

# 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    Town    Village  
(Select one.)

of Livingston

Local Law No. 3 of the year 2013

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

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

County    City    Town    Village  
(Select one.)

of Livingston

as follows:

See Attached 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 2010 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 2010 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	224	11.26
Caledonia	137	6.67
Conesus	80	3.86
Geneseo	308	16.52
Groveland	49	2.35
Leicester	72	3.46
Lima	139	6.78
Livonia	242	12.27
Mt. Morris	144	7.02
N. Dansville	177	8.72
Nunda	99	4.78
Ossian	26	1.25
Portage	29	1.39
Sparta	53	2.55
Springwater	79	3.81
W. Sparta	41	1.96
York	110	5.33
Total	2009	99.98

A total of 1005 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 2010 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	226	11.22
Caledonia	135	6.68
Conesus	79	3.92
Geneseo	354	16.44
Groveland	47	2.35
Leicester	70	3.45
Lima	136	6.74
Livonia	247	12.27
Mt. Morris	142	7.01
N. Dansville	176	8.71
Nunda	98	4.85
Ossian	25	1.25
Portage	28	1.40
Sparta	51	2.55
Springwater	78	3.86
W. Sparta	40	1.97
York	108	5.33
Total	2040	100.00

A total of 1360 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 shall become effective upon the date it is filed in the office of the Secretary of State.

**SECTION 7.** This Local Law is subject to a permissive referendum.

Dated at Geneseo, New York  
 April 24, 2013 (Introduction)  
 May 8, 2013 (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. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, 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) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted 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) (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.

**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. 3 of 20<sup>13</sup> of the (County)(City)(Town)(Village) of Livingston was duly passed by the Board of Supervisors on May 8 20<sup>13</sup>, and was (approved)(~~not approved~~) (repassed after disapproval) by the Chairman of the Board on May 8 20<sup>13</sup>. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of June 24 20<sup>13</sup>, 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 4 above.

Deputy         *Parin G*          
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

Date:         *6/24/13*        

(Seal)