

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~~
~~TOWN~~
~~VILLAGE~~ of Livingston

Local Law No. 7 of the year 2002.

A local law Updating Apportionment for the Livingston County Board of Supervisors
(Insert Title)
on a Weighted Vote Basis

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

County

~~CITY~~
~~TOWN~~
~~VILLAGE~~ of Livingston as follows:

See next page.

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

SECTION 1. 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 2000 Federal census has been completed, the Livingston County Board of Supervisors has prepared revised plans utilizing the said census figures.

SECTION 2. The apportionment of the voting strength of each of the members of the Livingston County Board of Supervisors as determined by utilization of the 2000 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	175	10.05
Caledonia	126	7.10
Conesus	66	3.65
Geneseo	247	15.00
Groveland	107	5.99
Leicester	64	3.54
Lima	125	7.05
Livonia	195	11.34
Mt. Morris	126	7.10
N. Dansville	157	8.94
Nunda	84	4.68
Ossian	21	1.16
Portage	24	1.33
Sparta	46	2.52
Springwater	65	3.60
W. Sparta	34	1.93
York	90	5.01
Total	1752	100.00

A total of 877 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote.

SECTION 3. The apportionment of the voting strength of each of the members of the Livingston County Board of supervisors as determined by utilization of the 2000 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	183	10.04
Caledonia	129	7.12
Conesus	66	3.66
Geneseo	289	14.98
Groveland	108	5.98
Leicester	65	3.59
Lima	128	7.04
Livonia	206	11.30
Mt. Morris	129	7.12
N. Dansville	162	8.90
Nunda	85	4.70
Ossian	21	1.16
Portage	24	1.33
Sparta	45	2.51
Springwater	65	3.59
W. Sparta	36	1.94
York	90	5.04
Total	1831	100.00

A total of 1221 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds majority vote.

SECTION 4. Any local law, ordinance, resolution or other act to the extent inconsistent herewith shall be superseded by this Local Law.

SECTION 5. If any clause, 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 preceding in which such adjudication shall have rendered.

SECTION 6. This local law supercedes Local Law No. B of the year 2002 which was adopted by the Livingston County Board of Supervisors on July 10, 2002 but was not published in accordance with County Law §214.

SECTION 7. This Local Law shall become effective upon the date it is filed in the office of the Secretary of State.

SECTION 8. This Local Law is subject to a permissive referendum.

Dated at Geneseo, New York
 August 14, 2002 (Introduction)
 August 28, 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.)

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____, 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.
(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.
(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. 7 of 2002 of the (County)~~(City)(Town)(Village)~~ of Livingston was duly passed by the Board of Supervisors on August 28, 2002, and was (approved)~~(not approved)(repassed after disapproval)~~ by the Chairman of the Board on August 28, 2002. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of October 12 2002, 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 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 _____ 4____, above.

Virginia O'Brien

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 10/15/02

(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.

[Signature]

Signature

County Attorney

Title

County
~~XXXX~~ of Livingston
~~XXXXXX~~
~~XXXXXX~~

Date: 10/15/02