

Local Law Filing

(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 20 07

A local law Amending Local Law No. 5 of 2005 to Revise Livingston County Empire Zone Boundary
(Insert Title)

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

- County
- City of Livingston _____ as follows:
- Town _____
- Village _____

See next page.

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

- section 1. By Local Law No. 5 of 2005, the Livingston County Board of Supervisors authorized the submission of an application for the designation of an Empire Zone relative to certain land within Livingston County. By Local Law No. 3 of 2006, the Livingston County Board of Supervisors authorized the submission of an application to revise the Empire Zone boundaries.
- Section 2. The County of Livingston has received approval from New York State for the Empire Zone and the Empire Zone boundary revision.
- Section 3. Gray Metal Products, Inc. (the "Company"), is proposing, an expansion to their manufacturing operation. The project is located at 495 Rochester Street, in the Village and Town of Avon, New York. The project will add approximately sixty (60) new jobs and result in approximately \$1,500,000.00 in investments. The proposed expansion at Rochester Street, in the Village and Town of Avon, is not within the Livingston County Empire Zone boundaries. The New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law. The Zone Administrative Board of the Livingston County Empire Zone has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957 (d)(i) of the General Municipal Law. The Livingston County Board of Supervisors hereby approves the allocation of zone lands for the proposed expansion of the Company's project for a regionally significant project as determined by the Zone Administrative Board of the Livingston County Empire Zone and the New York State Department of Economic Development Law, said zone lands to constitute approximately 55.6 acres located in the Village and Town of Avon, New York identified as Tax Map # 24.10-1-1 and Tax Map #24.-2-5. (hereinafter the "Land")
- Section 4. The Livingston County Board of Supervisors authorizes the submission of an application to revise the Empire Zone boundaries to include the Land and requests that the Commissioner of the New York State Department of Economic Development ("DED") approve this Project as described in Section 3 of this local law.
- Section 5. The Chairman of the Livingston County Board of Supervisors, or his designee, is hereby authorized to submit an application to revise the Empire Zone boundaries to include the Land, provided, however, that such authorization shall be conditioned upon the concurrence of the governing bodies of the Village of Avon, the Town of Avon, the City of Rochester and DED.
- Section 6. In all other respects, Local Law No. 5 of 2005, as amended by Local Law No. 3 of 2006, shall remain in full force and effect.
- Section 7. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Dated at Geneseo, NY 14454
March 28, 2007 (introduced)
April 11, 2007

(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. 3 of 20 07 of the (County)(City)(Town)(Village) of Livingston was duly passed by the Board of Supervisors on April 11 20 07, in accordance with the applicable provisions of law.

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) (Name of Legislative Body) (repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*) on _____ 20 _____, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ on _____ 20 _____ (Elective Chief Executive Officer*)

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.

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) (Name of Legislative Body) (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.

* 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 1_____, above.

Virginia O'Connell

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

Date: 4-11-07

(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.

D. J. ...

Signature
County Attorney

Title

County
City of Livingston

Town
Village

Date: 4/16/07