

(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. 5 of the year 2005

A local law AUTHORIZING THE CHAIRMAN OF THE L.C. BOARD OF SUPERVISORS TO MAKE APPLICATION  
*(Insert Title)*  
FOR DESIGNATION OF CERTAIN AREAS WITHIN THE COUNTY OF LIVINGSTON AS AN  
EMPIRE ZONE

Be it enacted by the LIVINGSTON COUNTY BOARD OF SUPERVISORS of the  
*(Name of Legislative Body)*

County

~~City~~ of LIVINGSTON as follows:  
~~Town~~  
~~Village~~

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

WHEREAS, Section 961 of Article 18-B of the General Municipal Law, the County of Livingston hereby authorizes Livingston County to prepare and submit Livingston County's application for designation of certain areas as an Empire Zone, including the proposed boundaries thereto, to the New York State Commissioner of Economic Development; and

WHEREAS, such designation could greatly benefit the County in that new businesses would be encouraged to locate in the zone areas, existing businesses would be encouraged to expand in the zone areas, and new and expanded businesses would generate new jobs for Livingston County residents.

NOW, THEREFORE BE IT RESOLVED BY THE LIVINGSTON COUNTY BOARD OF SUPERVISORS, as follows:

**Section 1.** The Chairman of the Livingston County Board of Supervisors is hereby authorized and empowered to submit an application for designation of certain areas within the County of Livingston as an Empire Zone as described in Section II hereof; provided, however, that such authorization and empowerment shall be conditioned upon the prior concurrence, through properly adopted resolution(s) with respect to such application, of the governing bodies and any and all towns and villages in which such zone is located

**Section 2.** The boundaries of said areas to be included in said Empire Zone shall be as set forth in Schedule A, which is attached hereto and made a part hereof.

**Section 3.** Pursuant to requirements of Section 963 of the General Municipal Law, the Director of the Livingston County Office of Economic Development shall serve as the Local Empire Zone Certification Officer of the Livingston County Empire Zone, and shall, pursuant to the regulations promulgated pursuant to Article 18-B of the General Municipal Law, perform the following duty to wit: certify, jointly with the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, those business enterprises that are eligible to receive those benefits referred to in Section 966 of the General Municipal Law, and any other applicable statutes.

**Section 4.** Pursuant to Article 18-B of the General Municipal Law, a Local Empire Zone Administrative Board is hereby established to consist of not less than six (6) members. All appointments to the Board shall be made by the Chairman of the Livingston County Board of Supervisors subject to the approval of the Livingston County Board of Supervisors. The members of said board shall not include the Local Empire Zone Certification Officer, and shall include a representative of local business, organized labor, financial institutions, local educational institutions, community organizations, and at least one resident of the Empire Zone. The Chairperson of the Board shall be the Chairman of the Livingston County Board of Supervisors. The Local Zone Administrative Board shall perform all duties required of it pursuant to Section 963(b) of the General Municipal Law.

**Section 5.** This local law shall take effect upon its filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

**Schedule A**  
**EMPIRE ZONE BOUNDARY ZONE DELINEATION**

**Area A**

Contains 122.9+/- acres of land in the Town of Avon known as the following tax parcels:

PARCEL	ACREAGE
35.-1-9	6.0
35.-1-10.2	3.8
35.-1-10.1	1.9
35.-1-11	1.0
35.-1-12	1.9
35.-1-10.3	6.3
35.-1-13.23	3.1
35.-1-13.25	3.9
35.-1-13.26	3.9
35.-1-13.31	5.9
35.-1-13.52	5.5
35.-1-13.513	2.7
35.-1-13.512	70.2
35.-1-13.514	4.1
35.-1-13.532	2.7

**Area B**

Contains 372.7+/- acres of land in the Town of North Dansville and Village of Dansville known as the following tax parcels:

PARCEL	ACREAGE		
		189.17-1-40	0.2
		189.17-1-41	0.2
189.-1-57.12	14.3	189.17-1-39	2.0
189.-1-58.1	7.2	189.1-1-1	45.4
189.-1-58.1	2.6	189.-1-61	0.6
189.-1-61	9.8	189.-1-30	0.7
189.-1-27	0.5	189.18-2-33	0.9
189.-1-28	0.8	189.18-2-32	2.9
189.-1-30	0.7	189.18-2-30	4.3
189.-1-21.1	4.3	189.18-2-34	2.4
189.-1-57.5	6.2	189.18-2-29	5.2
189.-1-22	2.8	189.18-2-28	1.0
189.-1-42.1	107.0	189.5-1-1	69.0
189.-1-42.1	0.6	189.9-1-2.1	4.1
189.-1-58.1	1.8	189.9-1-1	3.8
189.-1-8	0.3	189.9-1-2.2	3.2
189.-1-6	10.3	189.-1-59	0.8
189.-1-7.1	56.8		

**Area C**

Contains 205.7+/- acres of land in the Town of Geneseo and Village of Geneseo known as the following tax parcels:

PARCEL	ACREAGE
81.-1-2.8	40.4
81.-1-2.8	46.1
81.-1-29.113	119.2

**Area D**

Contains 173.6+/- acres of land in the Town of Mt. Morris, Village of Mt. Morris and Town of Leicester known as the following tax parcels:

PARCEL	ACREAGE
97.-1-32.2	54.4
97.-1-37 (GW)	7.8
97.-1-33.1	9.2
97.-1-33.1	19.7
88.-1-45	3.5
106.11-1-3	19.6
106.11-1-3	15.1
106.15-1-49	8.5
106.15-1-50	1.2
106.6-1-10.1	3.9
106.6-1-2	2.8
106.6-1-2	0.4
106.6-1-3.11	2.7
106.6-1-3.11	0.2
106.6-1-3.12	2.6
106.6-1-7.1	9.9
106.1-1-30.3	7.7
106.1-1-30.5	1.6
106.1-1-30.6	0.3
106.1-1-40	2.5

**Area E**

Contains 269.6+/- acres of land in the Town of York known as the following tax parcels:

PARCEL	ACREAGE
70.-1-4.2	26.6
70.-1-4.11	42.5
70.-1-4.11	73.7
70.-1-9.126	99.8
61.-1-71.1 (GW)	27.0

**Area F**

Contains 130.9 acres of land in the Town of Avon known as the following tax parcels:

PARCEL	ACREAGE
44.-1-36.11	105.7
54.-1-2.31	25.2

Dated at Geneseo, New York  
July 27, 2005 (Introduced)  
August 10, 2005 (Adopted)

(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 2005 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of LIVINGSTON was duly passed by the L. C. BOARD OF SUPERVISORS on AUGUST 10, 2005, 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.)**

\_\_\_\_\_ 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.

*Virginia D'Amico*

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

(Seal)

Date: 8-10-05

(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

L. C. ATTORNEY  
Title

County  
~~City~~ of LIVINGSTON  
~~Village~~  
~~XXXXX~~

Date: 8/11/05