

OFFICIAL

COPY

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

(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.

STATE RECORDS

JAN 15 2021

County
City of
Town
Village

BRANT, NEW YORK (ERIE County)

DEPARTMENT OF STATE

Local Law No. 1 of the year 2021

A local law to add to Chapter 145 of the Town of Brant Code,
(Insert Title)
Section 145-21, allowing for the insertion of
informational enclosures with Town Tax bills.

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

County
City of
Town
Village

BRANT, NY

as follows:

Please See Attached pg. (4th pg of this set)

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 1 of 20 21 of the (County)(City)(Town)(Village) of BRANT was duly passed by the BRANT TOWN BOARD on Jan. 12 20 21, 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. _____ 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 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.)~~

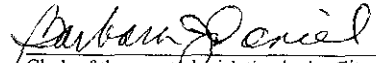
~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 1, above.



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

(Seal)

Date: Jan. 13, 2021

(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 _____

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

County _____
City of _____
Town _____
Village _____

Date: _____

OFFICIAL COPY

Town of Brant

Proposed Local Law No.1-2021

A local law to add to chapter 145 of the Town of Brant Code, section 145-21, allowing for the insertion of informational enclosures with Town Tax bills.

Be it enacted by the Town Board of the Town of Brant, Erie County, New York, as follows:

Section 1. LEGISLATIVE INTENT

The purpose of this article is to allow the Town Clerk to enclose with the tax bills certain notices, circulars, hand bills or other enclosures allowed by law concerning matters of public interest but excluding matters of a political nature, entailing propaganda, or advertisements. Section 1826 of the Tax Law of New York State forbids a municipality from mailing or delivering with tax bills any notices, circulars, pamphlets, cards, or similar printed materials unless the municipality has passed local legislation pursuant to Municipal Home Rule Law Section 10 allowing for that practice, so long as neither the legislation nor the practice provide for the dissemination of political or propaganda materials.

Section 2. Chapter 145 of the Town of Brant Code is hereby amended to add Article VI entitled "Miscellaneous" and add Section 145-21 to read as follows:

SECTION 145-21 INFORMATIONAL ENCLOSURES WITH TAX BILLS

By resolution adopted by the Town Board, the Town Board shall be authorized to instruct the Town Clerk to enclose notices, circulars, pamphlets, cards, handbills or other enclosures allowed by law concerning matters of public concern.

- A. Such enclosures shall exclude any and all mater of political nature, entailing propaganda or any type advertisement.
- B. Each enclosure shall be approved by a separate resolution of the Town Board.
- C. Said enclosures shall be included in the county/Town tax bills only.

Section 3. EFFECTIVE DATE

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