

# 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 Churchville

FILED  
STATE RECORDS  
NOV 18 2022

DEPARTMENT OF STATE

Local Law No. 4 of the year 2022

A local law To amend §40-1 of the Village of Churchville Code, regarding the Monroe County

(Insert Title)

Residency Requirement for appointees or officers other than the Mayor, Trustee,

or any member of a board of commission.

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

County  City  Town  Village  
(Select one:)

of Churchville

as follows:

### Legislative Intent:

WHEREAS, the Village Board of Trustees of the Village of Churchville determined that it is unnecessarily restrictive to require that an appointee or officer (other than Mayor, Trustee, or member of any board or commission) reside in Monroe County, as is currently required by §40-1 of the Village of Churchville Code; and

WHEREAS, the Village Board has held a public hearing with regard to such proposed amendment, and has duly considered any public comments made at said hearing, if any;

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CHURCHVILLE AS FOLLOWS:

1. §40-1 of Chapter 40, Article I, is hereby amended to state as follows:

Upon the effective date of the passage of this article, any person shall be eligible to be appointed to or to hold any office other than Mayor, Trustee or member of any board or commission regardless of whether or not such person resides within the Village of Churchville, except that such appointed individual or office holder must reside within the County of Monroe or any County contiguous to the County of Monroe.

2. Validity, Savings and Severability. Should any section, paragraph, sentence, clause, word, part or provision of this Local Law be declared void, invalid, or unenforceable for any reason, such declaration shall not affect the

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

validity of any other part of this Local Law, which can be given effect without the part(s) declared void, invalid, or unenforceable.

3. **When Effective.** This Local Law and the revised §40-1 of Chapter 40 of Article I of the Village of Churchville Code shall become effective upon its filing in the Office of the Secretary of State.

(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. 4 of 2022 of the (County)(City)(Town)(Village) of Churchville was duly passed by the Board of Trustees on November 14 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 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 \_\_\_\_\_ 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 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.

*Stacy H. Stanton*

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

Date: November 15, 2022

(Seal)

