

(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 Batavia, Genesee County, New York  
Town  
Village

Local Law No. 2 of the year 2024.

A local law to Amend Administration of Training Requirements for Planning and Zoning Board of Appeals Members  
(Insert Title)

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

County  
City of **Batavia, Genesee County, New York** as follows:  
Town  
Village

**SECTION I: AMENDMENT OF CHAPTER 34, ARTICLE 1, SECTION 34-5(A)**

Chapter 34, Article I, Section 34-5(A) of the Code of the Town of Batavia is hereby amended to read as follows:

**§ 34-5. Minimum training requirements.**

A. All members of the Zoning Board of Appeals and Planning Board shall be required to attend a minimum of [four (4)] hours in relevant training courses within one (1) year from the date of their initial appointment to such Board and thereafter, attend training sessions of not less than [four (4)] hours every one (1) year thereafter, and provide proof of attendance to the ~~Town Clerk~~ **[Supervisor or his/her designee.]**

**SECTION II: EFFECT OF AMENDMENT**

All other parts and sections of Chapter 34, Article I of the Code of the Town of Batavia not specifically amended herein, shall remain in full force and effect without modification.

**SECTION III: EFFECTIVE DATE**

This Local Law shall take effect immediately upon its filing with the New York State Secretary of State in accordance with the law.

Deletions designated by: ~~Line-Out~~

Additions designated by: **[Brackets]**

**(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 2024, of the ~~(County)~~ ~~(City)~~ ~~(Town)~~ ~~(Village)~~ of Batavia, New York was duly passed by the Town Board on April 17, 2024, 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 \_\_\_\_\_ of the ~~(County)~~ ~~(City)~~ ~~(Village)~~ ~~(Town)~~ of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved) (not disapproved) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_, 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 disapproved) (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. \_\_\_\_\_ of \_\_ of the ~~(County)~~ ~~(City)~~ ~~(Town)~~ ~~(Village)~~ of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_, and was (approved) (not disapproved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_. 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 chairman 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

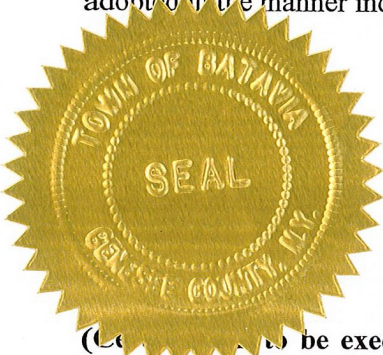
of a majority of the qualified electors of such city voting thereon at the (special) (general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**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 of 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.



*Jennifer M. Zambito*  
\_\_\_\_\_  
Jennifer M. Zambito  
Town Clerk, Town of Batavia

Date: 5/20, 2024

(Local law to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK  
COUNTY OF GENESEE

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.

*Kevin D. Earl*  
\_\_\_\_\_  
Kevin D. Earl  
Council to the Supervisor  
County  
City of Batavia  
Town  
Village

Date: 5/20/24