

Local Law Filing

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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. 3 of the Year 2019

A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM

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. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM.**”

SECTION 2. STATUTORY AUTHORITY:

This local law is enacted pursuant to the following authority:

1. Municipal Home Rule Law (“MHL”) § 10(1)(i) provides that a county may adopt local laws relating to its property, affairs or government provided it is not inconsistent with the provisions of the constitution or any general law.

2. County Law § 219(1) provides that a county may utilize its reforestation properties “for recreation and kindred purposes.” This has been interpreted as authorizing a county to designate reforestation lands for use by all-terrain vehicles (“ATVs”), provided that such use is consistent with forest and wildlife conservation and watershed protection. Opinion Atty. Gen. Op. No. 2002-1.

3. Vehicle and Traffic Law § 2405(2) states that: “a municipality, by ordinance or local law, may designate any appropriate public lands, waters and properties other than highways under its jurisdiction as a place open for travel by ATVs upon written request for such designation by any person, and may impose restrictions and conditions for the regulation and safe operation of ATVs on such public property. . .”

SECTION 3. PURPOSE:

1. The purpose of this Local Law is to update and re-establish Local Law No. 2-2009, “A Local Law Establishing the Lewis County Trail System”, by incorporation of numerous amendments to the Local Law adopted thereto since 2009, and to update by amendment various provisions of the Local Law and thereby Re-Establish the Lewis County Trail System.

2. This Local Law is to:

- (a) Establish a network of trails and interconnecting roads (“Trail System”) that is available for ATV operation throughout Lewis County;
- (b) Establish a set of guidelines for the potential expansion of such ATV trail system.
- (c) Establish a methodology for managing the trail system and implementing appropriate procedures to mitigate environmental impacts and provide for the long-term preservation of natural resources.

SECTION 4. LEGISLATIVE FINDINGS:

The Board of Legislators hereby restates and makes the following findings in support of this Local Law:

1. That the Board of Legislators received and reviewed a proposed Lewis County Trail Plan (“Trail Plan”) in 2009, which set forth a resource management plan for the development of a network of interconnecting trails throughout Lewis County for outdoor enthusiasts who enjoy the use and operation of all-terrain vehicles (“ATVs”). The Trail Plan contemplates the creation of a Lewis County Trail System (“Trail System”), which is an identified and designated system of trails and interconnecting roads. The Trail System may include:
 - Trails located on County Reforestation Lands and/or other lands the County may own
 - Trails located on private lands that are designated as open to the public
 - Railroad Corridors
 - Utility Corridors
 - Recreation Easements
 - Interconnecting Town Roads (as authorized by local law by the respective townships)
 - Interconnecting County Roads (as authorized by local law)
2. The goal of the Trail Plan was to set out the management objectives and guidelines for the development of the Trail System so that the interests of ATV operators could be balanced with the long-term preservation of the environment and the County’s natural resources for future generations.
3. Before taking action with respect to the proposed Trail Plan, the Board of Legislators, acting as lead agency, conducted an extensive review of the potential impacts to the environment pursuant to Article 8 of the Environmental

Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations ("NYCRR") implementing Article 8 (collectively referred to hereinafter as "SEQRA").

4. The Board of Legislators further determined that pursuant to Part 6 NYCRR § 617.6(a)(4), preparation of a draft Generic Environmental Impact Statement ("GEIS") would better serve the Board in assessing potential environmental impacts.
5. The Board of Legislators has heretofore accepted the Final GEIS and has adopted a Findings Statement in accordance therewith.
6. That the Trail Plan has been reviewed and revised, where necessary, in order to assure that it conforms to the GEIS and its related Findings. Contemporaneously with the adoption of Local Law No. 2- 2009, the Board of Legislators formally approved and adopted by resolution the Trail Plan in its final form.
7. The Board of Legislators further finds that one of the key elements of the Trail System is the development of trails on County-owned reforestation lands. The Board is equally aware that the reforestation lands are valuable assets to the County and its residents both now and for generations to come. Therefore, the Board finds that it is incumbent upon them to set forth clearly defined rules and regulations as to the use of the reforestation lands, and more particularly the use of the trails thereon.
8. The Board of Legislators further finds that similar considerations pertain to the use of trails that are now or may hereafter become available to the County for incorporation into the Trail System, whether such trails are located on private property, along former railroad beds or utility corridors.
9. Furthermore, the Board of Legislators finds that this Local Law is necessary in order to set forth certain procedures for the development of the Trail System in order to assure that both present and future development complies with the GEIS and its related Findings.
10. As an additional means of regulating the use and operation of ATVs within Lewis County, the Board adopted Local Law No. 3-2009, the "Lewis County ATV Code" which set forth certain rules and regulations as to the operation of ATVs in Lewis County.

SECTION 5. DEFINITIONS:

As used in this Local Law:

1. **Off- Highway Vehicles (OHV's):** Shall have the same meaning as an All Terrain Vehicle (ATV) set forth in § 2281 of the Vehicle & Traffic Law. In addition, an OHV may include other off-road motorized or self-propelled vehicles which are not able to be registered in New York State; and as more fully classified and described below:

- a. ATV as defined under VTL §2281, including registered dirt bikes, ATVs, UTVs under the weight and length limits set forth in the VTL, and as may be amended;
 - b. Other OHVs which are not able to be registered in New York State, provided same is no more than 70 inches in width and no more than 2,000 lbs in weight. **(THIS CLASSIFICATION OF OHV CAN ONLY ACCESS THE OFF-ROAD TRAILS.)**
2. **Director of Recreation, Forestry and Parks (DRFP):** Shall refer to the individual who holds the position of Lewis County Director of Recreation, Forestry and Parks. Any reference to either “Trails Coordinator” and/or “Conservation Foreman” shall now be deemed to refer to the Director of Recreation, Forestry and Parks.
3. **County:** Shall mean the County of Lewis.
4. **County Reforestation Lands:** Lands purchased, acquired, or accepted by gift by the County of Lewis for purposes of reforestation. Pursuant to County Law § 219, County reforestation lands may be used for “watershed protection, . . . the production of timber and forest products and for recreation and kindred purposes.”
5. **Current Trail Development:** Shall refer to:
 - (i) Trails and logging roads located upon County Reforestation Lands or any other County land identified herein and designated by operation of this Local Law as open and available for OHV trail development, subject to the rules and regulations set forth herein and the management guidelines set forth in the Trail Plan, and
 - (ii) Trails located in, on or upon private property that heretofore have permitted OHV trails to be developed for use by the public pursuant to an agreement with the landowner and
 - (a) Have been reviewed by the County in connection with the DGEIS and FGEIS, dated December 18, 2008; and
 - (b) Are authorized by this local law to be incorporated into the Lewis County Trail System by mutual agreement between the landowner and the County.
6. **Amendments to the Trail System:** Shall refer to amendments to the Trail System as the result of:
 - (i) County Reforestation Lands that may be designated in the future as being available for OHV development, subject to the rules and regulations set forth herein and the management guidelines set forth in the Trail Plan, or

- (ii) New OHV trails to be constructed where none existed previously on or across County Reforestation Lands that are identified by this Local Law as being available for OHV trail development, or
 - (iii) Newly identified trails to be located on or across private lands, including railroad corridors or public or private utility rights-of-way.
7. **Hazards:** Obstacles in the trail corridor making travel unsafe; something causing unavoidable danger, peril, risk, or difficulty.
 8. **Non-Trail Areas:** Property located directly adjacent to the designated trails in the Trail System. Only those trails that are designated as part of the Lewis County Trail system are open to the public. Adjacent property and/or private trails that are not so designated are to be respected as private property and should not be encroached by OHV users.
 9. **Operate:** shall mean to ride in or on, other than as a passenger, or use or control the operation of an OHV in any manner, whether or not said OHV is under way.
 10. **Operator:** means every person who operates or is in actual physical control of an OHV.
 11. **Railroad Corridors:** existing RR lines no longer in use by the railroads. These corridors of land are vast stretches of land, which can be utilized for recreational trails, provided that permission is granted by the owner of the rail lines.
 12. **Director of Recreation, Forestry and Parks (DRFP):** shall mean the individual who holds the position of Lewis County Director of Recreation, Forestry and Parks, and who was heretofore referred to either as "Trails Coordinator" and/or "Conservation Foreman".

SECTION 6. DESIGNATION OF COUNTY REFORESTATION LANDS FOR CURRENT TRAIL DEVELOPMENT:

1. The Board of Legislators hereby declares that all the trails and logging roads located in and upon County Reforestation Lands previously designated and approved by Local Law 2-2009 and by subsequent addition by Resolution, shall be open for the use and operation of OHVs, subject to the rules and regulations herein set forth and the management guidelines set forth in the Lewis County Trails Plan.

2. The opening of any County Reforestation Land to trail development does not imply that OHV use and operation is permitted in any non-trail area within the parcel of land. The use and operation of OHVs on County Reforestation Lands shall be strictly limited to the designated and signed trails within such parcel, as hereinafter set forth.

SECTION 7. DEVELOPMENT OF OHV TRAILS ON DESIGNATED COUNTY REFORESTATION LANDS:

1. Upon the designation of any County Reforestation Land by the Board of Legislators, through this Local Law or any future local law, as available for Trail Development,

the Board of Legislators hereby authorizes the Lewis County Director of Recreation, Forestry and Parks to develop OHV trails in and upon such land in the following manner:

- a. Personally inspect the proposed parcel of land and/or the proposed trail and map out with as much specificity as possible where any proposed OHV trails would be located on the parcel of land (including GPS coordinates for such proposed trails, where possible).
- b. Designate such existing truck trails, logging roads or similar trails as open for use by OHVs by marking the same with appropriate signs, provided that
 - (i) The DRFP determines, that such use is consistent with forest and wildlife conservation and watershed protection and does not otherwise interfere with the County's reforestation plans; and
 - (ii) Each such truck trail, logging road or similar trail is clearly marked with signs to be placed thereon by the DRFP.
- c. All signs to be used by the DRFP for the purposes set forth in this Local Law shall be of uniform size, shape, lettering and marking; shall include the Lewis County official logo; and shall clearly and concisely inform the public that the trail is open for the operation of OHVs, or restricted by OHV classification as determined by the DRFP.

2. Nothing contained herein shall be construed to obligate the DRFP to open any particular truck trail, logging road or similar trail or any part thereof for use by all classifications of OHVs on a trail. Such determination, including classification of OHV for access on any or all trails shall be at the sole discretion of the DRFP.

SECTION 8. AMENDMENTS TO THE TRAIL SYSTEM:

1. In the event that the DRFP receives (i) a written request from an individual or organization to open additional County Reforestation Lands or any other land owned or controlled by the County to trail development, or (ii) a written request from an individual or organization to construct a new trail upon a County Reforestation Land that is herein or hereafter being opened for trail development, or (iii) a written request from an individual or organization to open trails on private parcels of land or railroad or utility right-of-ways or corridors, the DRFP shall take the following steps:

- a. Perform an initial evaluation of the application, assessing the feasibility of admitting the property based upon several factors, including: the property's overall potential for enhancing the existing trail system; proof of property ownership; the property owner's willingness to execute an access agreement with the County; the property's ability to safely host OHV travel; and such other factors as deemed reasonable and prudent by the DRFP.

- b. If the DRFP's initial evaluation of the application indicates that it may be feasible to admit the property, he/she can authorize the performance of a more detailed environmental review pursuant to SEQRA, with the County Legislature or the Lewis County Soil and Water Conservation District serving as Lead Agency for such review.
- c. Upon completion of a substantive environmental review, the DRFP will forward to the County Legislature the results of such review, plus a recommendation on property admission. The County Legislature will then finalize its own review of the available information, complete its SEQRA Lead Agency responsibilities, if required, and ultimately decide whether or not to admit the property.
- d. In the event that the Board of Legislators deems it appropriate to admit the property to the Trail System, the Board shall amend the Trail System as follows:
 - (i) If County Reforestation Land, by local law designating any or all County land as open for the use and operation of OHVs, subject to the rules and regulations herein set forth and the management guidelines set forth in the Lewis County Trails Plan.
 - (ii) If private property, by resolution of the Board of Legislators approving an access agreement between the landowner and the County, and subject to the rules and regulations herein set forth and the management guidelines set forth in the Lewis County Trails Plan.

2. Upon admission to the Trail System as set forth above, the property shall be identified and mapped by the DRFP as described in Section 7 above.

SECTION 9. INTERCONNECTING PUBLIC HIGHWAYS:

1. It is anticipated that the Trail System may include one or more public highways that will interconnect with the trails located on County Reforestation Lands or any other County land, and the off-road trails on private property that have been identified and signed as incorporated into the Lewis County Trail System. Interconnecting public highways may be incorporated into the Lewis County Trail System under the following conditions:

- a. The highway in question has been designated for use by ATV traffic by appropriate government action pursuant to Vehicle and Traffic Law § 2405 by the governmental agency having jurisdiction.
- b. In the case of a town highway, the DRFP has received a concurring resolution or local law from the town board setting forth their consent or designation that said portion of the town highway is open to ATV access, and therefore can be included as a designated highway into the Lewis County Trail System.

- c. In the event that either a town or County highway has not been reviewed pursuant to the GEIS performed by the County and identified on the map attached to the FGEIS, dated December 18, 2008, the DRFP initiates the procedures set forth in subparagraphs “b” and “c” of Section 7, Paragraph 1 above.
- d. The DRFP identifies the highway as being incorporated into the Trail System by placing or causing to be placed thereon appropriate Lewis County Trail signs as well as identifying such highway on maps produced by the Trails Department for public use.

SECTION 10. OPERATION OF OHVs ON THE LEWIS COUNTY TRAIL SYSTEM:

- 1. No person shall operate an OHV on the Trail System except in conformance with this Local Law, the Lewis County ATV Code and any other applicable law, rule or ordinance.
- 2. No person shall operate an OHV on the Trail System except where designated and marked for such classified use by appropriate signage as hereinafter provided.
- 3. No person shall operate an OHV in or on a non-trail area as defined herein, or on a trail not designated for that OHV classification. Any person who operates an OHV on the Trail System:
 - (i) upon a trail that is marked and signed as “closed” or otherwise has not been designated and marked as being “open” for such use and or classification, or
 - (ii) operates an OHV outside of the designated and signed trail shall be guilty of trespass and any other identified violation(s) of law, and shall be subject to prosecution under civil and criminal laws, as appropriate.

SECTION 11. LEWIS COUNTY OHV TRAIL PERMITS:

1. Except as hereinafter provided, no person shall operate any OHV on any County Reforestation Land, County property, or any trail on private property that has been incorporated into the Lewis County Trail System unless such OHV has received a Lewis County Trail Permit in accordance with the provisions of this Local Law, and the Lewis County Trail Permit number for such OHV is in full force and effect and displayed as provided under this Local Law and regulations promulgated hereunder.

An OHV which is to be operated and have access to the Lewis County Trail System shall provide for coverages required of an “owner’s policy of liability insurance”, issued by an insurance carrier authorized to do business in the State of New York. The owner or operator of the OHV shall carry a copy of said insurance coverage at all times while accessing the Trail System, and produce same upon the request of any person having authority to enforce the provisions of this Local Law and NYS VTL §2407, and any person(s) who claims to have suffered personal injury or property damage as a result of the operation of such OHV, as more fully set forth in VTL § 2407.

2. The Lewis County DRFP or her/his designee is hereby authorized to issue a Lewis County Trail Permit or a Trail Pass and assign a Lewis County Trail Permit or Trail Pass number to each such OHV, upon the receipt of a completed application and payment of appropriate permit fee(s) as hereinafter provided.

a. The OHV Permit Season shall run from April 1st through the Tuesday after Columbus Day each year, unless otherwise established by the Board of Legislators on or before its March Board meeting. Notwithstanding the foregoing, the DRFP, after consultation with the Board of Legislators, is authorized to delay the opening date of any or all of the trails within the Trail System based upon weather and environmental conditions. In such event, the DRFP shall post the trails accordingly, provide notice of the date of opening on the County website, Chamber of Commerce website, and provide other means of notification as deemed reasonable and appropriate.

b. A Trail Permit shall be valid from the date of issuance through and including the last day of the Permit Season for which it was issued, except that a trail permit purchased on or after the Tuesday after Labor Day shall be valid for the following Permit Season.

c. A Trail Pass shall be valid for a period not to exceed three (3) consecutive days, provided that in no event shall a Trail Pass allow use of the Trail System beyond the closing date of the Permit Season as set forth above.

d. The DRFP is authorized to provide for and post a free Three (3) Day Pass weekend the first full weekend of August (Friday, Saturday, Sunday), in the sole discretion of the Director.

e. The Board of Legislators may license designated outlets who shall be authorized to receive permit applications, receive permit fees and transmit the same to the DRFP, and issue permits to the applicant, all in accordance with the terms of such license agreement as approved by the Board of Legislators.

f. The Board of Legislators authorizes the Director and/or her designated vendor to provide for the receipt of permit applications and permit fees through a secure internet site to be administered by the Director or her designee.

g. Notwithstanding the above, the DRFP shall have the sole discretion to open and/or close any part of the trail system at any time for environmental and safety concerns, trail maintenance, and for any other reason.

3. Fees. Fees for the issuance of a Lewis County Trail Permit to be collected by the Lewis County under this Local Law are as follows.

- a. A fee of sixty-five (\$65) dollars for the first OHV applicant who is not a current, registered member of an OHV club with an active OHV Trail Agreement with Lewis County.
- b. A fee of forty-five (\$45) dollars for the first OHV for which a Trail Permit is requested where the applicant must present proof of current, registered membership in an OHV Club with an active OHV Trail Agreement with the County.
- c. In the event that an applicant wishes to obtain permits for more than one OHV, the applicant must show proof that all additional OHVs are owned/registered to the same address. The permit fee for each additional OHV shall then be \$20 per machine.
- d. Fees shall not be pro-rated for the Permit Season, and such fees shall be applicable to the year in which the permit is issued, except that permits

purchased on or after the Tuesday after Labor Day shall be valid the following Permit Season.

- e. The provisions of paragraphs a. and b. of this subdivision shall not apply to any landowner who has entered into and has an active access agreement with the County to permit the development of one or more OHV trails on his/her property.
- f. As an alternative to obtaining a Trail Permit, an OHV operator may purchase a three (3) day Trail Pass. The fee for the Trail Pass shall be twenty (\$20) dollars each. The trail pass shall allow the holder thereof use of the appropriate Trail System for the classification of the OHV for a period of no longer than three (3) consecutive days.
 - i. The Trail Pass shall be of such design and material as determined by the DRFP.
 - ii. To obtain a Trail Pass, an OHV operator must complete an application and provide the same information as is required to obtain a Trail Permit.
 - iii. The DRFP may establish such other rules and regulations for administering the purchase and sale of Trail Passes as deemed necessary and consistent with the regulations provided in these local laws. All other rules and regulations that apply to Trail Permits shall equally apply to Trail Passes.

5. Application. The owner of each OHV requiring Lewis County Trail Permit or Trail Pass under this Local Law shall present an application for a Lewis County Permit or Trail Pass to the Lewis County Director of Recreation, Forestry and Parks, or her/his designated licensee as provided in Paragraph 2 above, on a form to be prepared and furnished by the Lewis County DRFP for that purpose. Such application shall contain, but not be limited to the following information:

- a. Vehicle Identification Number (VIN#) and/or License Plate Number;
- b. Check off of all appropriate information, including that the applicant has proper insurance coverage for the vehicle (s);
- c. Proper execution of agreement with any and all waivers, including but not limited to knowledge and understanding of all requirements for operation of OHVs and New York State ATV Laws;
- d. Payment of appropriate fee(s) as provided in Paragraph 4 above.

Upon receipt of a completed application, the DRFP shall issue a Lewis County Trails Permit or Trail Pass, with the appropriate identifying receipt and/or sticker. The Trail Permit/Pass receipt must be carried by the OHV operator at all times, and any issued sticker properly affixed. No duplicate for lost or damaged Permits/stickers will be issued. No OHV shall be considered as validly using or accessing the Lewis County Trail System within the meaning of this section unless a current Lewis County Trail Permit and sticker are issued, possessed, and affixed.

6. Renewal. Every owner of an OHV shall renew his or her Lewis County Trail Permit each calendar year by submitting an application together with the appropriate information, attestations, fees and waivers. The Owner is to keep a copy of the permit renewal receipt.

7. Exemption. No Trail Permits shall be required for the following described OHVs:

- a. OHVs owned and operated by Lewis County and used by the Lewis County DRFP, Lewis County Sheriff, or any deputy, special patrolman or peace officer employed thereby; Lewis County Emergency Management Services Director and Assistant;
- b. OHVs owned and operated by NYS Police, Department of Environmental Conservation, Department of Parks and Recreation or any other department thereof.
- c. Search and Rescue Responders and Fire Department Responders to an emergency.

8. Special events. The person(s) or entity in charge of a special event involving the operation of OHVs shall comply with the provisions of section twenty-four hundred eight of the Vehicle and Traffic Law, including but not limited to providing the Lewis County DRFP with at least thirty (30) days prior Notice of the scheduled special event. Governmental agencies having jurisdiction over the proposed special event shall either grant or deny authorization to hold a special event within thirty days after receipt of a full and complete application for authorization as described in VTL §2408. The event shall not be conducted without prior written authorization from the governmental agencies having jurisdiction over the site(s). OHVs participating in a properly Noticed and Approved special event may be exempted from the provisions of this Local Law concerning Trail Permits, at the discretion of the Board of Legislators.

9. Responsibility for operation by minors. No owner or other person in possession of any OHV shall authorize or knowingly permit any person under eighteen years of age to operate such OHV in violation of any provisions of this section.

10. Violations.

a. Any person who rides on the Lewis County Trail System without a valid Permit, shall be fined the sum of \$250 for the first offense, \$500 for the second offense, and shall be subject to the offending OHV being impounded; these fines shall also apply to the record owner of the machine;

b. Any person who enters upon property other than the trail system shall be subject to trespass and any other appropriate violations of the law. Such person(s) shall be fined the sum of \$250 for the first offense and shall be banned from the Trail System for the remainder of the Season with the Trail Permit revoked. Such person(s) shall be fined the sum of \$500 for the second offense and may be permanently banned from the Trail System.

c. Any person who is convicted of violation of the speed limit (25 miles per hour) within the trail system shall receive a fine of \$500 for the first offense, \$1,000 for the second offense and with the immediate revocation of the Trail Permit(s) issued to that person.

d. Any person who violates any other provisions of this the Local Law, the Lewis County ATV Code Local Law, or any other State or Local Law or regulation shall be guilty of a traffic infraction and/or all other appropriate laws and regulations so violated. A person guilty of a first offense shall receive a fine of \$250 in addition to any other fines specifically set forth in the VTL, ECL or other relevant statute. Upon conviction of a second offense occurring within one calendar year, the offender shall receive a fine of \$500, and all Trail Permits issued to the owner and operator thereof shall be revoked for a period of one calendar year from the date of conviction. The aforesaid is in addition to any other appropriate fines and remedies at law.

11. Rules and regulations. The Lewis County DRFP shall promulgate such other rules and regulations as he or she may deem necessary to carry out the provisions of this article, and submit same to the Lewis County Board of Legislators for approval and adoption as an amendment to this Local Law.

12. Disposition of fees. The Lewis County DRFP shall deposit all monies received from the issuance of Lewis County Trail Permits for OHVs and all fees otherwise collected under this Local Law to the credit of a Recreational Trails Fund established by the Lewis County Treasurer. All such funds shall be dedicated exclusively to the establishment, maintenance and operation of the Lewis County Trail System.

SECTION 12. REFERENCE TO OHV AND ATV:

Reference to "ATV" in Local Law 3-2009, "A LOCAL LAW ESTABLISHING THE LEWIS COUNTY ATV CODE", and all other ATV Local Laws subsequent thereto, including all Amendments and Additions by Local Law and/or by Resolution, shall be deemed to refer to "OHV" in accordance with this Local Law.

SECTION 13. SEVERABILITY:

In the event that any part or provision of this Local Law or the application thereof to any person or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances. Moreover, the Board of Legislators of the County of Lewis hereby declares its intent that it would have passed this Local Law or the remainder thereof had such invalid provision or invalid application been apparent.

SECTION 14. 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. 3 of 2019, of the County of Lewis was duly passed by the Lewis County Board of Legislators on August 6, 2019, 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.

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.

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.)

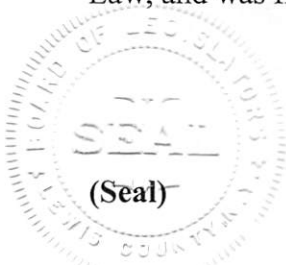
I hereby certify that the Local Law annexed hereto, designated as Local Law No. _____ of 20____, of the City of _____ having been submitted to referendum pursuant to the provisions of Section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



A handwritten signature in blue ink, reading "Teresa K. Clark", written over a horizontal line.

TERESA K. CLARK, CLERK
LEWIS COUNTY BOARD OF LEGISLATORS
Dated: August 12, 2019

(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.

A handwritten signature in blue ink, reading "Joan E. McNichol", written over a horizontal line.

JOAN E. McNICHOL, ESQ.
LEWIS COUNTY ATTORNEY
Dated: August 12, 2019

Office of the Secretary of the Navy
Washington, D. C.

Dear Sir:
The following information is being furnished to you for your information:

Very truly yours,
[Signature]

Respectfully,
[Signature]

Very truly yours,
[Signature]

Very truly yours,
[Signature]

Very truly yours,
[Signature]

Very truly yours,
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Very truly yours,
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Very truly yours,
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