

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.

**FILED
STATE RECORDS**

JAN 07 2019

DEPARTMENT OF STATE

County City Town Village
(Select one.)

of MARBLETOWN

Local Law No. 2 of the year 2018

A local law AMENDING CHAPTER 103-6 OF THE TOWN CODE, ZONING
(Insert Title)

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

County City Town Village
(Select one.)

of MARBLETOWN as follows:

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



TOWN OF MARBLETOWN

LOCAL LAW NO. 2 of 2018

A LOCAL LAW AMENDING CHAPTER 103-6 OF THE TOWN CODE, ZONING

The text of Local Law No. 2 of 2018 is as follows:

A. (1) Not amended

(2) Every dog so seized shall be held for a redemption period of ~~10~~7 days from the date of seizure, or in the event that the owner of such dog can be identified and notified of such seizure within such period as required by §117(6) of the Agriculture and Markets Law, ~~10~~7 days from the date of such notification, whichever occurs last. This provision is meant to supersede and supplant the ~~shorter~~ redemption periods set forth in §117(6) of the Agriculture and Markets Law.

All other provisions in Chapter 103 Dogs (12/21/2010) as amended by Local Law No. 4-2010 shall remain unchanged.

(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. 2 _____ of 2018 of the ~~(County)(City)(Town)(Village)~~ of MARBLE TOWN was duly passed by the TOWN BOARD on DEC. 20 2018, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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____.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* 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 _____ above.

Rebecca Moody Jones
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body
Check

Date: JANUARY 2, 2019

(Seal)



A regular meeting of the Town Board of the Town of Marbletown was convened in public session at the Town Hall, 1925 Lucas Ave Cottekill, New York on December 20, 2018 at 7:00 o'clock P.M. local time. The meeting was called to order by Supervisor Rich Parete, and, upon roll being called, the following were:

PRESENT: Rich Parete, Tim Sweeney, Don LaFera, Eric Stewart and Joe Borzumato

ABSENT:

The following Resolution was offered by Councilman Stewart, seconded by Councilman Sweeney to wit:

RESOLUTION#98-2018; A LOCAL LAW TO AMEND THE DOG CONTRAL LAW.

WHEREAS, the Town Board of the Town of Marbletown held a public meeting on December 20, 2018 to Adopt Local Law #2 of 2018 known as the Dog Control Law for the Town of Marbletown; and

WHEREAS, notice of said public hearing was duly advertised in the Daily Freeman, the official newspaper of said Town, on December 9, 2018; and

WHEREAS, the adoption of this amendment to Local Law #2 of 2018 is an unlisted action pursuant to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board has prepared and considered an Environmental Assessment Form which evaluates the potential environmental impacts of the proposed amendment; and

WHEREAS, the Board has determined that the adoption of this Local Law will not have a significant negative impact upon the environment; now therefore be it

RESOLVED, that a negative declaration is hereby made pursuant to the State Environmental Quality Review Act (SEQRA); and be it further

RESOLVED, said Local Law is hereby adopted to read as follows:

A. (1) Not amended

(2) Every dog so seized shall be held for a redemption period of ~~10-7~~ 7 days from the date of seizure, or in the event that the owner of such dog can be identified and notified of such seizure within such period as required by §117(6) of the Agriculture and Markets Law, ~~10-7~~ 7 days from the date of such notification, whichever occurs last. This provision is meant to supersede and supplant the shorter redemption periods set forth in §117(6) of the Agriculture and Markets Law.

All other provisions in Local Law #2 of 2018 shall remain unchanged.

NOW, THEREFORE BE IT RESOLVED, that by the actions of the Town Board of the Town of Marblertown this Local Law shall take effect upon the filing with the Secretary of State pursuant to Municipal Home Rule Law.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call which resulted as follows:

Councilman Borzumato	Voting <u>Aye</u>
Councilman Sweeney	Voting <u>Aye</u>
Councilman Stewart	Voting <u>Aye</u>
Councilman LaFera	Voting <u>Aye</u>
Supervisor Parete	Voting <u>Aye</u>

Resolution #98-2018 was thereupon adopted.

Heather Moody, Town Clerk/Tax Collector

Dated: December 20, 2018

Effective Date of this Local Law

This Local Law shall be effective upon filing with the office of the Secretary of State, and the Town Clerk is directed to immediately file a copy of this Local Law with the New York State Secretary of State as required by law.

I hereby certify that the local law annexed hereto, designated as Local Law No. 2 of 2018 of the Town of Marbletown, was duly passed by the Town Board on December 20, 2018 in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and 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 above.

(Seal)

Heather Moody, Town Clerk

Heather Moody, Town Clerk

Date:

January 4, 2019

STATE OF NEW YORK

COUNTY OF ULSTER