

# 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.

County  City  Town  Village  
(Select one.)

of WASHINGTONVILLE

FILED  
STATE RECORDS  
DEC 14 2023

Local Law No. 10 of the year 2023

DEPARTMENT OF STATE

A local law Establishing the Expansion of Residency Requirements for the Village Employee/Officer  
(Insert Title)  
Member of the Board of Ethics in the Village of Washingtonville

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

County  City  Town  Village  
(Select one.)

of WASHINGTONVILLE as follows:

SEE ATTACHED LOCAL LAW

(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. 10 of 2023 of the ~~(County)(City)(Town)(Village)~~ of Washingtonville was duly passed by the Village Board of the Village of Washingtonville on Dec. 4 2023, in accordance with the applicable ~~(Name of Legislative Body)~~ 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) ~~(Name of Legislative Body)~~ (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted ~~(Elective Chief Executive Officer\*)~~ on \_\_\_\_\_ 20\_\_\_\_, 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 20\_\_\_\_ of the ~~(County)(City)(Town)(Village)~~ of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) ~~(Name of Legislative Body)~~ (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. ~~(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) ~~(Name of Legislative Body)~~ (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.

\* 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 1 above.

  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: December 4, 2023

(Seal)

VILLAGE OF WASHINGTONVILLE

LOCAL LAW NO. 10 OF 2023

**A LOCAL LAW ESTABLISHING THE EXPANSION OF RESIDENCY REQUIREMENTS FOR THE VILLAGE EMPLOYEE/OFFICER MEMBER OF THE BOARD OF ETHICS IN THE VILLAGE OF WASHINGTONVILLE**

BE IT ENACTED by the Village Board for the Village of Washingtonville, Orange County, New York ("Village Board") as follows:

**Section 1. Legislative Intent.**

The Village Board of the Village of Washingtonville hereby finds and determines that it is in the best interests of the residents of the Village to find and appoint qualified people to fill Village offices including the member of the Village' Board of Ethics. The Village Board further finds that the Village law requirement of Village residency for the village employee/officer member ("Village Member") of the Board of Ethics may limit the Village's ability to find qualified or interested persons for such position. Therefore, the Village Board hereby determines that the residency requirement for appointment of a Village Member should be expanded to the boundaries of the County of Orange County, New York.

Accordingly, it is the intent of this Local Law, and in accordance with the State Law, to allow the Village Member of the Board of Ethics to reside outside of the Village of Washingtonville so long as such member resides within the boundaries of the County of Orange, New York.

**Section 2. Authority; Supersession of State Law.**

This Local Law is adopted pursuant to Section 10 of the Municipal Home Rule Law and NYS Village Law § 3-300 and is further intended to supersede New York State Public Officers Law § 3 and any other special law to the extent that such special law may require the Village Member of the Board of Ethics to reside within the Village of Washingtonville.

**Section 3. Amendment.**

Amendment to Section 14-6(A)(2) of the Village Code of the Village of Washingtonville shall read as follows:

**§ 14-6(A)(2)**

Except as otherwise provided herein, all members of the Board of Ethics shall reside within the Village of Washingtonville, New York. A majority of the members shall not otherwise be officers or employees of the village, but at least one member shall be an elected or appointed municipal officer or employee of the Village. The Member that is a municipal officer or employee of the Village may reside anywhere in the County of Orange. However, nothing herein shall be construed to expand any residency requirement

applicable to the title of such municipal officer or employee on the Board of Ethics. Of the initial members, two shall be appointed for three years, two shall be appointed for two years and one shall be appointed for one year. All subsequent appointees shall be appointed to three-year terms.

**Section 4. State Environmental Quality Review Act.**

Pursuant to 6 NYCRR 617.5 (26) and (33), this Local Law is classified as a Type II action which requires no further review under the State Environmental Quality Review Act.

**Section 5. Severability.**

If 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 6. Code Preparation.**

The Village's Code preparation contractor is authorized, without further action of the Village Board, to correct typographical errors, numbering and other related technical changes that do not affect or alter the substantive provisions of this local law.

**Section 7. Effective date.**

This Local Law shall be effective immediately upon filing with the Secretary of State.

