

Local Law Filing

(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. 11 of the Year 2013

A LOCAL LAW AUTHORIZING MUNICIPAL EXEMPTION FROM BUILDING PERMIT FEES

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 AUTHORIZING MUNICIPAL EXEMPTION FROM BUILDING PERMIT FEES.**”

SECTION 2. LEGISLATIVE FINDINGS

1. Local Law No. No. 9 of the Year 2006 entitled, "A LOCAL LAW AMENDING LOCAL LAW NO. 11 – 2005 AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE" (herein "Local Law No. 9) states that a permit fee (in such amount as may be set by resolution of the Board of Legislators) must be received by the Lewis County Codes Department at the time that an application for a building permit is submitted. (See, Local Law No. 9, Section 4[k]).

2. The Board of Legislators finds and determines that the assessment of building permit fee for construction projects on municipally owned property impose an unnecessary burden on municipal tax payers.

3. Therefore, the Board of Legislators hereby finds and determines that creating an exemption from such building permit fees for municipal construction projects is in the public interest.

SECTION 3. ENACTMENT AUTHORITY

This Local Law is adopted pursuant to authority provided in section 10 of the Municipal Home Rule Law of the State of New York.

SECTION 4. EXEMPTION FROM BUILDING PERMIT FEES FOR MUNICIPALITIES

1. Notwithstanding any local law or resolution to the contrary, any building permit application received on or after January 1, 2014 from or on behalf of a municipality shall be exempt from the payment of a permit fee.

2. The exemption from paying a permit fee does not exempt a municipality from complying in all other respects with the requirements of Lewis County Local Law No. 9 -- 2006, the New York State Uniform Fire Prevention and Building Code or the State Energy Conservation Construction Code.

SECTION 5. EFFECTIVE DATE

This local law shall take effect immediately upon filing with 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. 11 of 2013, of the County of Lewis was duly passed by the Lewis County Board of Legislators on December 19, 2013, 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 approved, 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 approved, 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.~~

* 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.

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 20__, of the County of Lewis was duly passed by the Lewis County Board of Legislators on _____, 20__, and was approved, not approved, repassed after disapproval, by the _____ on _____, 20__. Such Local Law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 20__, in accordance with the applicable provisions of law.

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.


TERESA K. CLARK, CLERK
LEWIS COUNTY BOARD OF LEGISLATORS

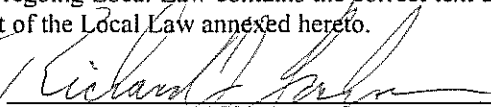
Dated: ^{Jan. 6, 2014} December __, 2013.

(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.


RICHARD J. GRAHAM, ESQ.
LEWIS COUNTY ATTORNEY

Dated: ^{January 6, 2014} December __, 2013.