

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE

162 WASHINGTON AVENUE, ALBANY, NY 12231

(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

Town of Naples

MAY 22 2023

Local Law 3 of the year 2023

DEPARTMENT OF STATE

A Local Law authorizing appointment of a First Deputy Town Clerk who is not a resident of the Town of Naples.

Be it enacted by the Town of Naples as follows:

Section 1. Short Title.

This Local Law shall hereafter be known as the "Town of Naples First Deputy Town Clerk Residency Law of 2023".

Section 2. Legislative Intent

The intent of this Local Law is to allow the Town Clerk of the Town of Naples to appoint a First Deputy Town Clerk who does not reside within the Town of Naples.

Section 3. Legislative Authority.

This Local Law is enacted pursuant to the provisions of the Municipal Home Rule Law of the State of New York.

Section 4. Provision.

Notwithstanding any other provisions of law to the contrary, the Town Clerk of the Town of Naples, is hereby authorized to appoint an individual who is not an elector (resident) of the Town of Naples as First Deputy Town Clerk for the Town of Naples. Such appointment must be an individual who is an elector of a Town contiguous to the Town of Naples, regardless of County.

Section 5. Superseding Provisions.

This Local Law shall supersede the provisions of §§20, 23 and 30 of the Town Law of the State of New York and Section 3 of the Public Officers Law of the State of New York to the extent inconsistent with the same and to the extent permitted by the New York State Constitution, or any other statute determined to be in conflict with the provisions hereof as pertains thereto.

Section 6. Severability.

In the event that a court of competent jurisdiction determines that any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair or invalidate the remainder of this Local Law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person individual, firm or corporation or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 7. Effective date.

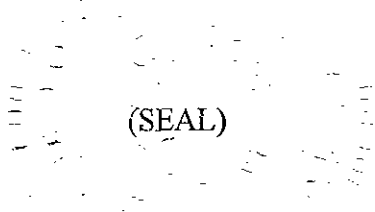
This Local Law shall take effect immediately upon its filing with the Secretary of State of the State of New York, subsequent to having been duly adopted by the Town Board of the Town of Naples.

(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. 3 of the year 2023, of the Town of Naples was duly passed by the Town Board on May 02, 2023, 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 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.



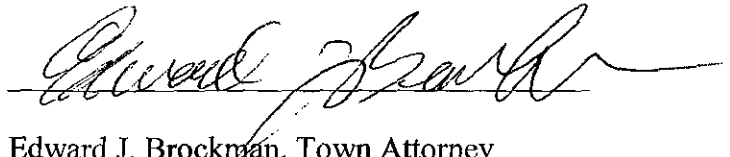
(SEAL)

Morgan Riesenberger
Morgan Riesenberger, Naples Town Clerk
Date: May , 2023

(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 ONTARIO) ss:

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

A handwritten signature in cursive script, appearing to read "Edward Brockman", written over a horizontal line.

Edward J. Brockman, Town Attorney

Town of Naples

Date: May 3, 2023