 one additional Supervisor shall be elected therefrom and one additional thereafter as each whole multiple of 25,000 is attained. Such Supervisors shall each cast that number of votes arrived at by dividing the total population of each municipality by the number of its Supervisors.

Section 2. That SECTION 3. of said Local Law No. 2 of 1968, as last amended by Local Law No. 6 of 1991, be further amended as follows:

“SECTION 3. The composition of the Saratoga County Board of Supervisors shall consist of twenty-three (23) Supervisors, with two (2) Supervisors each from the City of Saratoga Springs and the Town of Clifton Park, and one (1) Supervisor each from the City of Mechanicville and the remaining Towns of the County of Saratoga, and, hereafter, such number shall automatically increase by the addition of an additional Supervisor from each Town or City as its population, based on a County-wide Official Federal Census, shall reach 25,000 or whole multiples thereof.”

Section 3. This Local Law is subject to a permissive referendum as provided in Municipal Home Rule Law, §24.

Section 4. This Local Law shall become effective as provided in Municipal Home Rule Law, §27.

Section 5. Upon its effective date as provided in Section 4 herein, this Local Law shall become incorporated into the Code of Saratoga County and made a part thereof.

(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. 5 of 20 11 of the (County)(City)(Town)(Village) of Saratoga was duly passed by the Board of Supervisors on Aug 16 20 11, in accordance with the applicable provisions of law.

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) (Name of Legislative Body) (repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*) on _____ 20 _____, in accordance with the applicable provisions of law.

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) (Name of Legislative Body) (repassed after disapproval) by the _____ on _____ 20 _____ (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) (Name of Legislative Body) (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.

* 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.

Pamela A. Hargrave
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: Oct. 3, 2011

(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 SARATOGA

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.

Stephen M. Dony
Signature
County Attorney
Title

County
City of Saratoga
Town
Village

Date: October 3, 2011