

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~

~~City~~

Town

~~Village~~

of Wayland

Local Law No. 1 of the year 19 81

A local law ~~providing that there shall be but one appointed Assessor in~~
(insert title)
place and stead of three elected Assessors in the Town of Wayland,
Steuben County, New York.

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

~~County~~

~~City~~

Town

~~Village~~

of Wayland

as follows:

Section 1. Purpose. The Town of Wayland, New York finds that it is becoming increasingly difficult to obtain qualified town residents to act in the position of Assessor. That the present system of electing 3 Assessors leaves open the possibility that persons unqualified may nevertheless be elected and fill this extremely important position. The purpose of this local law is to provide for the appointment by the Town Board of one Assessor in place and stead of 3 elected Assessors. It is the considered judgment of the Town Board that it is in the best interests of the taxpayers and residents of the Town of Wayland that the Town Board be permitted, authorized and directed to appoint one Assessor following a thorough examination into the ability and qualifications of all applicants for said position of Assessor.

Section 2. Authority. This local law is enacted pursuant to the provisions of Article 15-A, Section 1557 of the Real Property Tax Law of the State of New York.

Section 3. Title. The title of this local law shall be "Appointed Assessor Local Law of the Town of Wayland.

Section 4. Definitions.

(a) "Assessor" means an appointed officer charged by law with the duty of assessing real property for the purposes of taxation or special ad valorem levies, for county, city, town, village, school district, or special district purposes.

Section 5. Effective Date. Commencing January 1, 1982, there shall be but one Assessor, to be appointed, as provided in Section 1522 of Article 15-A of the Real Property Tax Law.

Section 6. Permissive Referendum. The Town Board determines that this local law shall be subject to a permissive referendum in the manner prescribed in Section 24 of the Municipal Home Rule Law.

Section 7. Termination of Office of Elected Assessors. Upon the expiration of 45 days after adoption of this local law, or if such

local law is submitted for approval by the electors, upon approval of such local law, the term or terms of office of all Assessors then in office shall terminate on January 1, 1982.

Section 8. Separability. Each separate division of this local law shall be deemed independent of all other provisions herein, and, if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.

Section 9. Repealer. This local law, together with Article 15-A of the Real Property Tax Law of the State of New York, shall supercede all prior local laws, ordinances, rules and regulations relative to the election of Assessors within the Town of Wayland, and they shall be, upon the effective date of this local law, null and void.

Presented to Supervisors by Town Clerk August 10, 1981.

Approved

By Cordell Warner
Supervisor August 10, 1981

(Delete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
of the City of was duly passed by
Town (Name of Legislative Body)
Village
on 19..... in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
of the City of was duly passed by
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer
on 19..... Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the applicable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. ¹ of 1981.....

~~XXXXXX~~
of the ~~XXXX~~ of Wayland was duly passed by the Wayland Town Board on
Town (Name of Legislative Body)
~~XXXXXX~~
August 10, 1981 and was approved by the Supervisor on
~~XXXXXXXXXXXXXXXXXXXX~~ Elective Chief Executive Officer
August 10, 1981. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
September 25 1981, 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 chairman of the board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

city local law concerning Charter revision proposed by petition.)

5. 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 § 36 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.

(County local law concerning adoption of Charter.)

6. I hereby certify that the local law annexed hereto, designated as Local Law No. of 197 ... 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 of 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 4 above.

Stephen R. Shetter
Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer
designated by Local Legislative Body

Date: September 25, 1981

(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 Steuben

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Robert H. McAllister
(Title of Officer)
County
City
Town of Wayland
Village

Dated: September 25, 1981