

**Local Law Filing**

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(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~~

~~Town~~

Village of Liberty

Local Law No. 2 of the year 2024

A local law to adopt a new Section 68-19.A of the Village Code to require NYSDEC approval for sewer extensions (Insert Title)

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

~~County~~

~~City~~ of Liberty as follows:

~~Town~~

Village

1. **Purpose:** The Village of Liberty received a letter from the New York State Department of Environmental Conservation ("NYSDEC") dated April 3, 2024, which advised the Village of Liberty that Sections 68-18 and 68-19 of the Village Code do not require NYSDEC approval for sewer extensions, as required by 6 NYCRR § 750-1.6(f). The NYSDEC referred the Village of Liberty to Section 501 of its Model Sewer Use Ordinance for sample language for the approval of sewer extensions that ensures compliance with the Environmental Conservation Law. The Village Board is enacting a new Section 68-19.A, to be entitled "Design Requirements and Approval by the New York State Department of Environmental Conservation" based upon Section 501 of the NYSDEC Model Sewer Use Ordinance, to address the deficiency noted by NYSDEC.
2. A new Section 68.19A of the Village Code is hereby enacted to read as follows:

" 68-19.A Design Requirements and Approval by the New York State Department of Environmental Conservation. New sanitary sewers and all extensions to sanitary sewers owned and operated by the Village of Liberty shall be designed by a professional licensed to practice sewer design in the

State, in accordance with the Recommended Standards for Sewage Works, as adopted by the Great Lakes - Upper Mississippi River Board of State Sanitary Engineers ("Ten State Standards"), and in strict conformance with all requirements of the NYSDEC. Plans and specifications shall be submitted to, and written approval shall be obtained from, the Director of the Village of Liberty Department of Public Works and the NYSDEC, before initiating any construction. The design shall anticipate and allow for flows from all possible future extensions or developments within the immediate drainage area."

3. This Local Law shall take effect immediately upon its being filed with the New York Department of State.

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(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. \_\_\_\_\_ of 2024 of the (County)(City)(Town)(Village) of Liberty as duly passed by the Village Board (Name of Legislative Body) on \_\_\_\_\_, 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 2024 of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ (Name of Legislative Body) on \_\_\_\_\_, 2024, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) and was deemed duly adopted on \_\_\_\_\_, 2024, 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 2024 of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ (Name of Legislative Body) on \_\_\_\_\_, 2024, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) on \_\_\_\_\_, 2024. 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 \_\_\_\_\_, 2024, 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 2024 of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ (Name of Legislative Body) on \_\_\_\_\_, 2024, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) on \_\_\_\_\_, 2024. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_, 2024, 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 or 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 revisions proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as Local Law No. \_\_\_\_\_ of 2024 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 the majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_, 2024, 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 2024 of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_, 2024, 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.

Judy H Zurawski  
Clerk of the Village  
Date: 6.21.24

(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 SULLIVAN**

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all property proceedings have been had or taken for the enactment of the local law annexed hereto.

  
\_\_\_\_\_  
**SIGNATURE**

**Title:** Attorney for the Village \_\_\_\_\_

**County:** \_\_\_\_\_

**City:** \_\_\_\_\_

**Town:** \_\_\_\_\_

**Village:** Liberty \_\_\_\_\_

**Date:** 6/20/24 \_\_\_\_\_