

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County
~~City~~ of Orleans
~~Town~~
~~Village~~

Local Law No. 2 of the year 19 82

A local law Providing for a Continuation of a Seven Member Legislature
(Insert title)
with Residency Requirements.

Be it enacted by the Legislature of the
(Name of Legislative Body)

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

SECTION 1--LEGISLATIVE INTENT. It is the intention of the Orleans County Legislature by this Local Law to comply with the constitutional requirements established by the Supreme Court of the United States and the Court of Appeals of the State of New York. It is further intended that the adoption of this law will satisfy various court orders directing the County to adopt a permanent plan of apportionment utilizing the most current 1980 decennial census date.

SECTION 2--GOVERNING BODY. The governing body of the County of Orleans shall be the County Legislature which, except as otherwise provided in this act, shall have and exercise all of the powers and duties of the County together with all of the powers and duties which are now, or hereafter may be conferred or imposed on a governing body of a County. Whenever a reference is made to the Board of Supervisors in any existing local law, resolution or ordinance, or other act, or in any statute, rule, regulation, or otherwise of the State of New York, it shall be deemed to mean the Orleans County Legislature.

SECTION 3--COUNTY LEGISLATURE.

A. The County Legislature shall consist of seven (7) persons to be known as County Legislators.

B. Three (3) county legislators shall be elected at large by all of the electors within the County or Orleans, provided, however, that each at large county legislator shall be at the time of his or her election a resident of one of the following geographical areas within the County. For the purpose of this section, the County is divided into three (3) geographical areas as follows: the East consisting of the Towns of Kendall, Murray and Clarendon; the Central consisting of the Towns of Carlton, Gaines, Albion and Barre; and the West consisting of the Towns of Yates, Ridgeway and Shelby.

C. The remaining four (4) county legislators shall be elected from four (4) separate legislative districts as follows:

Legislative District 1

Town of Clarendon
Town of Barre
Town of Shelby

Legislative District 2

Town of Ridgeway
Town of Yates

Legislative District 3

Town of Albion
Town of Gaines

Legislative District 4

Town of Murray
Town of Kendall
Town of Carlton

D. The term of office of all county legislators shall be two (2) years, which term of office shall begin on the first day of January next following their election.

E. The qualifications of a county legislator shall be as provided for in the New York State Election and Public Officers Law and such other provisions of the New York Constitution and State Law, and Orleans County local law as may be applicable.

SECTION 4--VACANCIES. Vacancies in the Office of County Legislator shall be filled in accordance with Orleans County Local Law No. 2 of 1980.

SECTION 5--EFFECT OF OTHER LAWS OR ACTS. Any law, ordinance, resolution or other act inconsistent with the provisions hereof shall be superseded by this Local Law.

SECTION 6--SEPARABILITY. If any clause, sentence, paragraph or section of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such adjudication shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceedings in which such adjudication shall have been rendered.

SECTION 7--REFERENDUM. This local law shall take effect forty-five (45) days after its adoption hereof, or after approval of the affirmative vote of a majority of the qualified voters of the County of Orleans voting on a proposition for its approval if within forty-five (45) days after its adoption there be filed with the Clerk a petition protesting against this Law in the form provided for in Section 24 of the Municipal Home Rule Law. If any other reapportionment local law is submitted to the electors of the County of Orleans simultaneously with this local law, then the local law which receives the majority vote and which also has the greater number of affirmative votes in the County at large shall be deemed to have been adopted.