

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.

County

~~CITY~~ of Livingston

~~TOWN~~

~~VILLAGE~~

Local Law No. 3 of the year 2002

A local law Authorizing the submission of an application by Livingston County
(Insert Title)
Board of Supervisors to Empire State Development for designation of
areas within Livingston County as an Empire Zone

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

County

~~CITY~~ of Livingston

~~TOWN~~

~~VILLAGE~~

as follows:

See next page.

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

PREAMBLE

It is the public policy of the State of New York to offer incentives through the creation of Empire Zones that will promote the development of new business and the expansion of existing business within economically impoverished areas and to do so without inducing the relocation of business investment from other areas of the State. It is also the public policy of New York State to achieve their goals through the mutual cooperation of all levels of State and local governments and the business community. It is the intent of this Local Law to authorize Livingston County to submit an application for Empire Zone Designation pursuant to General Municipal Law Section 960.

SECTION I

The Chairman of the Livingston County Board of Supervisors is hereby authorized to submit an application to Empire State Development for designation of an area within Livingston County, as described in Section II hereof, as an Empire Zone.

SECTION II

The boundaries of such Empire Zone are described as follows:

EMPIRE ZONE BOUNDARY DELINEATION

The Empire Zone encompasses a total of +/-1184 acres, in 6 non-contiguous areas within Livingston County.

BOUNDARY LINE DESCRIPTION FOR SUB-ZONE 1

Contains a 352+/- acre parcel of land in the Town of North Dansville, Village of Dansville and Town of Sparta which borders on the streets listed herein below and known as the following tax parcels:

Street/Avenue	Tax Map Number
Rt.63	189.5-1-1
Zerfass Road	189.9-1-1
Robert Hart Drive	189.9-1-2.1
Robert Hart Drive	189.9-1-2.2
Main Street	189.10-1-1
Forbes Street	189.18-2-28
Forbes Street	189.18-2-29
Maple Street	189.18-2-34
Forbes Street	189.18-2-30
Forbes Street	189.18-2-32
Forbes Street	189.18-2-33
Village Plaza	203.5-1-1.1
Franklin Plaza	203.5-1-2.1
Franklin Plaza	203.5-1-2.2
Franklin Plaza	203.5-1-3
Maple Street	203.6-1-81.1

Maple Street	203.6-1-1.11
Maple Street	203.6-1-1.2
Morse Street	203.6-1-34.312
Maple Street	203.6-1-34.32
Maple Street	203.6-1-10.1
Genesee & Wyoming Railroad	189-1-58.1
Meter Road	189.-1-6
Foster Wheeler Road	189.-1-7.1
Hartman Road	189.-1-19
Hartman Road	189.-1-20
Hartman Road	189.-1-43
Airport Plaza	189.-1-44.1
Foster Wheeler Road	189.-1-44.2
Airport Plaza	189.-1-44.3
Route 36	189.-1-45
Foster Wheeler Road	189.-1-46
Foster Wheeler Road	189.-1-47
Route 36	189.-1-48.1
Foster Wheeler Road	189.-1-49.1
Cumminsville	189.17-2-2.1
Cumminsville	189.17-2-3.1
Cumminsville	189.17-2-5.1
Cumminsville	189.17-2-7
Cumminsville	189.17-2-8
Cumminsville	189.17-1-1
Cumminsville	189.17-1-2.1
Cumminsville	189.17-1-2.2
Cumminsville	189.17-1-3
Cumminsville	189.17-1-4
Cumminsville	189.17-1-5
Cumminsville	189.17-1-6
Cumminsville	189.17-1-7
Cumminsville	189.17-1-8
Cumminsville	189.17-1-9
Cumminsville	189.17-1-10
Cumminsville	189.17-1-11
Cumminsville	189.17-1-13
Cumminsville	189.17-1-14
Cumminsville	189.17-1-15
Cumminsville	189.17-1-16
Cumminsville	189.17-1-17
Cumminsville	189.17-1-18
Cumminsville	189.17-1-19
Cumminsville	189.17-1-20
Cumminsville	189.17-1-21.1
Cumminsville	189.17-1-22
Cumminsville	189.17-1-23
Cumminsville	189.17-1-24
Cumminsville	189.17-1-25

Cumminsville	189.17-1-26
Cumminsville	189.17-1-27
Cumminsville	189.17-1-28
Cumminsville	189.17-1-29
Cumminsville	189.17-1-30
Cumminsville	189.17-1-31
Cumminsville	189.17-1-33.1
Cumminsville	189.17-1-33.2
Cumminsville	189.17-1-34.1
Cumminsville	189.17-1-34.2
Cumminsville	189.17-1-35
Cumminsville	189.17-1-36
Cumminsville	189.17-1-38.1
Cumminsville	189.17-1-39
Cumminsville	189.17-1-40
Cumminsville	189.17-1-41
Cumminsville	189.17-1-42
Cumminsville	189.17-1-43
Cumminsville	189.17-1-44
Cumminsville	189.17-1-45
Cumminsville	189.17-1-46
Cumminsville	189.17-1-47
Cumminsville	189.17-1-48
Cumminsville	189.17-1-49
Cumminsville	189.17-1-50
Cumminsville	189.17-1-51

BOUNDARY LINE DESCRIPTION FOR SUB-ZONE 2

Contains a 375+/- acre parcel of land in the Village of Avon which borders on the streets listed herein below and known as the following tax parcels:

Street/Avenue	Tax Map Number
Rochester Street	24.1-1-1
Rochester Street	24.14-1-2
Rochester Street	24.14-1-3.1
Rochester Street	24.14-1-3.2
Rochester Street	24.14-1-4.1
Rochester Street	24.14-1-4.21
Rochester Street	24.14-1-5.1
Rochester Street	24.14-1-1
West Main Street	24.17-1-2
West Main Street	24.17-1-3
Rochester Street	24.18-1-2
Rochester Street	24.18-1-3
Rochester Street	24.18-1-4
Rochester Street	24.18-1-5
Rochester Street	24.18-1-6

Rochester Street	24.18-1-7
Rochester Street	24.18-1-8
Rochester Street	24.18-1-9
Rochester Street	24.18-1-10
Rochester Street	24.18-1-11
Rochester Street	24.18-1-12
Rochester Street	24.18-1-13
Rochester Street	24.18-1-14
Rochester Street	24.18-1-15
Rochester Street	24.18-1-16.1
Rochester Street	24.18-1-16.2
Rochester Street	24.18-1-17
Rochester Street	24.18-1-74
Rochester Street	24.18-1-75
Rochester Street	24.18-1-1
Farmers Road	34.5-1-11
West Main Street	34.5-1-12
West Main Street	34.5-1-13
West Main Street	34.5-1-14
West Main Street	34.5-1-68
Livonia, Avon & Lakeville Railroad	34.6-1-70.1
West Main Street	34.6-1-70.2
Wadsworth Avenue	34.6-1-20
Wadsworth Avenue	34.6-1-21
West Main Street	34.6-1-23
West Main Street	34.6-1-26
West Main Street	34.6-1-34
Railroad Avenue	34.6-1-37
Spring Street	34.13-1-66.11
North Avenue	34.13-1-9.1
West Main Street	34.6-1-61

BOUNDARY LINE DESCRIPTION FOR SUB-ZONE 3

Contains a 237+/- acre parcel of land in the Village of Mt. Morris and Town of Leicester which borders on the streets listed herein below and known as the following tax parcels:

Street/Avenue	Tax Map Number
Lackawanna Avenue	106.15-1-49
G&W Railroad	106.11-1-5
North Main Street	106.6-1-2
North Main Street	106.6-1-3.11
North Main Street	106.6-1-3.12
Swett Street	106.6-1-7
Conlon Avenue	106.6-1-8.1
Conlon Avenue	106.6-1-8.2
Swett Street	106.6-1-6

Lower Mt. Morris Road	97.-1-32.2
Lower Mt. Morris Road	97.-1-33

BOUNDARY LINE DESCRIPTION FOR NEARBY LANDS 1

Contains a 110+/- acre parcel of land in the Town of Avon which borders on the streets listed herein below and known as the following tax parcels:

East Avon Road	35.-1-13.511
Interstate Drive	35.-1-13.53
Interstate Drive	35.-1-13.22
Road A	35.-1-13.52
Tec Drive	35.-1-13.31
Tec Drive	35.-1-13.26
Tec Drive	35.-1-13.25
Tec Drive	35.-1-13.23
Tec Drive	35.-1-13.273
West Henrietta Road	35.-1-8.3

BOUNDARY LINE DESCRIPTION FOR NEARBY LANDS 2

Contains a 23+/- acre parcel of land in the Village of Mt. Morris which borders on the streets listed herein below and known as the following tax parcels:

Connor Ave.	115.7-2-70.1
Connor Ave.	115.8-1-2
Connor Ave.	115.8-1-1.22
Connor Ave.	115.8-1-1.12
Connor Ave.	115.8-1-1.11
Connor Ave.	115.8-1-1.21
Connor Ave.	115.7-2-63.21

BOUNDARY LINE DESCRIPTION FOR NEARBY LANDS 3

Contains a 87+/- acre parcel of land in the Town of Geneseo which borders on the streets listed herein below and known as the following tax parcels:

Street/Avenue	Tax Map Number
Volunteer Road	81.-1-2.8

SECTION III

The Director of the Livingston County Economic Development Office shall serve as the local Empire Zone Certifying Officer.

SECTION IV

The composition of the local Empire Zone Administration Board shall consist of a Chairman and six (6) additional members each of who shall be appointed by the Chairman of the Livingston County Board of Supervisors and confirmed by the Livingston County Board of Supervisors. The Chairman of said Board shall be the Chairman of the Livingston County Board of Supervisors. The members of the Empire Zone shall serve for a term of two (2) years.

SECTION V

The application for said designation of Livingston County as an Empire Zone shall be completed in a manner and form as specified in Article 18-B of the General Municipal Law of the State of New York.

SECTION VI

If any clause, sentence, paragraph, subdivision, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment, decree or order have rendered.

SECTION VII

This Local Law shall be effective upon filing with the Secretary of State.

Dated at Geneseo, New York
July 24, 2002 (Introduced)
August 14, 2002

(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.)

3

02

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Livingston was duly passed by the ~~Board of Supervisors~~ on ~~August 14~~, 20 02, 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.)

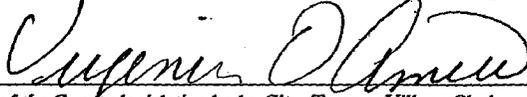
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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

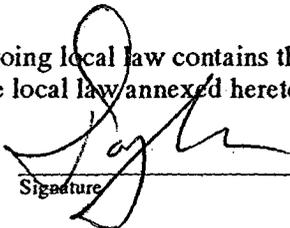
(Seal)

Date: August 14, 2002

(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.



Signature

County Attorney

Title

County
~~XXX~~
~~XXXX~~ of Livingston
~~XXXXX~~

Date: 8/14/02