
(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 OF LEWIS

Local Law No. 13 of the Year 2005

**A LOCAL LAW REPEALING LOCAL LAW NO. 7-2001
REGARDING THE OPERATION OF ALL-TERRAIN VEHICLES
ON CERTAIN COUNTY ROADS.**

(Insert Title)

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

SECTION I. TITLE.

This Local Law shall be known as the “**A LOCAL LAW REPEALING LOCAL LAW NO. 7-2001 REGARDING THE OPERATION OF ALL-TERRAIN VEHICLES ON CERTAIN COUNTY ROADS**”.

SECTION II. LEGISLATIVE FINDINGS.

Upon review of Local Law No. 7 – 2001, together with the informal opinion of the Attorney General’s Office, and related case law, the Board of Legislators finds that many of the roads that were designated by Local Law No. 7 – 2001 to be opened to All - Terrain Vehicles (ATV’s) do not satisfy the requirements of Vehicle and Traffic Law Section 2405. Therefore, the Board of Legislators finds it necessary and proper to repeal said local law.

SECTION III. PURPOSE

The purpose of this Local Law is to repeal Local Law No. 7 – 2001, so that the operation of ATV’s on County roads shall no longer be permitted, unless and until the Board of Legislators adopts a local law designating local roads to be so opened consistent with the authority granted by Vehicle and Traffic Law Section 2405.

SECTION IV REPEALER.

Local Law No. 7-2001 entitled, "County of Lewis Local Law Permitting All-Terrain Vehicle Operation on Certain County Roads," is hereby repealed in its entirety and is no longer of any force or effect. This Local Law shall supercede all prior local laws regarding the within subject matter.

SECTION V EFFECTIVE DATE.

This Local Law shall be effective immediately upon filing with the Secretary of State and upon all legal requirements being met.

(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. 13 - 2005, of the County of Lewis was duly passed by the Lewis County Board of Legislators on December 20, 2005, in accordance with the applicable 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 disapproved, repassed after disapproval, by the _____, and was deemed duly adopted 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 disapproved, repassed after disapproval, by the _____ on _____, 20____. Such Local Law was submitted to the people by reason of a~~

* 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 the power to approve or veto Local Laws or Ordinances.

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 a 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 200__, of the County of Lewis was duly passed by the Lewis County Board of Legislators on _____. Such Local Law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, in accordance with the applicable provisions of law.

5. (City Local Law Concerning Charter Revision Proposed by Petition.)

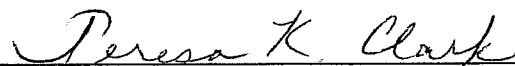
Hereby certify that the Local Law annexed hereto, designated as Local Law No. _____ of 20__, of the City of _____ having been submitted to referendum pursuant to the provisions of Section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



Clerk of the Lewis County Board of Legislature
Clerk or officer designated by local legislative body
TERESA K. CLARK, CLERK

Date: December 22, 2005

(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) 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.



Signature – RICHARD J. GRAHAM, ESQ.
LEWIS COUNTY ATTORNEY
County of Lewis
Date: December 22, 2005