

(Please Use this Form for Filing your 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~~ of Livingston
~~Town~~
~~Village~~
Local Law No. 2 of the year 19 85

A local law updating apportionment for the Livingston County
(Insert title)
Board of Supervisors on a weighted vote basis.

Be it enacted by the Board of Supervisors of the County of Livingston, State of New York, as follows:

SECTION 1. LEGISLATIVE INTENT

The Livingston County Board of Supervisors having heretofore enacted local laws implementing adjusted weighted voting plans for simple majority and two-thirds majority votes, and since those enactments the 1980 Federal census has been completed, the Livingston County Board of Supervisors has prepared revised plans utilizing the said census figures.

SECTION 2. ADJUSTED WEIGHTED VOTING PLAN (SIMPLE MAJORITY)

The apportionment of the voting strength of each of the members of the Livingston County Board of Supervisors as determined by utilization of the 1980 Federal census shall be as follows upon any vote requiring a simple majority vote:

<u>TOWN</u>	<u>NUMBER OF VOTES</u>	<u>VOTING POWER</u>
Avon	218	11.53
Caledonia	149	7.63
Conesus	73	3.70
Geneseo	206	10.83
Groveland	54	2.70
Leicester	71	3.58
Lima	136	6.94
Livonia	205	10.78
Mount Morris	164	8.45
North Dansville	213	11.21
Nunda	100	5.06
Ossian	25	1.24
Portage	29	1.44
Sparta	55	2.76
Springwater	80	4.02
West Sparta	41	2.06
York	119	6.05
Total	1,938	100.00

A total of 970 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote.

(If additional space is needed, please attach sheets of the same size as this and number each)

SECTION 3. ADJUSTED WEIGHTED VOTING PLAN (TWO-THIRDS MAJORITY)

The apportionment of the voting strength of each of the members of the Livingston County Board of Supervisors as determined by utilization of the 1980 Federal census shall be as follows upon any vote requiring a two-thirds majority vote:

<u>TOWN</u>	<u>NUMBER OF VOTES</u>	<u>VOTING POWER</u>
Avon	236	11.60
Caledonia	152	7.59
Conesus	74	3.72
Geneseo	218	10.78
Groveland	54	2.70
Leicester	71	3.54
Lima *	139	6.95
Livonia	218	10.78
Mount Morris	169	8.41
North Dansville	228	11.22
Nunda	101	5.04
Ossian	25	1.27
Portage	29	1.45
Sparta	55	2.77
Springwater	80	4.02
West Sparta	42	2.09
York	<u>121</u>	<u>6.07</u>
Total	2,012	100.00

A total of 1342 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds majority vote.

SECTION 4. EFFECT OF OTHER LAWS OR ACTS.

Any local law, ordinance, resolution or other act to the extent inconsistent herewith shall be superseded by this local law.

SECTION 5. SEPARABILITY

If any change, sentence, paragraph or section of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceeding in which such adjudication shall have been rendered.

SECTION 6. EFFECTIVE DATE

This Local Law is subject to a permissive referendum pursuant to paragraph 13 of Section 10 of the Municipal Home Rule Law.

This Local Law shall become effective upon the date it is filed in the office of the Secretary of State.

March 13, 1985

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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. of 19.....
County
of the City of was duly passed by the
Town of (Name of Legislative Body)
Village
on 19..... in accordance with the applicable provisions of law.

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

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 of (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.

3. (Final adoption by referendum.)

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 of (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 referendum, and received the affirmative vote of a majority of the qualified electors voting
general
thereon at the special election held on 19....., in accordance with the appli-
annual
cable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No.².... of 19..85..
County
of the ~~City~~ of Livingston was duly passed by the Board of Supervisors on
Town of (Name of Legislative Body)
~~Village~~
March 27, 19..85 not disapproved Chairman of the Board of Supervisors
and was approved by the
repassed after disapproval Elective Chief Executive Officer *
March 27, 19..85. 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
May 10, 1985., 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 county legislative body, 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.

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 § 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 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 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.

James J. Gerard
Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: May 10, 1985

(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 Livingston

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.

Robert J. Jelenko
Signature
County Attorney
Title

Date: May 10, 1985

County
City of Livingston
Town
Village