
(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. 8 of the Year 2006

**A LOCAL LAW AMENDING LOCAL LAW NO. 1 - 2003
AND AUTHORIZING AN APPLICATION FOR REDESIGNATION
OF CERTAIN AREAS WITHIN LEWIS COUNTY AS EMPIRE ZONES
(Insert Title)**

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

WHEREAS, Section 958, subdivision (b) of the General Municipal Law authorizes the Empire Zones Designation Board to designate Empire Zones upon the application of a county where the area proposed for designation is characterized by pervasive poverty, high unemployment and general economic distress; and

WHEREAS, the Board of Legislators has determined that the areas to be incorporated into the Empire Zones for Lewis County as set forth herein are indeed characterized by pervasive poverty, high unemployment and general economic distress and otherwise meets the eligibility requirements contained in Article 18-B of the General Municipal Law.

WHEREAS, by Local Law No. 1 – 2003, the Board of Legislators was authorized to prepare and submit an application for designation of Empire Zones in Lewis County, pursuant to Section 961 of the General Municipal Law, and the creation of such zone was approved by the New York State Commissioner of Economic Development and such zone was formally designated by the Empire Zones Designation Board effective June 5, 2003; and

WHEREAS, the New York State Legislature and the Governor have enacted into law changes to the Empire Zones program, whereby each existing Empire Zone must configure its existing zone acreage into six “distinct and contiguous” areas; and

WHEREAS, pursuant to Sections 961 and 957(d) of the General Municipal Law, as amended, the County of Lewis hereby authorizes the such municipal corporation to prepare and submit Lewis County’s application for redesignation of the existing Empire Zone into six “distinct and contiguous” areas identified for such redesignation, to the New York State Commissioner of Economic Development for ultimate approval by the Empire Zones Designation Board; and

WHEREAS, such designation could greatly benefit the County of Lewis in that new businesses would be encouraged to locate in the zone area, existing businesses would be encouraged to expand in the zone area, and new and expanded businesses would generate new jobs for Lewis County residents; and

WHEREAS, a draft of the amended Zone Development Plan is hereby authorized to be submitted along with the redesignation application to the New York State Commissioner of Economic Development;

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

SECTION 1. TITLE.

This Local Law shall be known as **“A LOCAL LAW AMENDING LOCAL LAW NO. 1 - 2003 AND AUTHORIZING AN APPLICATION FOR THE REDESIGNATION OF CERTAIN AREAS WITHIN LEWIS COUNTY AS EMPIRE ZONES”**

SECTION 2. APPLICATION AUTHORIZED

The Board of Legislators, is hereby authorized and empowered to submit an application for redesignation of certain areas within Lewis County as an Empire Zone; provided however, that such authorization and empowerment shall be conditioned upon the concurrence, through duly adopted resolutions with respect to such application of the governing bodies any and all cities, towns and villages in which such zone is located.

SECTION 3. BOUNDARIES

The boundaries of said areas to be included in said Empire Zone shall be as set forth in Schedule A, which is attached hereto and made a part hereof.

SECTION 4. ZONE CERTIFICATION OFFICER

Pursuant to the requirements of Section 963(a) of the Lewis County Treasurer shall continue to serve as the Local Empire Zone Certification Officer of the Lewis County Empire Zone, and shall, pursuant to the regulations promulgated pursuant to Article 18-B of the General Municipal Law, perform the following duty, to wit: certify jointly with the New York State Commissioner of Economic Development and the New York State Commissioner of Labor, those business enterprises that are eligible to receive those benefits referred to in Section 966 of the General Municipal Law, and any other applicable statutes.

SECTION 5. ZONE ADMINISTRATIVE BOARD

- A. Pursuant to Article 18-B of the General Municipal Law, the Local Empire Zone Administrative Board shall be designated by the Lewis County Board of

Legislators and shall be responsible for monitoring, evaluating and coordinating all empire zone benefits on behalf of Lewis County. Such entity shall consist of at least six members, none of whom shall be the local empire zone certification officer, and shall be representative of local businesses, organized labor, community organizations, financial institutions, local educational institutions and residents of the empire zone.

- B. The Local Empire Zone Administrative Board, pursuant to Section 963(a) of the General Municipal Law, as amended, shall approve for certification by the Zone Certification Officer, the New York State Commissioner of Economic Development, and the New York State Commissioner of Labor, the applications of those businesses eligible for certification to receive the benefits referred to in Section 966 of the General Municipal Law, and shall perform all other duties required of it pursuant to Section 963(b) of the General Municipal Law.
- C. Effective January 1, 2007, the members of the Local Empire Zone Administrative Board shall serve for terms of two (2) years each. The initial term of office shall commence January 1, 2007, and expire on December 31, 2008. Such terms of appointment may be renewed as often as the Board of Legislators may deem appropriate. All current terms of office of existing members shall expire effective December 31, 2006.

SECTION 6. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

(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. 8 of 2006, of the County of Lewis was duly adopted by the Lewis County Board of Legislators on December 21, 2006, 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 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 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.~~

* 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.

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

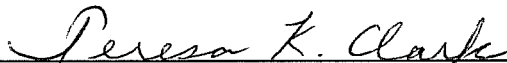
I hereby certify that the Local Law annexed hereto, ~~designated as Local Law No. _____ of 20__, of the City of _____ having been submitted to referendum pursuant to the provisions of Section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



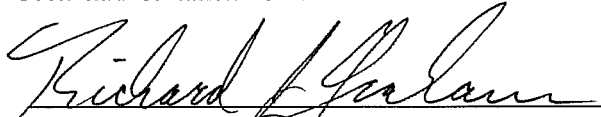
Clerk of the Lewis County Board of Legislature
Clerk or officer designated by local legislative body
TERESA K. CLARK, CLERK
Date: December 21, 2006

(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 21, 2006