

## *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.

FILED  
STATE RECORDS

NOV 14 2019

County

City

of Volney

Town

Village

DEPARTMENT OF STATE

Local Law No. 2 of the year 2019

A local law to abolish the office of the Town Tax Collector and combining said Office with  
the Office of the Town Clerk

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

County

City

of Volney as follows:

Town

Village

### **SECTION 1: TITLE**

A Local Law to abolish the office of the Town Tax Collector and combining said Office with the Office of the Town Clerk.

### **SECTION 2: AUTHORITY**

Pursuant to Section 10 of the Municipal Home Rule Law of the State of New York, the Town of Volney hereby does abolish the office of the Town Tax Collector, the abolition of said office to take effect December 31, 2019.

### **SECTION 3: ABOLITION OF OFFICE OF TOWN TAX COLLECTOR**

On December 31, 2019, the Tax Collector shall surrender and deliver to the Town Clerk of the Town of Volney all assessment rolls, books, papers, writings and all other documents and property in his or her possession as such officer. It shall thence and forthwith be the duty of the Town Clerk to collect and receive all State, County, and Town taxes and assessments that may be levied in the Town of Volney, and the Town Clerk shall have all powers and be subject to all the duties of a Collector with respect to the collection of such taxes, the deposit of receipts, and the return of unpaid taxes, as provided by Subdivision 1 of Section 35 of the Town Law of the State of New York.

### **SECTION 4: MANDATORY REFERENDUM**

This law shall be subject to a mandatory referendum in the manner prescribed by Section 23 of the Municipal Home Rule Law.

### **SECTION 5:**

This local law shall supersede Town Law Section 20(1)(b) in its application to the Town of Volney.

### **SECTION 6:**

This local law shall abolish the position of Tax Collector effective December 31, 2019.

### **SECTION 7: EFFECTIVE DATE**

This local law shall become effective upon approval at the aforementioned referendum and filing with the Secretary of State of the State of New York.

(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, designation as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_, 2018 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. 2 of 2019 of the (County)(City)(Town)(Village) of Volney was duly passed by the Town Board on April 18, 2019, and was (approved)(not approved)(repassed after disapproval) by the Town Board on April 18, 2019. 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 November 5, 2019, 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 ~~(Elective Chief Executive Officer\*)~~ local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_, 20\_\_\_\_, in accordance with the applicable provision of law.

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\* 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 of 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.

  
SANDRA AUSTIN, Town Clerk

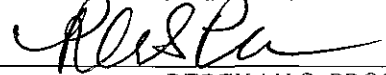
(Seal)

Date: April 18, 2019

(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 OSWEGO

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceeding have been had or taken for the enactment of the local law annexed hereto.

  
Signature REBEKAH S. PROSACHIK  
Town Attorney  
Title

County \_\_\_\_\_  
City \_\_\_\_\_  
Town \_\_\_\_\_ of Volney  
Village \_\_\_\_\_

Date: 11/6/19