

(Please Use this Form for Filing your 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~~ of Lewis
~~Town~~
~~Village~~

Local Law No. 5 of the year 19 80

A local law PROVIDING FOR THE FILLING OF VACANCIES IN ELECTIVE COUNTY
(Insert title)

OFFICES.

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

County
~~City~~ of Lewis as follows:
~~Town~~
~~Village~~

(See attached sheets)

(If additional space is needed, please attach sheets of the same size as this and number each)

NO. 5 - 1980
LOCAL LAW ~~XXXXXXXXXXXXXXXXXXXXXXX~~
COUNTY OF LEWIS

Introduced by Legislator Sam Villanti, Chairman of the
County Officers and Employees Committee.

A LOCAL LAW PROVIDING FOR THE FILLING OF VACANCIES IN ELECTIVE
COUNTY OFFICES.

BE IT ENACTED by the Board of Legislators of the County
of Lewis as follows:

Section 1. Legislative Intent. The intent of this local
law is to provide for the filling of vacancies in elective county
offices in the County of Lewis.

Section 2. Filling of Vacancies. If a vacancy occurs in
an elective county office, otherwise than by expiration of the
term therefor, the Board of Legislators may fill the office by
appointing to said office any person qualified under law to
hold the office to which he is appointed.

Section 3. Duration of Appointment. A person appointed
by the Board of Legislators pursuant to this local law shall
enter upon and faithfully discharge the duties of the office
to which he shall have been appointed, until such time as the
office is filled as a result of a general or special election,
as provided by law.

Section 4. Elections. Except for those vacancies which
occur between September 20 of any year and the general election
in that year, all vacancies in elective county offices shall be
filled at the next succeeding general election, unless earlier
filled at a special election as provided herein. Vacancies
occurring between September 20 of any year and the general elec-
tion in that year shall be filled in the general election held
in the next succeeding year, unless earlier filled at a special
election as provided herein. The Board of Legislators may, in
its discretion, proclaim a special election to fill any vacancy

in an elective county office.

Section 5. Severability. If any part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 6. Effective Date. This local law shall take effect immediately.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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. 5 of 1980.
County
of the ~~City~~ of Lewis was duly passed by the Board of Legislators
~~Town~~ (Name of Legislative Body)
~~Village~~
on December 29th 1980 in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer,* or repassage after disapproval.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____
County
of the ~~City~~ of _____ was duly passed by the _____
~~Town~~ (Name of Legislative Body)
~~Village~~
on _____ 19_____ and was approved _____ by the _____
~~repassed after disapproval~~ Elective Chief Executive Officer *
and was deemed duly adopted on _____ 19_____, 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 19_____
County
of the ~~City~~ of _____ was duly passed by the _____
~~Town~~ (Name of Legislative Body)
~~Village~~
on _____ 19_____ and was approved _____ by the _____
~~repassed after disapproval~~ Elective Chief Executive Officer *
on _____ 19_____. Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive ~~general~~
thereon at the special election held on _____ 19_____, in accordance with the appli-
annual
cable provisions of law.

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____
County
of the ~~City~~ of _____ was duly passed by the _____ on _____
~~Town~~ (Name of Legislative Body)
~~Village~~
_____ 19_____ and was approved _____ by the _____ on _____
~~repassed after disapproval~~ Elective Chief Executive Officer *
_____ 19_____. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
_____ 19_____, 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 chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with 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 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of § 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 election held on general election held on 19 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 19..... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, 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 of 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.

Marathy E. Kotels

Clerk of the County legislative body, ~~City of Lewis~~
~~Office of the County Clerk~~

Date: December 30th, 1980

(Seal)

(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 Lewis

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.

Kenneth B. Wolfe

Signature
Kenneth B. Wolfe
County Attorney

Title

Date: December 30th, 1980

County
~~City~~ of Lewis
~~Town~~
~~Village~~