

# 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 NEWFANE NEW YORK

FILED  
STATE RECORDS

DEC 20 2023

DEPARTMENT OF STATE

Local Law No. 5 of the year 2023

A local law TO AMEND SECTION 255-18 OF THE TOWN OF NEWFANE NY TOWN CODE TO  
(Insert Title)  
REDEFINE DOUBLE CHECK VALVE ASSEMBLY, ACCEPTABLE, AND TO REQUIRE  
THE INSTALLATION OF EXPANSION TANK ONTO THE WATER SERVICE LINE OF  
ALL CUSTOMER'S WATER LINES

Be it enacted by the TOWN BOARD of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one.)

of NEWFANE, NEW YORK

as follows:

SEE ATTACHED

(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 2023 of the ~~(County)(City)~~(Town)(Village) of NEWFANE, NEW YORK was duly passed by the NEWFANE TOWN BOARD on December 2023, 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) *(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.)**

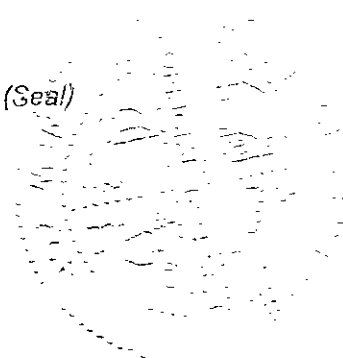
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph \_\_\_\_\_ above.



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

Date: December 12, 2023

(Seal)



Section 255-18 C. Definitions, at DOUBLE CHECK VALVE, ASSEMBLY, ACCEPTABLE, is hereby AMENDED after the DEGREE OF HAZARD definition in the Code, to read as follows:

**DOUBLE CHECK VALVE, ASSEMBLY, ACCEPTABLE-** An assembly that is composed of two single, independently acting check valves, including tightly closing shutoff valves located at each end of the assembly and suitable connections for testing the watertightness of each check valve. A potable water expansion tank is required on the cold-water supply line to the hot water tank. Structures containing multiple hot water tanks will require an expansion tank for each hot water tank OR an expansion tank large enough to accommodate the total gallons for all hot water tanks in the structure.

**EXPANSION TANK-** A potable water expansion tank is a thermal expansion absorber designed to relieve the internal pressure resulting from the installation of the dual check valve assembly located on the incoming water service line supplying the structure.

and Section D. Requirements (4) is hereby AMENDED to read as follows:

(4) An acceptable backflow prevention device and potable expansion tank shall be installed on each service line to a customer's water system at or near the property line or immediately inside the building being serviced, but in all cases before the first branch line leading off the service line, as follows:

(a) Whenever a customer's water system is rated hazardous, an acceptable reduced pressure zone device or air gap and potable expansion tank shall be installed.

(b) Whenever a customer's water system is rated aesthetically objectionable, as a minimum an acceptable double check valve assembly and potable expansion tank shall be installed.