

Local Law Filing

**Village of Clayton
Local Law No. 2 of the year 2022**

A Local Law to Amend Section 128-5.2 of the Village Code To Add a Provision on Meter Repairs

Be it enacted by the Village Board of the Village of Clayton as follows:

SECTION 1. AUTHORITY. This local law is enacted pursuant to the authority of Article 11 of the New York State Village Law and the provisions of the Municipal Home Rule Law.

SECTION 2. AMENDMENT.

Section 128-5.2 of the Village Code shall hereby be amended by adding the subsection thereto:

C. The cost to repair any damage which a water meter may sustain by reason of the carelessness of the owner, his agent, or tenant of the premises, or from neglect of any kind to properly protect the same, including damage or injury that may result from permitting the meter to become frozen or otherwise damaged, shall be paid to the Village of Clayton by the owner of the property being served by the meter. The following rates shall apply in calculating the cost to the owner:

1. Replacement of frosted or damaged residential meter.

a. During Business Hours: The cost of materials necessary to complete the repair, plus an additional \$50.00.

b. After Business Hours with a call in: The cost of materials necessary to complete the repair plus an additional \$110.00.

2. Replace damage AMR meter head, caused by owner/occupant negligence or purposeful action.

a. During Business Hours: The cost of materials necessary to complete the repair, plus an additional \$50.00.

b. After Business Hours: The cost of materials necessary to complete the repair, plus an additional \$110.00.

SECTION 3. EFFECTIVE DATE.

This local law shall be effective upon filing with the Department of State as required by the Municipal Home Rule Law.

(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. 2 of 2022 of the Village of Clayton was duly passed by the Village Board on July 25th, 2022, 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 2022 of the (County)(City)(Town/Village)(Village) of _____ was duly passed by the _____ on _____ 2022. and was (approved) (not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____, 2022 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 2022 of the (County) (City) (Town/Village) (Village) of _____ was duly passed by the _____ on _____ 2022, and was (approved) (not approved) _____
(Name of Legislative Body)
(repassed after disapproval) by the _____ on _____, 2022.
(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 _____, 2022, 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 2022 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2022, and was

(Name of Legislative Body)
(approved)(not approved) (repassed after disapproval) by the _____ on _____ 2022. (Elective Chief Executive Officer *)

Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 2022, 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/Village 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 _____, 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 Town/Village 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.

Clerk, of the Village of Clayton

(seal)

Date: _____

(Certification to be executed by County Attorney, Corporation Counsel, Town/Village Attorney, Village Attorney or other authorized attorney of locality.)

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

Title Joseph W. Russell, Attorney
Village of Clayton

Date: _____