

**TOWN OF CHAUTAUQUA
LOCAL LAW NO. 5 OF 2025**

**A LOCAL LAW AMENDING THE TOWN CODE TO ADD A NEW CHAPTER ADOPTING
RULES AND REGULATIONS FOR SEWER DISTRICTS**

BE IT ENACTED by the Town Board of the Town of Chautauqua, Chautauqua County, New York, as follows:

SECTION 1. LEGISLATIVE INTENT AND PURPOSE.

The purpose of this Local Law is to promote the health, safety, and general welfare of the residents of the Town of Chautauqua by establishing uniform rules and regulations for the use, operation, and maintenance of sewer districts within the Town. The Town of Chautauqua has established the "Town of Chautauqua Sewer District No. 1" to which this law will apply and contemplates adding additional sewer districts in the future. To ensure consistency with County standards and to facilitate efficient administration, the Town hereby adopts by reference the rules and regulations governing sewer districts as established by the Chautauqua County Legislature.

SECTION 2. AMENDMENT TO TOWN CODE.

The Town Code of the Town of Chautauqua is hereby amended to add a new Chapter 138, entitled "Sewer" which shall read as follows:

**CHAPTER 138
SEWER**

§ 138-1. Adoption of County Sewer Use Law.

The rules and regulations for the use of public and private sewers and drains in sewer districts established by the County of Chautauqua, as set forth in Chautauqua County Local Law 2-25 (as the same may be amended or superseded from time to time), are hereby adopted by reference and shall apply to all sewer districts within the Town of Chautauqua. Any amendments, modifications, or superseding enactments to said County Local Law 2-25 shall automatically be incorporated herein without further action by the Town Board.

§ 138-2. Applicability.

This Chapter shall apply to all users, properties, and facilities connected to or discharging into any sewer district established or operated within the Town of Chautauqua, including but not limited to publicly owned treatment works (POTWs), private wastewater disposal systems where applicable, and any extensions or connections thereto.

§ 138-3. Administration and Enforcement.

The Town Board, or its designated agents, shall administer and enforce the provisions of this Chapter in accordance with the adopted County rules and regulations. Violations of this Chapter shall be subject to the penalties, enforcement mechanisms, and remedies provided in the adopted County Local Law 2-25, as amended.

§ 138-4. Conflicts.

In the event of any conflict between the provisions of this Chapter and any other provision of the Town Code, the more stringent requirement shall prevail. This Chapter shall not relieve any person or entity from compliance with applicable federal, state, or county laws, rules, or regulations.

SECTION 3. SEVERABILITY.

If any section, subsection, sentence, clause, or phrase of this Local Law is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this Local Law.

SECTION 4. EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.