

**RESOLUTION 113-20: ADOPTION OF PROPOSED LOCAL LAW NO. 1-2020 TO RE-DESIGNATE EXISTING ADDITIONAL SEWER CHARGES**

Councilman Phillips offered the following Resolution 113-20 and moved its adoption. Seconded by Councilwoman Linson to wit:

The following was submitted:

**WHEREAS**, a Public Hearing was held on August 20, 2020 at a meeting of the Town Board,

**Proposed Local Law No. 1 of Year 2020  
Town of Walworth, County of Wayne**

BE IT ENACTED, by the Town Board of the Town of Walworth, Wayne County, State of New York, as follows:

Section I. Authorization

The adoption of this Local Law is in accordance with New York Municipal Home Rule Law.

Section II. Title and Purpose

This law shall be known as and may be cited as Local Law No. 1-2020 to Re-Designate Existing Additional Sewer Charges. The purpose of this Local Law is clarify the purpose and amend the designation of funds associated with the additional charges of \$7.50 per quarter set forth at Chapter 139-6[D](4) of the Walworth Town Code, implemented via Local Law 4-2014 and amended via Local Law 5-2015, such that the collected funds will be designated for deposit in the operating fund for the Walworth Sewer District for use consistent therewith, allowing the funds to be utilized in the best interest of the Town of Walworth sewer users.

Section III. Legislative Finding

The Walworth Town Board finds and hereby determines that the purpose and designation of funds associated with the additional charges of \$7.50 per quarter set forth at Chapter 139-6[D](4) of the Walworth Town Code, implemented via Local Law 4-2014 and amended via Local Law 5-2015, shall be amended and updated for clarity and such that the collected funds may be utilized in the best interest of the Town of Walworth sewer users.

Section IV. Law

The following shall amend and supersede those inconsistent provisions at Local Law 4-2014 and amended via Local Law 5-2015, and shall also amend those provisions so codified, as follows:

The additional charges of \$7.50 per quarter shall be deposited in the general operating account associated with the Walworth Sewer District(s) for use consistent therewith.

Chapter 139-6[D](4) of the Walworth Town Code shall be amended to read as follows:

In addition to the charges provided herein, each user will be charged a fee of \$7.50 per quarter for the purpose of operation and maintenance. Funds from this collection will be credited to the operating fund of the Town of Walworth Sewer District(s).

Section V. Validity and Severability

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section VI. Repeal, Amendment and Supersession of Other Laws

All other ordinances or local laws of the Town of Walworth which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law force and effect during its effective period.

Section VII. Effective Date

This Local Law will take effect immediately.

Adopted this 20<sup>th</sup> day of August, 2020 at a meeting of the Town Board.

Roll call vote:	Councilwoman Linson	Aye
	Councilman Bryson	Aye
	Councilman Ambroz	Aye
	Councilman Phillips	Aye
	Supervisor Jacobs	Aye

Resolution carried.