

---

**(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. 1 of the Year 2008**

**A LOCAL LAW TO AMEND LOCAL LAW NO. 1 – 2004 AND ESTABLISH  
PROCEDURES FOR THE DESIGNATION OF AN OFFICIAL  
NEWSPAPER OR NEWSPAPERS FOR THE COUNTY OF LEWIS  
AND PUBLICATION OF NOTICES**

**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 the “**A LOCAL LAW TO AMEND LOCAL LAW NO. 1 – 2004 AND ESTABLISH PROCEDURES FOR THE DESIGNATION OF AN OFFICIAL NEWSPAPER OR NEWSPAPERS FOR THE COUNTY OF LEWIS AND PUBLICATION OF NOTICES**”

**SECTION 2. AUTHORITY**

This Local Law is enacted pursuant to the Home Rule Authority found in Municipal Home Rule Law §20 et. seq.

**SECTION 3. SUPERSESSSION**

A. The Board of Legislators has heretofore adopted Local Law No. 1 – 2004 which superceded the requirements of County Law § 214, subdiv. 2, in that Local Law No. 1 –2004 provided that post-adoption publication of a local law is not required.

B. Board of Legislators wishes to amend Local Law No. 1 – 2004 and to further supercede the provisions of County Law § 214 as the same apply to the procedures for designating an “official newspaper” or “official newspapers” to be used for the publication of concurrent resolutions, local laws, and notices for the County of Lewis.

C. By the adoption of this Local Law, Local Law No. 1 – 2004, is hereby amended, superceded and replaced by deleting the same in its entirety, and replacing the same with the following language.

#### **SECTION 4. PUBLICATION OF NOTICES, ETC.**

Notwithstanding any statute, local law, ordinance, or resolution to the contrary, the Board of Legislators are hereby authorized as follows:

A. The members of the County Board of Legislators, representing respectively each of the two principal political parties into which the people of the County are divided, shall designate annually one or more newspapers having general circulation within the County of Lewis for the purpose of publishing:

1. Concurrent resolutions of the legislature;
2. Notices of legislative and committee meetings, as such notices may be required by law;
3. Notices of proposed local laws and public hearings as such notices may be required by law.

B. Such designation shall be in writing and signed by a majority of the members representing each of said political parties. In making such designation, the Board members may consider, among other factors, the extent to which such newspaper or newspapers advocate the principles of such political party, support its nominees and the extent of the publication's circulation in the County.

C. In addition to the considerations set forth in Subsection B above, such publication must:

1. Be a paper of general circulation;
2. Be established and ordinarily printed and distributed at least weekly for at least one year immediately preceding such designation;
3. Contain news, editorials, and other matters of current interest;
4. Have a paid circulation; and
5. Have been entered at the United States Post Office as second class matter.

D. All notices required by the applicable provisions of the Election Law shall be published by the Lewis County Board of Elections in such newspaper(s) as so designated by the Board of Elections in compliance therewith; provided that such newspaper(s) meet the criteria set forth in Subsection C above.

E. All notices required by the applicable provisions of the Real Property Tax Law for the enforcement and collection of delinquent taxes including notices of foreclosure and sale

shall be published by the enforcing officer in such newspaper(s) as so designated by the enforcing office in compliance therewith; provided that such newspaper(s) meet the criteria set forth in Subsection C above.

F. Within twenty (20) days of the adoption of a local law by the Board of Legislators, the Clerk of the Board shall cause a certified copy of the adopted local law to be filed with the County Clerk and in the Office of the Secretary of State in accordance with Municipal Home Rule Law §27. No further publication or notice of an adopted local law shall be required.

**SECTION 5. EFFECTIVE DATE**

This Local Law shall take effect upon filing with the Office of 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 2008, of the County of Lewis was duly passed by the Lewis County Board of Legislators on February 5, 2008, 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 2004, of the County of Lewis was duly passed by the Lewis County Board of Legislators on \_\_\_\_\_, 2004. Such Local Law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_, 2004, 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 Legislators  
Clerk or officer designated by local legislative body

**TERESA K. CLARK, CLERK**

Dated: March 17, 2008.

(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

Dated: March 17, 2008.