

Local Law Filing

New York State Department of State
Division of Corporations
State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001
www.dos.state.ny.us/corps

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

JUN 24 2016

MISCELLANEOUS
& STATE RECORDS

County City Town Village
(Select one.)

of Village of Washingtonville

Local Law No. 1 of the year 2016

A local law Conveyance of Real Property to Moffat Library of
(insert title)
Washingtonville

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

County City Town Village
(Select one.)
of Washingtonville as follows:

Section 1. A new chapter, designated as Chapter 6 of the Code of the Village of Washingtonville, titled "Conveyance of Real Property to Moffat Library of Washingtonville," is adopted to read as follows:

§6-1. Legislative intent.

This local law authorizes the Board of Trustees to transfer title to a small real property parcel adjoining the Moffat Library to the Moffat Library of Washingtonville without monetary consideration. The Moffat Library of Washingtonville, which is a school district public library, provides a substantial public service to the residents and community of the Village of Washingtonville, and the provision of library services to Village residents is a proper Village purpose.

The state Municipal Home Rule Law authorizes a municipality to adopt local laws, not inconsistent with the Constitution or any general law, relating to its property, affairs and government. The office of the State Comptroller has expressed its written opinion that a

municipality, by local law, may authorize a gift of real property to a school district public library where the governing board determines, as here, that the real property is not needed for municipal use and that the gift will further the proper municipal purpose of providing library services to its residents. In addition to providing a permanent home for the Library, the Board of Trustees recognizes the historic and cultural significance of the Moffat building to the community. The Board is aware that the Moffat Library of Washingtonville is committed to repairing, renovating and improving the building and associated lands and expanding the educational and cultural events and opportunities for the Washingtonville community.

The small (approximately 4,300 square feet) vacant parcel of land owned by the Village is not needed for Village use. The Village has never used the parcel. This small parcel is declared surplus property. The Moffat Library intends to use the parcel as part of its master plan to renovate and improve the Library building and property for the benefit of the residents of Washingtonville. This parcel will be used by the Library as ingress to Library's drive-up window and as ingress to the staff parking area in the rear of the building. The conveyance of this parcel to the Moffat Library will promote the public interest of the Village and benefit its residents and businesses.

§6-2. Authorization to convey Village real property to the Moffat Library as a gift.

The Board of Trustees of the Village of Washingtonville is hereby authorized to convey, without monetary consideration, the subject parcel, designated as Village of Washingtonville Tax Map No. 112-4-10, to the Moffat Library of Washingtonville, which shall use the property for public library purposes for the benefit of Village residents.

Section 2. This local law is adopted pursuant to authority granted by the state Municipal Home Rule Law.

Section 3. This local law shall take effect immediately upon filing with 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 hereto, designated as local law No. 1 of 2016 of the ~~(County)~~(City)~~(Town)~~(Village) of Washingtonville was duly passed by the Board of Trustees on December 16, 2014, 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__,
(Name of Legislative Body)
(Elective Chief Executive Officer*)
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)(repassed after disapproval by the _____ on _____ 20__. Such local law was submitted
(Name of Legislative Body)
(Elective Chief Executive Officer*)
to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors 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
(Name of Legislative Body)
(Elective Chief Executive Officer*)
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.)

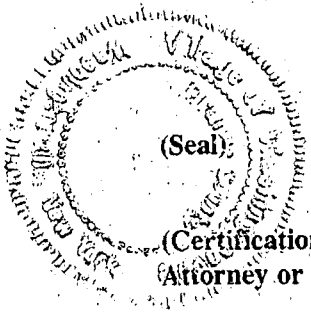
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



Christine Shenkman
Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body
Christine Shenkman, Village Clerk
Date: 5-12-2016

(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 ORANGE

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.

JACOBOWITZ AND GUBITS, LLP
By: J. Benjamin Gailey
Signature J. Benjamin Gailey

Attorneys for the Village
Title

County
City of Washingtonville
Town
Village

Date: April 1, 2016