

Local Law Filing

New York State Department of State
41 State Street, Albany, NY 12231

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.

FILED
STATE RECORDS

Village of Holley

JUL 01 2022

Local Law No. 2 of the year 2022.

DEPARTMENT OF STATE

A local law Adding Regulations Related to the Installation and Maintenance of Fences in Residential Districts

Be it enacted by the Board of Trustees of the Village of Holley as follows:

WHEREAS, Chapter 183 of the Official Code of the Village of Holley currently regulates issues related to building maintenance in the Village of Holley, and

WHEREAS, it has become necessary to examine changes in certain aspects of the Village of Holley Code as related to property maintenance, and

WHEREAS, this proposed amendment supplements Chapter 183 by adding regulations related to the installation and maintenance of fences in residential districts in the Village of Holley, and

NOW, THEREFORE be it resolved that the following proposed local law was published for public review in accordance with the Municipal Home Rule Law and the Village Law, and that a public hearing was held thereupon on the 10th day of May, 2022, for the purposes of consideration of adoption of the proposed local law which reads as follows:

Local Law No. 2 of the Laws of 2022 of the Village of Holley

I. AMENDMENT: - The following provisions, entitled Fences in Residential Districts shall be added to Chapter 183 of the Village of Holley Code as section 183-4:

Debbie – Please Insert Text of Fence Legislation Here

II. AMENDMENT: The current text of section 183-4 Penalties for offenses shall remain the same, but be renumbered as section 183-5.

III. AUTHORITY: The Legislative body of the State of New York has granted authority to local government units to adopt and amend local laws from time to time as necessary in order to protect the health, safety and welfare of the persons and properties within such

local municipality. In addition, the Legislative body of the State of New York has specifically deemed that the local government unit shall adopt a local law in certain situations. That, pursuant to such grant of authority, and pursuant to the provisions of Section 714 of the General Municipal Law of the State of New York, the Board of Trustees of the Village of Holley, being the local legislative body of such municipality, is empowered to adopt a local law creating and/or modifying in the Village of Holley.

The Village of Holley Board of Trustees has authorized that these changes be made to the Village of Holley Code and that same be implemented into, and enforced as set forth in the Village of Holley Code.

III. EFFECTIVE DATE OF AMENDMENT: The amendment as described above shall become effective upon the filing of this local law 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 here, designated as local law No. 2 of 2022 of the Village of Holley was duly passed by the Town Board on May 10, 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 _____ 20____, in accordance with the applicable provisions of law.~~

3. (Final adoption referendum)

~~I hereby certify that the local law annexed hereto, designated 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 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 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.

5. (City local law concerning Charter revision proposed by petition.)

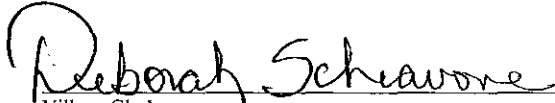
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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


Village Clerk

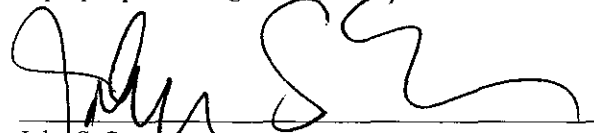
Date: 5/16/22

(Seal)

(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 NIAGARA)

I, the undersigned, JOHN S. SANSONE, ESQ., Village of Holley Attorney, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been taken for the enactment of the local law annexed hereto.



John S. Sansone
Village of Holley Attorney

Date: 5/16/22