

National Grid
Five Mile Road Station Project

Appendix E

Copies of Local Laws
Cattaraugus County
3 of 8

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State of New York)

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

~~City~~

~~Town~~

~~Village~~

of Cattaraugus

FILED
FEB 18 1999

Atty. Gen. F. Brennan
Secretary of State

Local Law No. 2 (Intro Number 1) of the year 1999.

A local law AMENDING LOCAL LAW NUMBER 7-1998 (INTRO NUMBER 7-1998) REGARDING
(Insert Title)
BOUNDARIES OF CATTARAUGUS COUNTY ECONOMIC DEVELOPMENT ZONE

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

County

~~City~~

~~Town~~

~~Village~~

of Cattaraugus

as follows:

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law Number 7-1998 (Intro Number 7-1998), to add new language required by New York State Department of Economic Development.

SECTION 2. Amendment of Local Law Number 7-1998 (Intro Number 7-1998). Local Law Number 7-1998 (Intro Number 7-1998), is hereby amended as follows: At the end of "Section 1. Legislative Intent.", add the following: "The Commissioner of the New York State Department of Economic Development is hereby requested to revise the boundaries of the EDZ as described below."

SECTION 3. Effective Date. This Local Law shall take effect immediately.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 2 (Intro Number 1) of 1999, of the (County)(City)(Town)(Village) of Cattaraugus was duly passed by the Legislature on January 27, 1999, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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 19____, of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____, 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19____, of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____, 19____. 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 _____, 19____, in accordance with the applicable provisions of law.

4. (Subject to 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 19____, of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____, 19____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 19____, 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 chairperson 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 19____, 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 _____ 19____, 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 19____, of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 19____, pursuant to 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 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 _____, above.


Clerk of the County legislative body, City, Town or Village, or
County Clerk designated by local legislative body.

Date: February 1, 1999

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

Date: February 1, 1999

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY, 12231

(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 italics or underlining to indicate new matter.

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

Local Law No. 16 (Intro No. 3-2000) of the year 2000.

A local law REGARDING THE CONSTRUCTION OF SOLID WASTE LANDFILLS IN

(Insert Title)

CATTARAUGUS COUNTY, NEW YORK

Be it enacted by the Legislature of the

(Name of Legislative Body)

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

as follows:

SECTION 1. Legislative Intent. The County of Cattaraugus, in an effort to safeguard the environment in a manner consistent with the New York State Environmental Conservation Law ("ECL") and the rules and regulations promulgated thereunder in connection with the siting and operation of landfills, hereby enacts this Local Law. It is the intention of the County of Cattaraugus to reduce the possibility of groundwater contamination by improving landfill siting and design in a manner that is consistent with, but more protective of human health and natural resources than, the regulations promulgated by New York State, which are codified at 6 NYCRR Part 360-2.

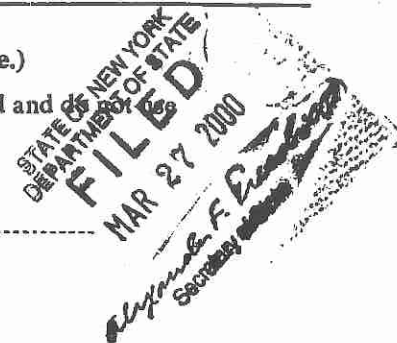
SECTION 2. Findings. The Legislature of the County of Cattaraugus finds that:

a. In order to make a contribution to the development and implementation of environmentally and technically viable solid waste disposal programs, landfill design and siting regulations in addition to those promulgated by the State of New York as set forth at 6 NYCRR Part 360-2 are necessary.

b. The existence of a zone of separation between the base of a landfill liner and the groundwater table may protect groundwater from contamination, if the intervening soil has a low hydraulic conductivity. In the long run, this natural safeguard is a more reliable protection than are engineered barriers.

c. The existence of an 18-inch thick low permeability soil layer in the primary composite liner of a landfill is an important element in the protection of groundwater from contamination emanating from landfills.

(If additional space is needed, attach pages the same size as this sheet, and number each.)



d. In view of the seismicity of Cattaraugus County, the slopes of landfills, landfill liners and all interfaces within the liner system, are especially important factors in assessing and insuring the safety of landfills, and protecting the surrounding environment from contamination.

e. In addition to the low permeability and seepage velocity of the soil, the identification of any highly permeable zones or lenses in the soil and the bedrock is important in the determination of the suitability of a site for a landfill.

f. The freshwater wetlands of the County of Cattaraugus are invaluable for flood protection, wildlife habitat, open space and water resources. Any loss of freshwater wetlands deprives the people of the County of Cattaraugus of these benefits.

g. Construction and operation of a landfill are complex processes requiring considerable experience, skill and integrity, and landfills built or operated by persons or entities without such qualities are more likely to cause harm to public health or environment.

SECTION 3. Legislative Purposes. The purposes of this Local Law are:

a. to encourage the development and implementation of environmentally and technically viable solid waste disposal programs;

b. to protect the natural and human resources of the County of Cattaraugus in a manner that is consistent with, but more protective of those resources than, the regulations promulgated by New York State, as set forth at 6 NYCRR Part 360-2;

c. to protect and preserve the freshwater wetlands of the County of Cattaraugus.

SECTION 4. Definitions. As used in the context of this Local Law, the following definitions shall apply:

a. Freshwater Wetlands: Lands and waters of the state, regardless of size or formal designation, as defined in ECL Section 24-0107.1 and/or 33 Code of Federal Regulations ("CFR") Section 328.3(b) and 40 CFR Section 230.3(t).

b. Groundwater: Water below the land surface in the saturated zone of the soil or rock. This includes perched water separated from the main body of groundwater by an unsaturated zone.

c. Groundwater Table: The naturally occurring surface of groundwater at which it is subjected to atmospheric pressure. Groundwater table does not include the potentiometric head level in a confined aquifer.

d. Landfill: A disposal facility or part of one at which solid waste, or its residue after treatment, is intentionally placed in or on land, and at which solid waste will remain after closure and which is not a landspreading facility, a surface impoundment, or an injection well.

e. Liner System: A continuous layer of natural or man-made materials, beneath or on the side of a landfill which restricts the downward or lateral escape of solid waste, any constituents of such waste, or leachate and which complies with 6 NYCRR Part 360-2.

f. Slope Stability Safety Factor: The numerical value obtained from an analysis of the stability of a slope; the numerical

value is computed as the ratio of the total force resisting failure to the total driving force tending to produce failure.

g. Solid Waste: As defined in 6 NYCRR Part 360.

SECTION 5. Applicability.

5.1 This Local Law shall apply to any new solid waste landfill located within the County of Cattaraugus whose construction requires a construction permit from the New York State Department of Environmental Conservation, which permit has not been granted on the effective date of this Local Law.

5.2 This Local Law shall not apply to the expansion of any existing landfill within the current site thereof.

5.3 The County of Cattaraugus recognizes that pursuant to ECL Section 27-0711, this Local Law shall not be in effect with respect to any new landfill located in any city, village or area of any town, located within the County of Cattaraugus, during the time that such city, village or town has in effect any local law, ordinance or regulations promulgated pursuant to ECL Section 27-0711, provided that such local law, ordinance or regulations are not inconsistent with the New York State Environmental Conservation Law. In the event that any city, village or town repeals or ceases to have any local law, ordinance or regulations described in this subsection, this Local Law shall thereupon automatically take effect in such city, village or town.

SECTION 6. Depth to Groundwater. A minimum separation of five feet must be maintained between the base of the constructed liner system of a landfill and the seasonal high groundwater table.

SECTION 7. Double Composite Liner System.

7.1 All landfills are required to utilize a double composite liner system as described in this Section, and which must include a primary leachate collection and removal system consisting of a granular soil layer at least 24 inches thick with a leachate collection pipe network.

7.2 The primary leachate collection and removal system must lie above the primary (upper) composite liner, which must consist of a geomembrane of at least 60 mil that directly overlays a soil layer of at least 18 inches in thickness compacted to a maximum permeability of 1×10^{-7} cm/s.

7.3 The primary composite liner must lie above the secondary leachate collection and removal system, which must consist of either a leachate collection pipe network with a granular soil layer of at least 12 inches in thickness, or an effective layer of geosynthetic material.

7.4 The secondary leachate collection and removal system must lie above the secondary (lower) composite liner, which must consist of a geomembrane of at least 60 mil that directly overlays a low permeability soil layer of at least 24 inches in thickness.

7.5 The applicant shall demonstrate that the natural and synthetic materials to be utilized in constructing the liner system are not susceptible to being corroded, dissolved, or otherwise degraded or impaired by leachate expected to be generated by the waste in the landfill.

SECTION 8. Slope Stability. All landfill slopes, including those for the slopes inside the landfill, the liner, and all interfaces within the liner system, must have a slope stability safety factor of at least 2.0 under static conditions and 1.5 under seismic conditions. The methodologies for calculating the slope stability safety factors shall be determined by the County Administrator after consultation with suitable qualified experts.

SECTION 9. Preferential Contaminant Migration Pathways.

9.1 The hydrogeologic report required by the New York State Department of Environmental Conservation for a permit to construct and to operate a landfill pursuant to 6 NYCRR Part 360-2.3 must include, or be supplemented to include, in addition to the requirements set forth at 6 NYCRR Part 360-2.11, investigations designed to determine whether and to what extent preferential groundwater and contaminant migration pathways exist on the proposed site.

9.2 In the event that such investigations establish the presence of sand or gravel lenses, the applicant shall undertake studies designed to determine their extent and the values of horizontal permeability (hydraulic conductivity) and seepage velocity associated with such zones.

9.3 The hydrogeologic report must include identification and characterization of major bedrock fractures/fracture zones that may provide preferential migration pathways. The County Administrator shall, after consultation with suitably qualified experts, specify the nature and extent of characterization activities for particular sites to reflect site conditions.

SECTION 10. Freshwater Wetlands. No landfill or associated roads, buildings, utilities, or other appurtenant physical features (including construction staging areas) shall be constructed on any lands or waters meeting either the definitions of freshwater wetlands set forth in ECL Section 24-0107.1 and 6 NYCRR Part 664, or 33 Code of Federal Regulations ("CFR") Section 328.3(b) and 40 CFR Section 230.3(t), regardless of and notwithstanding the size of such wetlands, or formal designation as such.

SECTION 11. Soil. All native soil beneath the landfill shall have a horizontal hydraulic conductivity of 1×10^{-5} centimeters per second or less, as determined by in-situ hydraulic conductivity test methods, and vertical hydraulic conductivity of 1×10^{-6} centimeters per second or less.

SECTION 12. Applicant Information. Each applicant for a landfill permit shall submit to the County Administrator, on such form as the County Administrator shall prescribe, information on the qualifications, compliance record, corporate structure and financial status of applicant and applicant's owners, affiliates, partners, and subsidiaries, and the officers, directors, partners and major shareholders of such entities.

SECTION 13. Administration.

(a) No person may construct a solid waste landfill without having obtained a permit therefor from the County Administrator. Every permit application shall be accompanied by a draft or final environmental impact statement prepared in accordance with the State Environmental Quality Review Act, and by a demonstration of compliance

with the standards of this local law. The County Administrator shall hold a public hearing on each complete application and shall grant a permit if the County Administrator finds that (1) the standards of this local law have been met, (2) the applicant possesses suitable qualifications, and (3) the landfill will not have a detrimental effect on public health or the environment.

(b) Any person aggrieved by the decision of the County Administrator may within sixty days of its issuance, appeal to the County Legislature, which shall hold a public hearing on each such appeal. The County Legislature may uphold the decision; may grant a variance if it finds that, notwithstanding failure to meet one or more of the standards of this local law, the landfill will not have a detrimental effect on public health or the environment; may overturn the issuance of the permit if it finds, after de novo review, that the County Administrator's findings were erroneous; or may grant such other relief as, in its judgment, is appropriate in order to effectuate the purposes of this local law.

SECTION 14. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 15. Effect of Local Law. This Local Law does not create any right to construct a landfill within the County of Cattaraugus. It is intended only to regulate landfills permitted by applicable law.

SECTION 16. Preexisting Law. In the event of any inconsistency between this Local Law and Local Law Number 2-1990 (Intro No. 1-1990), this Local Law shall control. Local Law Number 2-1990 (Intro No. 1-1990) is otherwise continued in effect.

SECTION 17. Effective Date. This Local Law shall take effect immediately.

Fiscal Impact: none

(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. 16 (Intro. No. 3-2000) of 2000 of the (County)(City)(Town)(Village) of Cattaraugus was duly passed by the Legislature on March 22 2000, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(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 subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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 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 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 County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: March 23, 2000

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~
~~Town~~ of Cattaraugus
~~Village~~

Date: March 23, 2000

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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

~~City~~ of Cattaraugus
~~Town~~
~~Village~~

Local Law No. 28 (Intro No. 32-00) of the year 20⁰⁰

A local law REPEALING LOCAL LAW NO. 5-1987 (INTRO NUMBER 3-1987) REGARDING
(Insert Title)
ESTABLISHMENT OF ECONOMIC DEVELOPMENT ZONE REAL PROPERTY TAX
EXEMPTION

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

County

~~City~~ of Cattaraugus as follows:
~~Town~~
~~Village~~

SECTION 1. Legislative Intent. It is the intent of this Local Law to repeal the real property tax exemption authorized under Real Property Tax Law Section 485-e. The Real Property Tax Law Section 485-e real property tax abatement procedure, which currently provides tax abatement for economic development zone businesses for seven full years of county, town and school real property taxes and three years of partial property tax abatement, is no longer necessary as an economic development incentive, since the New York State Empire Zone Program, authorized by Part GG of Chapter 63 of the Laws of 2000, provides similar tax relief for businesses.

SECTION 2. Repeal of Local Law Number 5 - 1987 (Intro Number 3-1987). Local Law Number 5 - 1987 (Intro Number 3-1987) is hereby repealed, effective December 31, 2000.

SECTION 3. Effective Date.

This Local Law shall take effect immediately.

Fiscal Impact: none

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 28 (Intro No. 32-00) of 20 00 of the (County)(City)(Town)(Village) of Cattaraugus was duly passed by the Legislature on Dec. 13 20 00, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(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 subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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.)

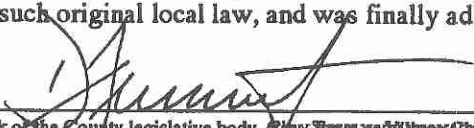
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____
of the City of _____ having been submitted to referendum pursuant to the provisions of
section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the
qualified 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 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 cit-
ies of said county as a unit and 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 in-
dicated in paragraph _____, above.



Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: December 26, 2000

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

Date: December 26, 2000

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

3

(Use this form to file a local law with the Secretary of State.) STATE OF NEW YORK
DEPARTMENT 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.

LED

JAN 02 2001

County

City of Cattaraugus

Town

Village

Stephen F. DiMarco
Secretary of State

Local Law No. 27 (Intro No. 31-00) of the year 2000

A local law ESTABLISHING FEE SCHEDULE FOR ELECTRONIC GEOGRAPHIC INFORMATION
(Insert Title)

SYSTEM DATA

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

County

City of Cattaraugus

Town

Village

as follows:

SECTION 1. Legislative Intent. It is the intent of this Local Law to develop a fee schedule for electronic Geographic Information System data.

SECTION 2. Fee Schedule. The following constitutes a fee schedule for the release of electronic Geographic Information System data by Cattaraugus County:

Base layer - 3 cents per parcel (minimum \$5)*
Data layer - 1 cent per parcel per layer (minimum \$5)*

*price does not include shipping

SECTION 3. Fee Exemption. Payment of the fees set forth in section 2, supra, may be waived by the County Legislature by legislative resolution, or by motion of the County Operations Committee.

SECTION 4. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 5. Effective Date. This Local Law shall take effect immediately.

Fiscal Impact: unknown revenue

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 27 (Intro No. 31-00) of 2000 of the (County)(City)(Town)(Village) of Cattaraugus was duly passed by the Legislature on Dec. 13 2000, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(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 subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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.)

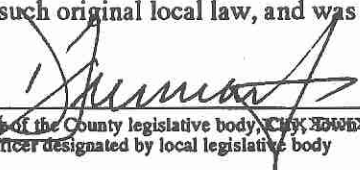
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified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



Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: December 26, 2000

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

Date: December 26, 2000

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED

OCT 17 2000

Alyson F. Sweeney
Secretary of State

County

~~CITY~~

~~TOWN~~

~~VILLAGE~~

of Cattaraugus

Local Law No. 22 (Intro No. 12-2000) of the year 20.00

A local law ESTABLISHING RULES AND REGULATIONS FOR CATTARAUGUS COUNTY
(Insert Title)

RECREATION AREAS AND REPEALING LOCAL LAW NUMBER 10-1976 (INTRO
NUMBER 10-1976), AS AMENDED

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

County

~~CITY~~

~~TOWN~~

~~VILLAGE~~

of Cattaraugus

as follows:

Section 1. Legislative Intent. The County of Cattaraugus, State of New York, is abundant in natural, scenic and recreational resources. There are, however, natural features which, by their nature, may be hazardous to persons approaching them. Also, opening up the use of County properties to the public for various purposes may, if not regulated, endanger or infringe on the rights of the individual in enjoying equality of opportunity in the use of these resources.

Therefore, to enhance and promote the rights of the individual, the rules and regulations set forth are intended to govern the conduct of the public with respect to the use of County Recreation Areas.

This local law does not apply to the Onoville Marina Park Recreation Area, or the County-leased area adjacent to the Marina.

The provisions of this local law shall take effect on January 1, 2001.

Section 2. Definitions.

Whenever used in this local law, the following terms shall have the meaning expressly set forth in this section, unless otherwise specified:

2.1 Authorized Personnel - any person, department or agency given the right to function by the County.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

- 2.2 Boating - the use, launching, beaching, docking, mooring, or anchoring of a boat or watercraft used as a means of transportation on water.
- 2.3 Boat-Launching Site - any ramp or designated access to water front designed for launching watercrafts.
- 2.4 Camping - to make a temporary overnight residence, to be occupied by a person or persons for recreational purposes or use.
- 2.5 County - Cattaraugus County.
- 2.6 Fire - the burning of fuel in such a manner as to create an open blaze.
- 2.7 Fishing - the sport of catching fish.
- 2.8 Forest Road - road built to support trucks on reforestation areas.
- 2.9 Hiking - taking a walk especially for pleasure or exercise.
- 2.10 Hunting - the pursuit of game.
- 2.11 Interior Road - any County-owned access or perimeter road extending from a highway.
- 2.12 Motor Vehicle - any vehicle designed for use primarily on a highway and propelled by any power other than muscular power, snowmobiles, motorcycles, all terrain vehicles, or other similar wheeled vehicles.
- 2.13 Official Sign or Structure - any sign or structure erected by the County.
- 2.14 Parking - the standing of any vehicle whether occupied or not, other than temporarily or while actively engaged in loading or unloading.
- 2.15 Pet - a domesticated animal kept for pleasure rather than utility.
- 2.16 Picnicking - to go on an excursion or outing with food, usually provided by members of the group and eaten in the open.
- 2.17 Power Boating - the use of watercrafts propelled by any power other than muscular or wind power.
- 2.18 Primitive camping - camping in which limited water and toilet facilities are provided.

2.19 Recreation Area - any prescribed expanse of outdoor natural resources suitable for recreational use or used for that purpose, either developed or undeveloped, including, but not limited to:
Case Lake, County Reforestation Property, County Wildlife Ponds, and the Ischua and Conewango Creek Watershed Protection Projects.

2.20 Structural Change - any alteration in the physical properties of a structure.

2.21 Swimming - to propel oneself through the water by natural means or any action leading to the same.

2.22 Toilet Facilities - any acceptable fixture for the purpose of defecation or urination.

2.23 Watershed - a geographic land unit whose surface water runoff is into the same stream.

Section 3. General Rules and Regulations Applying To All Persons Entering Upon or Using All County-Owned or Leased Recreation and Forest Property.

3.1. Fire:

3.1.1 No fires are permitted except for cooking or warmth.

3.1.2 Fires may be built and maintained only in fireplaces, grills, or suitable cooking stoves.

3.1.3 No fires shall be lit until all flammable material within three feet or more of the fire has been removed.

3.1.4 No fire shall be started or maintained unless under the constant supervision of a responsible person.

3.1.5 Anyone building a campfire shall use existing fire pits as much as possible.

3.1.6 All lighted matches, cigars, cigarettes, or burning tobacco must be extinguished or deposited where they will not cause fire.

3.1.7 No wood, except from dead and down trees or from supplies furnished by the County, shall be used for fuel. No live trees are to be cut down.

3.1.8 All flammable materials not in use must be kept in proper containers away from open flame.

3.2 Camping:

3.2.1 Camping is permitted only at authorized sites, designated by official signs.

3.2.2 Areas used for temporary camping and adjacent County lands must be kept in a neat, clean and sanitary condition.

3.2.3 Garbage and refuse must be deposited in receptacles provided or removed.

3.2.4 The waters on county lands must not be polluted in any manner, nor waste material of any kind deposited therein.

3.2.5 No picnic table, garbage receptacle, wood pile or any other equipment supplied by the County shall be placed at any location other than those approved by an officer or employee of the County.

3.2.6 No person under the age of 18 will be permitted to camp unless accompanied and supervised by a responsible adult.

3.2.7 No person shall make any structural change or alteration at any campsite.

3.2.8 On campsites where supply of fuel wood is limited, fires for any purpose other than cooking will be prohibited.

3.2.9 No person shall operate a motor vehicle on any portion of any campsite at a speed in excess of 15 miles per hour.

3.2.10 Any unauthorized tent or other camping structure or any tent or other camping structure left unoccupied for more than 48 hours may be taken down or removed by the County.

3.2.11 Campers and their guests will be held responsible for any and all damage caused to County property by them and their actions, and will be held accountable for the full amount of any damage caused.

3.2.12 Between the hours of 11:00 PM and 6:00 AM, campers are requested to conduct themselves in a quiet manner.

3.2.13 Failure to observe this rule is sufficient cause to deny a camper the privilege of the campsite.

3.3 Swimming:

3.3.1 Swimming is not permitted in any county-controlled water systems unless designated by official signs.

3.4 Hunting and Fishing:

3.4.1 Hunting and fishing, in accordance with the laws, rules, and regulations of New York State, will be permitted on all County lands, except on specific parcels or portions thereof where those activities will be considered dangerous or conflicting with the primary use of such parcel or portion thereof.

3.4.2 These prohibited areas will be specifically posted.

3.5 Permissible Structures:

3.5.1 Permits for the erection of any structure will not be issued under any condition.

3.6 Boating:

3.6.1 Boat basins, anchorages, and marinas are NO WAKE AREAS.

3.6.2 The discharge of raw or improperly treated sewage or sink wastes into any waters is not permitted.

3.6.3 No boat of any kind shall be tied up or otherwise fastened to any dock so as to prevent free access to such structure.

3.6.4 All applicable Federal, State and Municipal regulations for safe boating are to be observed.

3.7 Toilet Facilities:

3.7.1 Toilet facilities shall be kept clean and sanitary and refuse shall not be placed in toilets.

3.7.2 The washing of clothing, dishes, or other utensils at outside water faucets or in comfort stations is prohibited.

3.8 Official Signs and Structures:

3.8.1 No official sign or structures shall be defaced, mutilated, concealed, or removed.

3.9 Prohibited Activities:

3.9.1 The activities and uses in this section shall be absolutely prohibited on property under County jurisdiction.

3.9.2 The use of County land or any improvements thereon for private revenue or commercial purposes use is prohibited unless a concession permit is issued by the County.

3.9.3 The sale of alcoholic beverages is prohibited on all County land unless a concession permit is issued by the county.

3.9.4 No person shall in any manner allow refuse, sewage, or any other offensive matter to be placed or left in or on any property, except in appropriate receptacles.

3.9.5 No person shall in any manner cause sewage, or any other waste material to be placed in water or, in any stream or drain which feeds those waters.

3.9.6 No person shall damage or remove gates, fences, signs or buildings; cut or deface live trees for the purpose of shelter or fuel; nor shall any mineral, plant or wildlife be removed, injured, or destroyed.

3.9.7 No persons shall enter or remain upon any property or within any structure during such hours, seasonal or indefinite periods that such property or structure has been designated as closed.

3.9.8 No person shall post a sign or notice without a permit issued by the County.

3.9.9 No person shall do any of the following:

.1 Disobey a lawful order of any law officer, County official, lifeguard, etc., or the directions of any sign officially erected.

.2 Use abusive or obscene language or make an obscene gesture, dress or undress other than in facilities provided therefor.

.3 Obstruct vehicular or pedestrian traffic.

.4 Engage in, or encourage fighting, or violent or threatening behavior.

.5 Operate any watercraft, wheeled vehicle, snowmobile or other equipment in such a manner as to endanger other persons or property or in such a manner as to create an unreasonable noise or disturbance.

.6 Without lawful authority, disturb any lawful assembly or meeting of persons.

.7 Carry any pistol, switchblade, metal knuckles, slingshot or other weapons about his or her person, except those firearms allowed for hunting purposes in permitted County forest properties. All NYS Department of Environmental Conservation rules regulating hunting must be followed - proper licensure required.

3.9.10 No person having custody or control of a minor shall permit such minor to commit any act in violation of a rule or regulation.

3.9.11 Minors under 10 years of age shall at all times be under the supervision and control of a parent, guardian or other responsible custodian.

3.9.12 Chain saws are not permitted to be used within County recreation areas unless permission is granted by Development & Agriculture Committee of the Cattaraugus County Legislature.

3.10 Lost Articles:

3.10.1 Any person finding or taking possession of property not his or her own shall immediately return such property to its lawful owner.

3.10.2 If the lawful owner cannot be immediately found, then the property shall be turned over to the County Sheriff's Department.

3.11 Use of Motor Vehicles:

3.11.1 No person shall operate a motor vehicle unless duly licensed in accordance with the laws of the State of New York and no licensed person shall permit a vehicle to be operated by another person not duly licensed.

3.11.2 No person shall drive any motor vehicle upon any part of County property, except for the proper driveways or parking areas, or permit a motor vehicle to unnecessarily stop or obstruct traffic.

3.11.3 No motor vehicle shall contain any person or object protruding or hanging outside or on top thereof, except that sports and recreation equipment may be carried in the rear or on top of such vehicle using a rack designed for such purpose.

3.11.4 No motor vehicle is permitted to be parked or to stand, except in designated areas.

3.11.5 Interior roads on County property are not to be traveled in excess of 15 miles per hour.

3.11.6 No person who is under the influence of intoxicating liquor, narcotic drugs, or other opiates shall operate any vehicle within County property.

3.12 Picnicking:

3.12.1 Picnicking is permitted on all County forest and recreation lands but only during the hours of 6:00 AM through 9:00 PM.

3.12.2 No picnic tables, garbage receptacles, or other County properties are to be moved.

3.12.3 Garbage and refuse are to be placed into proper receptacles or removed from the property.

3.12.4 Fires are to be completely extinguished and all areas left in order.

3.13 Pets:

3.13.1 Persons are allowed to bring pets into County lands provided the following conditions are conformed with.

3.13.2 Pets must be confined in all areas where they might interfere with or disturb the general public, i.e., camping sites or boat launching areas, etc.

3.13.3 Confinement shall be in a cage or on a leash not exceeding ten feet.

3.13.4 Dogs must be licensed and vaccinated in accordance with the laws of the state of residence.

3.13.5 No pet shall be allowed to disturb wildlife.

3.13.6 Dogs shall not be allowed for hunting except as prescribed by New York State Environmental Conservation Law.

3.14 Boat Launching Sites:

3.14.1 No person shall use any boat launching site or any adjacent waters within 100 feet from the shore of a launching or ramp area for any purpose other than hauling, launching or loading of boats.

3.14.2 No vehicle except one used in loading and unloading or launching a boat shall be left or parked within such area at any time.

3.14.3 No person shall conduct any business, buy, sell, offer or expose for sale, hire or lease or vend any article or merchandise of any kind at a boat launching site, without express written permission from the County.

3.14.4 No person shall erect or maintain a camp, tent or structure of any kind at a boat launching site.

3.13.5 Every person shall comply with the reasonable demand or directions of any authorized person in using access roads, parking areas or launching sites, and comply with directions or signs.

3.15 Hiking:

3.15.1 Hiking is permitted on all County lands, providing that a responsible person over the age of 18 accompanies minors under 10 years of age.

3.16 Alcoholic Beverages:

3.16.1 The consumption of alcoholic liquors or beverages including beer, and the bringing of such items into County property are permitted under the following conditions:

- .1 No person shall become intoxicated.
- .2 Drinking of alcoholic beverages is prohibited in parking lots and any public road or right-of-way on County property.
- .3 All cans, bottles, and containers must be placed in proper receptacles or removed from County property.

3.17 Horseback Riding:

3.17.1 Horses or horseback riding is permitted, except where posted to the contrary.

Section 4. Rules and Regulations.

4.1 The following rules and regulations apply to the specifically designated areas as hereinafter listed. These specific rules and regulations apply in addition to the general rules and regulations as set forth in Section 3. In the case of an inconsistency between the specific rules and regulations and the general rules and regulations, these specific rules and regulations shall govern as to the area designated.

4.2 CASE LAKE:

4.2.1 Permitted Uses:

- .1 Boating:
 - .1 Electric boat motors are limited to 2 horsepower.
 - .2 Speed limit on the entire lake is 5 miles per hour.
 - .3 Sailboats, canoes, rowboats and kayaks are allowed.
- .2 Hiking.
- .3 Fishing.
- .4 Picnicking.
- .5 Cross-country skiing.

4.2.2 Prohibited Activities:

- .1 The use of gasoline powered boat engines.
- .2 Swimming, unless officially designated.
- .3 Overnight camping.
- .4 Snowmobiling and trail biking.
- .5 Horses or horseback riding.

4.3 COUNTY REFORESTATION PROPERTY

4.3.1 Permitted Uses:

- .1 Overnight primitive camping is permitted at Cattaraugus County Adirondack lean-tos, except as provided in 4.3.2.5, for a maximum of three nights.
- .2 Picnicking.
- .3 Fires may be built for cooking or warmth, however only dead wood may be used for fuel. All flammable material must be removed from around the fire and the fire must be completely extinguished before leaving.

4.3.2 Prohibited Activities:

- .1 No person shall dump or leave garbage or refuse in any place, except in proper receptacles.
- .2 All matter not left in receptacles must be removed when leaving.
- .3 No person shall disobey an order of a forest ranger, authorized County employee, or any other police official; or disobey the directions of any posted signs; obstruct or render dangerous any drive, path, walk or public place.
- .4 No person shall operate an all-terrain vehicle, motorcycle or other similar wheeled vehicles not including snowmobiles, on County forest property or access roads.
- .5 There shall be no camping on Cattaraugus County Reforestation Property #1, known as Cattaraugus County Pines, located in the Town of Ashford between the hours of 9:00 PM and 7:00 AM; the property shall be posted prohibiting such trespassing.

4.4 COUNTY WILDLIFE PONDS

4.4.1 Permitted Uses:

- .1 Fishing.
- .2 Picnicking.
- .3 Waterfowl hunting, unless posted.
- .4 Trapping, unless posted.

4.4.2 Prohibited Uses:

- .1 Swimming.
- .2 Overnight Camping.
- .3 Power Boating.
- .4 Depositing or discharging any substance, matter or thing, liquid or solid which might result in the pollution of waters.

4.5 ISCHUA AND CONEWANGO CREEK WATERSHED PROTECTION PROJECTS

4.5.1 Concrete spillway structures are closed to all unauthorized personnel.

4.5.2 No unauthorized vehicles shall enter or use any watershed access road beyond a so designated point.

4.5.3 No persons shall in any way obstruct access to, maintenance of, or proper operation of a watershed structure.

4.5.4 Certain easement agreements filed in the County Clerk's Office may supercede the above-mentioned regulations.

Section 5. Penalties.

5.1 The violation of any one or more rules and regulations herein set forth shall constitute an offense.

5.2 Any person guilty of such offense may be punished by a fine of not exceeding one hundred (\$100.00) dollars, or by imprisonment not exceeding thirty (30) days or both such fine and imprisonment.

Section 6. Enforcement.

Any Law Enforcement Agency is hereby directed to enforce the provisions as contained herein.

Section 7. Severability.

If any term of this law or any application thereof shall be invalid or unenforceable, then the remainder of this law or any other application shall not be affected thereby.

Section 8. Repeal of Local Law 10-1976 (Intro. No. 10-1976).

Local Law 10-1976 (Intro No. 10-1976) as amended, is hereby repealed, effective January 1, 2000.

Section 9. Effective Date.

This local law shall take effect immediately.

Fiscal Impact: none

(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. 22 (Intro No. 12-2000) of 20 00 of the (County)(City)(Town)(Village) of Cattaraugus was duly passed by the Legislature on Oct. 11 20 00, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(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 subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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 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 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 _____, above.


Clerk of the County legislative body, City, Town or Village, or
or officer designated by local legislative body

(Seal)

Date: October 12, 2000

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

Date: October 12, 2000

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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 use italics or underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED

APR 20 2001

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

Local Law No. 15 (Intro No. 1-01) of the year 2001

MISCELLANEOUS
& STATE RECORDS

A local law

AMENDING LOCAL LAW NUMBER 18-1991 (INTRO NUMBER 24-1991),

(Insert Title)

AS AMENDED, TO ESTABLISH DISPOSAL FEES FOR UNCOMPACTED

SOLID WASTE FOR PERMITTED WASTE COLLECTORS AND

NON-PERMITTED USERS OF COUNTY TRANSFER STATIONS

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

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

as follows:

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law Number 18-1991 (Intro Number 24-1991) to continue encouraging recycling through the continuation of fees for non-recyclable materials, which have been given to the County for disposal.

SECTION 2. Amendment of Local Law Number 18-1991. Local Law Number 18-1991 (Intro Number 24-1991), as amended, is hereby amended as follows: Repeal Section 2 and replace with the following:

"SECTION 2. Fee Schedule.

A. Effective May 1, 2001, the following user fees are established for non-permitted users of County transfer stations:

\$.75 per 15 gallon garbage bag, or equivalent
\$ 1.50 per 30 gallon garbage bag, or equivalent
\$ 2.00 per item of miscellaneous solid waste
\$14.00 per uncompacted cubic yard of solid waste
\$75.00 per ton of solid waste

B. Effective May 1, 2001, the following user fees are established for Cattaraugus County Department of Public Works permitted waste collectors:

\$.75 per 15 gallon garbage bag, or equivalent
\$ 1.50 per 30 gallon garbage bag, or equivalent
\$ 2.00 per item of miscellaneous solid waste
\$14.00 per uncompacted cubic yard of solid waste

(If additional space is needed, attach pages the same size as this sheet, and number each.)

\$25.00 per compacted cubic yard of solid waste
\$70.00 per ton of solid waste
\$15.75 per ton of recyclable materials".

SECTION 3. Local Law No. 18-1991. All other provisions of Local Law Number 18-1991

(Intro Number 24-1991) not otherwise repealed herein shall remain in full force and effect.

SECTION 4. Effective Date. This Local Law shall take effect immediately.

Estimated Fiscal Impact: \$49,000 revenue annually, not budgeted

(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. 15 (Intro No. 1-01) of 2001 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Cattaraugus was duly passed by the Legislature on April 11, 2001, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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.

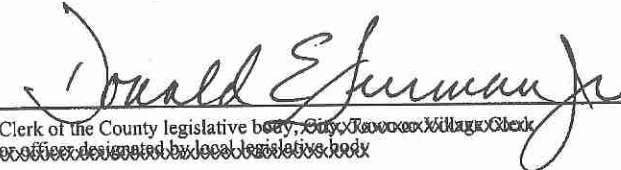
6. (County local law concerning adoption of Charter.)

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 held on _____ 20____, pursuant to 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 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.

(Seal)


Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

Date: April 16, 2001

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~
~~Town~~ of Cattaraugus
~~Village~~

Date: April 16, 2001

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED

JUN 11 2001

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

MISCELLANEOUS
& STATE RECORDS

Local Law No. 16 (Intro No. 2-01) of the year 2001

A local law AMENDING LOCAL LAW NUMBER 18-1991 (INTRO NUMBER 24-1991),
(Insert Title)
AS AMENDED, TO ESTABLISH DISPOSAL FEES FOR UNCOMPACTED
SOLID WASTE FOR PERMITTED WASTE COLLECTORS AND
NON-PERMITTED USERS OF COUNTY TRANSFER STATIONS

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

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law Number 18-1991 (Intro Number 24-1991), as amended, to partially offset disposal costs by increasing the fee for disposal for 15 and 30 gallon garbage bags of non-recyclable materials, which have been given to the County for disposal.

SECTION 2. Amendment of Local Law Number 18-1991. Local Law Number 18-1991 (Intro Number 24-1991), as amended, is hereby amended as follows: Repeal Section 2 and replace with the following:

"SECTION 2. Fee Schedule.

A. Effective June 1, 2001, the following user fees are established for non-permitted users of County transfer stations:

\$ 1.00 per 15 gallon garbage bag, or equivalent
\$ 2.00 per 30 gallon garbage bag, or equivalent
\$ 2.00 per item of miscellaneous solid waste
\$14.00 per uncompacted cubic yard of solid waste
\$75.00 per ton of solid waste

B. Effective June 1, 2001, the following user fees are established for Cattaraugus County Department of Public Works permitted waste collectors:

\$ 1.00 per 15 gallon garbage bag, or equivalent
\$ 2.00 per 30 gallon garbage bag, or equivalent
\$ 2.00 per item of miscellaneous solid waste
\$14.00 per uncompacted cubic yard of solid waste

(If additional space is needed, attach pages the same size as this sheet, and number each.)

\$25.00 per compacted cubic yard of solid waste
\$70.00 per ton of solid waste
\$15.75 per ton of recyclable materials".

SECTION 3. Local Law No. 18-1991. All other provisions of Local Law Number 18-1991 (Intro Number 24-1991), as amended, not otherwise repealed herein shall remain in full force and effect.

SECTION 4. Effective Date. This Local Law shall take effect immediately.

Estimated Fiscal Impact: \$94,919 revenue annually, not budgeted

(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. 16 (Intro No. 2-01) of 2001 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Cattaraugus was duly passed by the Legislature _____ on May 23, 2001, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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.

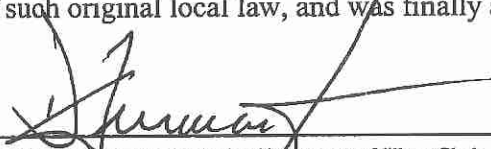
6. (County local law concerning adoption of Charter.)

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 held on _____ 20____, pursuant to 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 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.

(Seal)


Clerk of the County legislative body, ~~City of New York Village Clerk~~
or officer designated by local legislative body

Date: June 5, 2001

(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 Cattaraugus

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

County Attorney

Title

County

~~City~~
~~Town~~ of Cattaraugus

~~Village~~

Date: June 5, 2001

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

18

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

DEC 03 2001

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

Local Law No. 23 (Intro Number 10-01) of the year 2001

MISCELLANEOUS
& STATE RECORDS

A local law

AMENDING LOCAL LAW 5-1998 (INTRO NUMBER 7-1998) REGARDING

(Insert Title)

BOUNDARIES OF CATTARAUGUS EMPIRE ZONE

Be it enacted by the

Legislature

(Name of Legislative Body)

of the

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

as follows:

SECTION 1. Legislative Intent. The Cattaraugus County Economic Development Zone is now known as the Cattaraugus Empire Zone. It is the intent of this Local Law to redefine the boundaries of the Cattaraugus Empire Zone to include a total of approximately 990 acres of land.

SECTION 2. Amendment of Local Law Number 5-1998. Local Law Number 5-1998 (Intro Number 7-1998) is hereby amended as follows: Delete Section 2 thereof, and replace with: "The Cattaraugus County Economic Development Zone boundaries are as follows:

ALL THOSE TRACTS or parcels of land situated in the Cities of Olean and Salamanca, Towns of Allegany, Ashford, Great Valley, Humphrey, Ischua, Little Valley, Olean and Portville, and the Villages of Allegany, Cattaraugus and South Dayton, County of Cattaraugus and State of New York, and described as follows:

City of Olean - Sub Zone 1:

Sub Zone 1 is described as containing approximately 433 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

94.032-1-2.1

94.039-3-8

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(1)

Sub Zone 1 con't.

94.039-4-44

94.040-1-2
94.040-1-3
94.040-1-4
94.040-1-5
94.040-1-6
94.040-1-7
94.040-1-8
94.040-1-9
94.040-1-10
94.040-1-11
94.040-1-12
94.040-1-13
94.040-1-14

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94.040-1-20
94.040-1-21
94.040-1-22
94.040-1-23
94.040-1-24
94.040-1-25
94.040-1-26
94.040-1-28
94.040-1-30

94.040-2-7
94.040-2-8
94.040-2-9
94.040-2-10
94.040-2-11
94.040-2-12
94.040-2-13

94.040-2-14
94.040-2-16
94.040-2-17
94.040-2-18
94.040-2-19
94.040-2-20

94.040-3-44.1
94.040-3-44.2
94.040-3-45

94.040-3-46
94.040-3-47

94.041-2-1
94.041-2-45
94.041-2-46

94.041-2-47
94.041-2-48
94.041-2-49

94.041-3-1
94.041-3-2
94.041-3-8
94.041-3-49

94.041-3-50
94.041-3-51

94.047-1-16
94.047-1-27.1
94.047-1-27.2
94.047-1-28
94.047-1-36.1

94.047-1-36.2
94.047-1-41
94.047-1-45
94.047-1-46
94.047-1-48

94.047-2-28.1
94.047-2-29

94.047-2-30

94.048-1-1.1
94.048-1-33
94.048-1-34
94.048-1-35
94.048-1-36
94.048-1-37

94.048-1-42
94.048-1-53
94.048-1-54
94.048-1-56
94.048-1-57
94.048-1-58

Sub Zone 1 con't.

94.048-1-38	94.048-1-59
94.048-1-39	94.048-1-60
94.048-1-40	94.048-1-61
94.048-1-41	
94.048-2-1	94.048-2-31
94.048-2-2	94.048-2-32
94.048-2-3	94.048-2-33
94.048-2-4	94.048-2-34
94.048-2-5	94.048-2-35
94.048-2-6	94.048-2-36
94.048-2-7	94.048-2-37
94.048-2-8	94.048-2-38
94.048-2-13	94.048-2-46
94.048-2-14	94.048-2-47
94.048-2-15	94.048-2-49
94.048-2-16	94.048-2-50
94.048-2-19	94.048-2-51
94.048-2-20	94.048-2-52
94.048-2-21	94.048-2-53
94.048-2-22	94.048-2-56
94.048-2-23	94.048-2-57
94.048-2-27	94.048-2-58
94.048-2-28	94.048-2-59
94.048-2-29	94.048-2-60
94.048-2-30	94.048-2-61
94.049-1-68	94.049-1-69
94.049-2-10	94.049-2-20.1
94.049-2-11	94.049-2-20.2
94.049-2-12	94.049-2-21
94.049-2-13.1	94.049-2-23
94.049-2-13.2	94.049-2-24.1
94.049-2-14	94.049-2-25
94.049-2-15	94.049-2-26
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94.049-2-17	94.049-2-28
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94.049-3-6	94.049-3-15
94.049-3-7	94.049-3-17
94.049-3-8	94.049-3-18
94.049-3-9	94.049-3-19
94.049-3-10	94.049-3-36
94.049-3-11	94.049-3-38
94.049-3-12	94.049-3-39
94.049-3-13	94.049-3-40

Sub Zone 1 con't.

94.049-4-47	94.049-4-48
94.055-1-4.1	94.055-1-37.2
94.055-1-4.2	94.055-1-37.3
94.055-1-36	94.055-1-37.4
94.055-1-37.1	94.055-1-37.5
94.055-3-4	94.055-3-60
94.055-4-1	94.055-4-38
94.055-4-33	94.055-4-39
94.055-4-34	94.055-4-40
94.055-4-35	94.055-4-41
94.055-4-36.1	94.055-4-42
94.055-4-36.2	94.055-4-43
94.055-4-37	94.055-4-44
94.056-1-15	94.056-1-33
94.056-1-16	94.056-1-34
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94.056-1-22	94.056-1-40
94.056-1-23	94.056-1-41
94.056-1-24	94.056-1-42
94.056-1-25	94.056-1-43
94.056-1-26	94.056-1-44
94.056-1-27	94.056-1-45
94.056-1-28	94.056-1-46
94.056-1-30	94.056-1-47
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94.056-1-32	
94.056-2-1.1	94.056-2-5
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94.056-2-3	94.056-2-7
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94.056-2-18	94.056-2-43
94.056-2-19	94.056-2-44
94.056-2-20	94.056-2-45

Sub Zone 1 con't.

94.056-2-21	94.056-2-46
94.056-2-23	94.056-2-47
94.056-2-24	94.056-2-48
94.056-2-25	94.056-2-49
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94.056-2-31	94.056-2-56
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94.056-2-33	94.056-2-58
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94.056-3-4	94.056-3-32
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94.056-4-5	94.056-4-23
94.056-4-6	94.056-4-24
94.056-4-7	94.056-4-25

Sub Zone 1 con't.

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94.056-4-9	94.056-4-27
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94.056-6-14	94.056-6-43
94.056-6-15	94.056-6-44
94.056-6-16	94.056-6-45

Sub Zone 1 con't.

94.056-6-17	94.056-6-47
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94.056-6-19	94.065-6-52
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94.056-6-24	94.056-6-57
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94.056-6-30	

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94.056-7-2	

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94.057-1-21	94.057-1-47
94.057-1-22	94.057-1-48
94.057-1-23	94.057-1-49
94.057-1-24	94.057-1-50
94.057-1-25	94.057-1-51
94.057-1-26	94.057-1-52
94.057-1-41	94.057-1-53
94.057-1-42	94.057-1-54
94.057-1-43	94.057-1-55
94.057-1-44	94.051-1-56

94.057-2-3	94.057-2-38
94.057-2-4	94.057-2-39
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94.057-2-11	94.057-2-51
94.057-2-12	94.057-2-53
94.057-2-13	94.057-2-54
94.057-2-17	94.057-2-55
94.057-2-18	94.057-2-56
94.057-2-19	94.057-2-57
94.057-2-20	94.057-2-58
94.057-2-21	94.057-2-59
94.057-2-27	94.057-2-60
94.057-2-28	94.057-2-61
94.057-2-36	94.057-2-62
94.057-2-37	94.057-2-63
	94.057-2-65

Sub Zone 1 con't.

	94.057-2-66
94.057-3-1	94.057-3-37
94.057-3-2.1	94.057-3-38
94.057-3-2.2	94.057-3-39
94.057-3-2.3	94.057-3-40
94.057-3-3	94.057-3-41
94.057-3-4	94.057-3-42
94.057-3-5	94.057-3-44.1
94.057-3-8	94.057-3-44.2
94.057-3-9	
94.057-4-18	94.057-4-31
94.057-4-21	94.057-4-32
94.057-4-22	94.057-4-33
94.057-4-23	94.057-4-34
94.057-4-24	94.057-4-35
94.057-4-25	94.057-4-36
94.057-4-26	94.057-4-37
94.057-4-27	94.057-4-38
94.057-4-28	94.057-4-39
94.057-4-29	94.057-4-40
94.057-4-30	
94.057-5-1	94.057-5-37
94.057-5-13	94.057-5-38
94.057-5-14	94.057-5-39
94.057-5-22	94.057-5-40
94.057-5-23	94.057-5-41
94.057-5-24	94.057-5-42
94.057-5-25	94.057-5-43
94.057-5-26	94.057-5-44
94.057-5-27	94.057-5-45
94.057-5-28	94.057-5-46
94.057-5-29	94.057-5-47
94.057-5-32	94.057-5-48
94.057-5-34	94.057-5-49
94.057-5-35	94.057-5-50
94.057-5-36	
94.057-6-1	94.057-6-8
94.057-6-2.1	94.057-6-9
94.057-6-2.2	94.057-6-10
94.057-6-3	94.057-6-11
94.057-6-4	94.057-6-12
94.057-6-5	94.057-6-13
94.057-6-6	94.057-6-15
94.057-6-7	
94.058-6-47	94.058-6-48
94.063-1-45	94.063-6-50
94.064-9-10	

Sub Zone 1 con't.

94.065-2-4	94.065-2-14
94.065-2-6	94.065-2-15
94.065-2-8.1	94.065-2-16
94.065-2-8.2	94.065-2-17
94.065-2-9	94.065-2-18
94.065-2-10	94.065-2-19
94.065-2-12	94.065-2-20
94.065-2-13	94.065-2-21

94.065-3-1	94.065-3-33
94.065-3-2	94.065-3-35
94.065-3-4	94.065-3-36
94.065-3-5	94.065-3-37
94.065-3-8	94.065-3-38
94.065-3-9	94.065-3-39
94.065-3-10	94.065-3-40
94.065-3-11	94.065-3-41
94.065-3-24	94.065-3-42
94.065-3-25.1	94.065-3-43
94.065-3-25.2	94.065-3-44
94.065-3-25.3	94.065-3-45
94.065-3-25.4	94.065-3-46
94.065-3-25.5	94.065-3-50
94.065-3-25	94.065-3-51
94.065-3-30	94.065-3-52
94.065-3-31	94.065-3-53
94.065-3-32	94.065.3-54

94.065-4-1	94.065-4-27
94.065-4-4	94.065-4-28
94.065-4-5	94.065-4-29
94.065-4-6	94.065-4-30
94.065-4-7	94.065-4-31
94.065-4-8	94.065-4-32
94.065-4-9	94.065-4-33
94.065-4-10	94.065-4-34
94.065-4-11	94.065-4-35
94.065-4-12	94.065-4-36
94.065-4-13	94.065-4-37
94.065-4-14	94.065-4-38
94.065-4-15	94.065-4-39
94.065-4-16	94.065-4-40
94.065-4-25	94.065-4-57
94.065-4-26	

94.065-7-18.1	94.066-1-27
94.065-8-6	94.066-1-28
	94.066-1-29

94.065-11-40
94.065-11-41.1

94.066-3-12	94.066-3-43
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Sub Zone 1 con't.

94.066-3-15	94.066-3-44
94.066-3-42	94.066-3-45

94.066-4-30.2	94.066-4-56
94.066-4-37	94.066-4-57
94.066-4-38	94.066-4-58
94.066-4-39	94.066-4-59
94.066-4-40	94.066-4-60
94.066-4-41	94.066-4-61
94.066-4-42	94.066-4-62
94.066-4-43	94.066-4-63
94.066-4-44	94.066-4-64
94.066-4-45	94.066-4-65
94.066-4-46	94.066-4-66
94.066-4-47	94.066-4-67
94.066-4-48	94.066-4-68
94.066-4-49	94.066-4-69
94.066-4-50	94.066-4-70
94.066-4-51	94.066-4-71
94.066-4-52	94.066-4-72
94.066-4-54	94.066-4-73
94.066-4-55	94.066-4-74

94.067-4-3.1

94.067-5-26	94.067-5-28
94.067-5-27	

94.067-7-38	94.067-7-44
94.067-7-39	94.067-7-45
94.067-7-40	94.067-7-46
94.067-7-41	94.067-7-47
94.067-7-42	94.067-7-48
94.067-7-43	

94.067-8-13	94.067-8-24
94.067-8-14	94.067-8-25
94.067-8-15	94.067-8-26
94.067-8-16	94.067-8-27
94.067-8-17	94.067-8-28.1
94.067-8-18	94.067-8-28.2
94.067-8-22	94.067-8-29
94.067-8-23	

94.071-1-2.1 (portion of) Beginning at a point approximately 215 feet west of Thirteenth Street, thence south approximately 640 feet, thence west approximately 595 feet, thence north approximately 635 feet, thence east approximately 610 feet to the point of beginning.

94.071-1-2.3 (portion of) Beginning at a point 2,550 feet south of West State Street at the City/Town of Olean municipal boundary, thence east approximately 1,590 feet, thence south approximately 300 feet,

thence west approximately 1,590 feet, thence north approximately 200 feet to the point of beginning.

94.073-7-23	94.074-1-10
94.075-1-1	94.075-1-7
94.075-1-2	94.075-1-8
94.075-1-3	94.075-1-9
94.075-1-4	94.075-1-37
94.075-1-6	
94.075-2-1	94.075-2-8.1
94.075-2-2.1	94.075-2-8.2
94.075-2-2.2	94.075-2-9
94.075-2-3	94.075-2-10
94.075-2-4.2	94.075-2-14
94.075-2-5.1	94.075-2-15
94.075-2-5.2	94.075-2-50.1
94.075-2-5.3	
94.075-2-7	
94.075-3-9	94.075-3-11
94.075-3-10	94.075-3-14
94.075-3-15	94.075-3-31
94.075-3-16	94.075-3-32
94.075-3-17	94.075-3-33
94.075-4-3	94.075-4-13
94.075-4-4	94.075-4-20
94.075-4-5	94.075-4-26
94.075-4-6	94.075-4-27
94.075-4-7	94.075-4-28
94.075-4-8	94.075-4-29
94.075-4-9	94.075-4-30
94.075-4-10	94.075-4-31
94.075-4-12.1	94.075-4-36
94.075-4-12.2	
94.075-5-10	94.075-5-17
94.075-5-11	
94.253-1-1.1	94.253-1-20
94.253-1-1.2	94.253-1-21
94.253-1-13	94.253-1-22
94.253-1-14	94.253-1-23
94.253-1-15	94.253-1-24
94.253-1-16	94.253-1-25
94.253-1-17	94.253-1-26
94.253-1-18	94.253-1-27
94.253-1-19	

City of Salamanca - Sub Zone 2:

Sub Zone 2 is described as containing approximately 8 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

73.071-2-1	73.071-2-47
73.071-2-9	73.071-2-48
73.072-3-2	

Town of Allegany - Sub Zone 3:

Sub Zone 3 is described as containing approximately 211 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

84.003-2-20.1 (portion of) Beginning from a point approximately 2,050 feet northwest of the exit 24 Southern Tier Expressway and 1,200 feet north of Route 417, thence west approximately 1,200 feet, thence north approximately 400 feet, thence east approximately 1,200 feet, thence south approximately 400 feet to the point of beginning.

93.002-1-4.2	93.002-1-18
93.002-1-14	
94.001-1-43.1	94.001-1-43.2
94.003-1-10	94.003-1-14.6
94.003-1-11	94.003-1-15.1
94.003-1-12.1	94.003-1-15.2
94.003-1-14.1	94.003-1-16.1
94.003-1-14.2	94.003-1-18.2
94.003-1-14.3	94.003-1-20
94.003-1-14.5	94.003-1-21
94.053-1-16.1	94.053-1-16.2
94.061-1-2	94.061-1-32
94.061-1-3	94.061-1-34
94.061-1-13.1	94.061-1-35
94.061-1-28	94.061-1-36
94.061-1-29.1	94.061-1-37
94.061-1-29.2	94.061-1-38
94.061-1-30	94.061-1-39
94.061-1-31.1	94.061-1-40.1
94.061-1-31.3	94.061-1-41
94.061-1-31.4	
94.061-2-8.1	94.061-2-11
94.061-2-8.2	94.061-2-12
94.061-2-9	94.061-2-27
94.061-2-10	
94.061-3-2	
94.061-3-9	94.061-3-10

Sub Zone 3 con't.

94.062-1-1	94.062-1-3
94.062-1-2	94.062-1-15.2

94.063-1-45

94.070-1-2	94.071-1-2.1
	94.071-1-2.3

Town of Ashford - Sub Zone 4:

Sub Zone 4 is described as containing approximately 21 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

10.003-2-15.3	10.003-2-16.1
10.003-2-16.2	10.003-2-16.2/1

Town of Great Valley - Sub Zone 5:

Sub Zone 5 is described as containing approximately 10 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

73.004-1-38.2

Town of Humphrey - Sub Zone 6:

Sub Zone 6 is described as containing approximately 2 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

57.003-1-6.1 (portion of) Beginning from a point approximately 2,030 feet northeast of the intersection of Golden Hill Road/Route 98, thence southeast approximately 200 feet, thence northeast approximately 400 feet, thence northwest approximately 200 feet, thence southwest approximately 400 feet to the point of beginning.

Town of Ischua - Sub Zone 7:

Sub Zone 7 is described as containing approximately 23 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

59.003-1-25 (portion of) Beginning from a point approximately 5,600 feet from the intersection of NYS 16/County Road 81, thence north along County Road 81 approximately 2,250 feet, thence northeast approximately 350 feet, thence southeast approximately 1,310 feet, thence southwest approximately 1,840 feet, thence northwest approximately 660 feet to the point of beginning.

Town of Little Valley - Sub Zone 8:

Sub Zone 8 is described as containing approximately 6 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

63.002-1-12

Town of Olean - Sub Zone 9:

Sub Zone 9 is described as containing approximately 154 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

94.001-2-13.2	
94.003-3-4	94.003-3-5.4
94.003-3-5.1	94.003-3-5.5
94.003-3-5.2	94.003-3-5.6
94.003-3-5.3	94.003-3-5.7
94.007-1-3	
94.076-1-1	94.076-1-59
94.076-1-46	94.076-1-60
94.076-1-47	94.076-1-61
94.076-1-48	94.076-1-63
94.076-1-49	94.076-1-64
94.076-1-50	94.076-1-65
94.076-1-51.1	94.076-1-66
94.076-1-51.2	94.076-1-67
94.076-1-52.1	94.076-1-68
94.076-1-52.2	94.076-1-69
94.076-1-52.3	94.076-1-70
94.076-1-53	94.076-1-71
94.076-1-54	94.076-1-72
94.076-1-55	94.076-1-73
94.076-1-56	94.076-1-74
94.076-1-57	94.076-1-75
94.076-1-58	94.076-1-76
94.076-1-77	94.076-1-78
94.020-1-18	94.020-1-48
94.020-1-19	94.020-1-50
94.020-1-20	94.020-1-51
94.020-1-23.1	94.020-1-53
94.020-1-23.2	94.020-1-54
94.020-1-24.1	94.020-1-55
94.020-1-24.2	94.020-1-56
94.020-1-25	94.020-1-57
94.020-1-27	94.020-1-59
94.020-1-64	94.020-1-75
94.020-1-65	94.020-1-76
94.020-1-66	94.020-1-77.1
94.020-1-67	94.020-1-78
94.020-1-72	94.020-1-79
94.020-1-73	94.020-1-81
94.020-1-74	94.020-1-91
99.099-1-1	

Town of Portville - Sub Zone 10:

Sub Zone 10 is described as containing approximately 73 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

95.003-1-28.1	95.003-1-28.2
95.017-2-13	95.017-2-17
95.017-2-15.2	
95.017-3-26	
95.017-3-31.1	
95.017-3-39	

104.002-1-31.5 (portion of) Beginning from a point approximately 5,349 feet southwest of the intersection of Deer Crossing Road/Route 394, thence southeast approximately 425 feet, thence northeast approximately 1,000 feet, thence northwest approximately 425 feet, thence southwest approximately 1,000 feet to the point of beginning.

Village of Allegany - Sub Zone 11:

Sub Zone 11 is described as containing approximately 4 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

93.043-1-7	93.043-1-19
93.043-1-9	93.043-1-20
93.043-1-18	93.043-1-27
93.043-4-10	93.043-4-11

Village of Cattaraugus - Sub Zone 12:

Sub Zone 12 is described as containing approximately 3 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

44.033-1-10	44.033-1-13
44.033-1-11	
44.033-2-1	

Village of South Dayton - Sub Zone 13:

Sub Zone 13 is described as containing approximately 42 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

33.034-1-12	
33.034-3-21.1	
33.041-1-5	33.041-1-6
33.042-1-1.1	

SECTION 3: The Commissioner of the New York State Department of Economic Development is hereby requested to revise the boundaries of the Empire Zone in accordance with this Local Law.

SECTION 4. Effective Date. This local law shall take effective immediately.
Fiscal Impact: none

(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. 23 (Intro No. 10-01) of 2001 of the (County)(City)(Town)(Village) of Cattaraugus was duly passed by the Legislature on Nov. 28 2001, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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 held on _____ 20__, pursuant to 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 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.

Lia A. Hahn, Deputy
Clerk of the County legislative body, City, Town or Village Clerk
~~or other designated by local legislative body~~

(Seal)

Date: November 29, 2001

(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 Cattaraugus

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]
Signature

County Attorney

Title

County

City
~~XXX~~ of Cattaraugus

~~XXX~~

Date: November 29, 2001

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

MAR 18 2002

**MISCELLANEOUS
& STATE RECORDS**

County

~~City~~ of Cattaraugus

~~Village~~

~~Village~~

Local Law No. 1 (Intro No. 18-2002) of the year 2002

A local law

MODIFYING THE CATTARAUGUS COUNTY SOLID WASTE

(Insert Title)

MANAGEMENT PLAN DATED FEBRUARY 1992

Be it enacted by the

Legislature

(Name of Legislative Body)

of the

County

~~City~~ of Cattaraugus

~~Village~~

~~Village~~

as follows:

SECTION 1. Legislative Intent. The County of Cattaraugus, having adopted a Solid Waste Management Plan dated February 1992 ("1992 Solid Waste Management Plan"), to safeguard the health of its citizens and visitors, preserve its natural and cultural resources, protect its business and commercial interests, and guard its financial security, does hereby endorse the attached Modification to the Cattaraugus County Solid Waste Management Plan dated February 1992, and authorize such Modification to be submitted and adopted in accordance with the requirements of Title 1, Article 27 of the New York Environmental Law.

SECTION 2. Findings. The Legislature makes the following findings with respect to the 1992 Solid Waste Management Plan:

- A. In 1992, the County of Cattaraugus adopted an integrated solid waste management system, as set forth in the 1992 Solid Waste Management Plan.
- B. The County of Cattaraugus has implemented the 1992 Solid Waste Management Plan and followed the methods that it selected for managing solid waste for nearly a decade. The 1992 Solid Waste Management Plan has proven to be a practical and robust plan for the management of County of Cattaraugus solid waste.
- C. As a consequence, the County of Cattaraugus has no immediate or reasonably foreseeable future need for a landfill within the County to manage County wastes.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

SECTION 3. Adoption. The Legislature of the County of Cattaraugus hereby adopts the Modification of the 1992 Solid Waste Management Plan attached hereto. This Modification provides that it is and shall be the policy of Cattaraugus County that there shall be no construction or expansion of any solid waste landfill within the County of Cattaraugus unless the Legislature of the County of Cattaraugus, in its discretion after the effective date of the Modification, finds that:

- A. the new or expanded landfill is required in order to dispose of solid waste generated within the County;
- B. the new or expanded landfill will comply with all applicable federal, state and local requirements; and
- C. the new or expanded landfill will be protective of human health and safety, and the environmental, economic and commercial interests of the County of Cattaraugus and of the residents, visitors, property owners and persons doing business in the County of Cattaraugus.

SECTION 4. Implementation. The County of Cattaraugus shall implement the 1992 Solid Waste Management Plan, as amended by the Modification, in its future decisions about solid waste management.

SECTION 5. Compliance Reports. The County of Cattaraugus shall submit reports documenting its compliance with the 1992 Solid Waste Management Plan, as amended by the Modification, as required by 6 NYCRR §360-15.12.

SECTION 6. Modification. The County of Cattaraugus shall further modify the 1992 Solid Waste Management Plan, as amended by the Modification, in the event such further modification shall be required by 6 NYCRR §360-15.11.

SECTION 7. Updates. The County of Cattaraugus shall submit updates to the 1992 Solid Waste Management Plan, as amended by the Modification, when required by the New York State Department of Environmental Conservation pursuant to 6 NYCRR §360-15.11.

SECTION 8. Effective Date. This Local Law shall take effect immediately.

(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 (Intro No. 18-02) of 2002 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Cattaraugus _____ was duly passed by the Legislature _____ on Feb. 27 _____ 2002, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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.

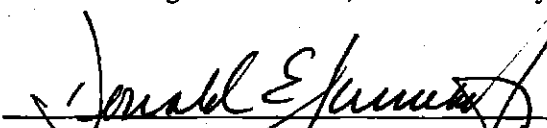
6. (County local law concerning adoption of Charter.)

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 held on _____ 20__, pursuant to 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 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.

(Seal)


Clerk of the County legislative body, City of Rochester, Village of Tonawanda
at office designated by local legislative body

Date: March 13, 2002

(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 Cattaraugus

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

County Attorney
Title

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

Date: March 13, 2002

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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 use italics or underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

MAY 28 2002

County

~~City~~ of Cattaraugus

~~Village~~

~~Village~~

MISCELLANEOUS
& STATE RECORDS

Local Law No. 19 (Intro No. 20-02) of the year 2002

A local law ALARM SYSTEM REGULATIONS
(Insert Title)

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

County

~~City~~ of Cattaraugus

~~Village~~

~~Village~~

as follows:

SECTION 1. Legislative Intent.

1.1. It is the intent of this Local Law to regulate and control, and to establish standards for each of the various types of intrusion, holdup, fire alarm or other emergency alarms which furnish signals requiring police or fire department responses for the purposes of investigation, action or safeguarding of property at the location from which such alarm is generated.

1.2. The alarms intended to be covered by this Local Law are all those alarms which report by a signal transmitted by telephone, leased wire, radio or in any other way relayed to the Cattaraugus County Communications Center or by an alarm device requiring an investigation or other action by any person acting in response to a signal actuated by an alarm device, including audible signals.

1.3. It is the intent and purpose of this Local Law that it shall be applicable not only to devices installed subsequent to the passage of this Local Law, but also to such devices as are already in use within the County.

SECTION 2. Jurisdiction And Municipalities Affected.

2.1. This law shall be in effect for all of the County of Cattaraugus, with the exception of the City of Olean and the Town of Ellicottville.

2.2. Other cities, towns and villages within the County of Cattaraugus may request the legislature amend this local law allowing them to administer and enforce its provisions locally.

SECTION 3. Definitions.

3.1. Advisory Board means persons designated by Chairman of the Cattaraugus County Legislature to be representative of the community, alarm industry, and law enforcement. The Advisory Board should review and recommend False Alarm reduction efforts and report to the county legislature.

3.2. Alarm Administrator means a person or designated by the County of Cattaraugus to administer, control and review False Alarm reduction efforts.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

3.3. Alarm Company means the business, by an individual, partnership, corporation or other entity of selling, leasing, maintaining, servicing, repairing, altering, replacing, moving, installing or monitoring an Alarm System in an Alarm Site.

3.4. Alarm Dispatch Request means a notification to a law enforcement agency or fire department that an alarm, either manual or automatic, has been activated at a particular Alarm Site.

3.5. Alarm Registration means the notification by an Alarm Company or an Alarm User to the Alarm Administrator that an Alarm System has been installed and is in use.

3.6. Alarm Review Board is a seven member committee appointed by the Chairman of the Cattaraugus County Legislature as follows: the Alarm Administrator, one (1) member of a law enforcement authority with jurisdiction within this local law, one (1) dispatcher or other person associated with the Cattaraugus County Communications Center, one (1) member of the fire service, one (1) representative of a local Alarm Company and two (2) members of the public at large, appointed to deal with conflicts/disputes that cannot be resolved at a lower level.

3.7. Alarm Site means a single fixed premises or location served by an Alarm Device System or systems. Each tenancy, if served by a separate Alarm System in a multitenant building or complex shall be considered a separate Alarm Site.

3.8. Alarm System means a device or series of devices, including, but not limited to, systems interconnected with a radio frequency method such as cellular or private radio signals, which emit or transmit a remote or local audible, visual or electronic signal indicating an alarm condition and intended to summon law enforcement or fire suppression services within Cattaraugus County, including Local Alarm System. Alarm System does not include an alarm installed on a vehicle or person, unless the vehicle or personal alarm is permanently located at a site.

3.9. Alarm User means any Person, firm, partnership, corporation or other entity which uses or is in control of any Alarm System at its Alarm Site.

3.10. Alarm User Awareness Class means a class conducted by the County of Cattaraugus for the purpose of educating Alarm Users about the problems created by False Alarms and responsible use and operation of Alarm Systems.

3.11. Automatic Voice Dialer means any electrical, electronic, mechanical or other device capable of being programmed to send a prerecorded voice message, when activated, over a telephone line, radio or other communication system, to a law enforcement agency or fire department.

3.12. Cancellation or Responding Agency Alarm Dispatch Cancellation is the process by which an Alarm Company providing monitoring verifies with the Alarm User or responsible party that a false dispatch has occurred and that there is not an existing situation at the Alarm Site requiring law enforcement agency or fire department response.

3.13. Conversion means the transaction or process by which one Alarm Company begins monitoring of a previously unmonitored Alarm System or an Alarm System previously monitored by another Alarm Company.

3.14. Duress Alarm means a silent Alarm System signal generated by the manual activation of a device intended to signal a life threatening situation or a crime in progress requiring law enforcement response.

3.15. False Alarm means an Alarm Dispatch Request to a law enforcement agency or fire department, when the responding agency finds no evidence of fire, smoke, dangerous condition, criminal offense or attempted criminal offense after having completed a timely investigation of the Alarm Site.

3.16. Fire Department means the fire department which has responsibility for the territory in which the alarm site is located.

3.17. Holdup Alarm means a silent alarm signal generated by the manual activation of a device intended to signal a robbery in progress.

3.18. Keypad means a device that allows control of an Alarm System by the manual entering of a coded sequence of numbers or letters.

3.19. License means a license issued to an Alarm Company to sell, install, monitor, repair, or replace Alarm Systems by an authority having jurisdiction.

3.20. Local Alarm System means any Alarm System that annunciates an alarm only by an internal or external audio device.

3.21. Monitoring means the process by which an Alarm Company receives signals from an Alarm System and relays an Alarm Dispatch Request to the Cattaraugus County Communications Center for the purpose of summoning law enforcement or fire department response to the Alarm Site.

3.22. One Plus Duress Alarm means the manual activation of a silent alarm signal by entering at a Keypad a code that adds one to the last digit of the normal arm/disarm code (Normal code = 1234 One Plus Duress Code = 1235).

3.23. Panic means an audible Alarm System signal generated by the manual activation of a device intended to signal a life threatening or emergency situation requiring law enforcement response.

3.24. Person means an individual, corporation, partnership, association, organization or similar entity.

3.25. Takeover means the transaction or process by which an Alarm User takes over control of an existing Alarm System, which was previously controlled by another Alarm User.

3.26. Verify means an attempt, by the Alarm Company, or its representative, to contact the Alarm Site by telephonic or other electronic means; whether or not actual contact with a Person is made, before requesting law enforcement dispatch, in an attempt to avoid an unnecessary Alarm Dispatch Request.

3.27. Zones are subdivisions into which an Alarm system is divided to indicate the general location from which an Alarm System signal is transmitted.

SECTION 4. Registration Required; Application; Fee; Transferability; False Statements.

4.1. No Alarm User shall operate, or cause to be operated, an Alarm System at its Alarm Site without a valid alarm registration issued by the Cattaraugus County Alarm Administrator. A separate registration is required for each Alarm Site.

4.1.1. An additional Alarm Registration classification shall be required for Alarm Systems programmed with Duress Alarm or Holdup Alarm. Such additional alarm registrations shall be added to the original registration without cost.

4.2. The fee for a registration shall be \$25.00. Such registration information shall be reviewed on an annual basis by the Alarm Administrator or his designee to confirm the accuracy of the information. No refund of a registration or registration renewal fee will be made. The registration fee must be submitted to the Alarm Administrator within five (5) days after the alarm installation or alarm takeover. Non-profit organizations and governmental agencies shall be required to register alarms, but shall be exempt from the registration fee.

4.3. Upon receipt of a completed application form and the Alarm Registration fee, the Alarm Administrator shall register the applicant unless the applicant has:

4.3.1. failed to pay a fee or fine assessed under Section 11 or,

4.3.2. had an alarm registration for the Alarm Site suspended or revoked, and the violation causing the suspension or revocation has not been corrected.

4.4. Each Alarm Registration application must include the following information:

4.4.1. the name, complete address (including apartment/suite #, etc.), description of premise and telephone numbers of the person who will be the registration holder and be responsible for the proper maintenance and operation, of the Alarm System and payment of fees assessed under this article;

4.4.2. the classification of the Alarm Site as either residential (includes condo, mobile home, etc), commercial or apartment;

4.4.3. for each Alarm System located at the Alarm Site, the classification of the Alarm System, i.e., burglary, Holdup, Duress, or other, for each purpose whether audible or silent;

4.4.4. mailing address if different from the Alarm Site;

4.4.5. any dangerous or special conditions present at the Alarm Site;

4.4.6. name and telephone numbers of at least two individuals who are able and have agreed to receive notification of an alarm activation at any time; respond to the Alarm Site within 30 minutes; and upon request can grant access to the Alarm Site and deactivate the Alarm System if such becomes necessary;

4.4.7. type of business conducted at the Alarm Site;

4.4.8. signed certification from the Alarm User stating:

4.4.8.1. the date of installation, Conversion or Takeover of the Alarm System, whichever is applicable;

4.4.8.2. the name, address, and phone number of the Alarm Company performing the Alarm System installation, Conversion or Alarm System Takeover and responsible for providing repair service to the Alarm System;

4.4.8.3. the phone number of the Alarm Company Monitoring the Alarm System if different from the installing Alarm Company;

4.4.8.4. that a set of written operating instructions for the Alarm System, including written guidelines on how to avoid false alarms, have been left with the applicant; and

4.4.8.5. that the Alarm Company has trained the applicant in proper use of the Alarm System, including instructions on how to avoid false alarms.

4.4.8.6. In the instance of a self-installed alarm, such certification shall declare that the Alarm User is aware of the function and operation of the equipment and is able to adjust and/or repair the equipment as necessary.

4.4.9. that emergency response may be based on factors such as: availability of police and fire units, priority of calls, weather conditions, traffic conditions, emergency conditions, staffing levels, etc.

4.4.10. Any false statement of a material fact made by an applicant for the purpose of obtaining an alarm registration shall be sufficient cause for refusal to issue a registration.

4.4.11. An alarm registration cannot be transferred to another person or Alarm Site. An Alarm User shall inform the Alarm Administrator of any change that alters any information listed on the registration application within five (5) business days.

4.4.12. All fees owed by an applicant must be paid before a registration may be issued.

4.4.13. The Alarm Administrator shall cause an inspection of the Alarm Site within ten (10) days of the receipt of the registration for the purpose of verifying the location of the Alarm Site. If the inspection of

said Alarm Site requires an entrance onto private property, the inspection shall only be made with the permission of and in the presence of the owner or occupant of said Alarm Site.

SECTION 5. Alarm Systems In Apartment Complexes.

5.1. A tenant of an apartment with an Alarm System shall obtain an Alarm Registration from the Alarm Administrator before operating or causing the operation of an Alarm System in the tenant's residential unit. The owner of property manager of an apartment complex shall obtain a separate alarm registration for any Alarm System operated in offices or common areas of the apartment complex. The annual fee for these registrations or the renewal of these registrations shall be the same as the fee for a residential Alarm Site.

5.2. If an Alarm System installed by an individual tenant in an apartment complex unit is monitored, then the tenant must provide the name of a representative of the apartment owner or property manager who can grant access to the apartment to the Alarm Company.

5.3. For purposes of enforcing this section against an individual residential unit, the tenant is responsible for False Alarms emitted from the Alarm System in the tenant's residential unit.

5.4. Each apartment unit shall be considered an Alarm Site.

SECTION 6. Registration Duration And Renewal.

6.1. A registration shall be permanent unless revoked or cancelled, and shall be reviewed for accuracy annually.

SECTION 7. Duties Of The Alarm User.

7.1. An Alarm User shall:

7.1.1. maintain the premises and the Alarm System in a manner that will minimize or eliminate False Alarms, and

7.1.2. make every reasonable effort to respond or cause a representative to respond to the Alarm System's location within 30 minutes when notified by the responding agency to deactivate a malfunctioning Alarm System, to provide access to the premises, or to provide alternative security for the premises, and

7.1.3. not manually activate an alarm for any reason other than an occurrence of an event that the Alarm System was intended to report.

7.2. An Alarm User shall adjust the mechanism or cause the mechanism to be adjusted so that an alarm signal audible on the exterior of an Alarm Site will sound for no longer than fifteen (15) minutes after being activated.

7.3. An Alarm User shall have a properly Licensed Alarm Company inspect the Alarm System after two (2) False Alarms in a one (1) year period from the date of registration issuance or renewal. The Alarm Administrator may waive an inspection requirement if it determines that a false alarm(s) could not have been related to a defect or malfunction in the Alarm System. After four (4) False Alarms within a one (1) year period from the date of registration issuance or renewal the Alarm User must have a properly Licensed Alarm Company modify the Alarm System to be more false alarm resistant or provide additional user training as appropriate.

7.4. The use of Automatic Voice Dialers is strongly discouraged. However, Alarm Users who choose said Automatic Voice Dialers shall configure them so that they give the complete required information for a response. They shall also be programmed to inform key holders to respond to the scene. Automatic dialers shall be configured so that they automatically discontinue the calling cycle after fifteen (15) minutes, if not reset.

7.5. An Alarm User shall maintain at each Alarm Site, a set of written operating instructions for each Alarm System.

SECTION 8. Duties Of Alarm Company.

8.1. Upon enactment of this local law, Alarm Companies shall not program Alarm Systems so that they are capable of sending One Plus Duress

Alarms. Alarm Companies may continue to report One Plus Duress Alarms received from Alarm Systems programmed with One Plus Duress prior to enactment of this local law. However, upon enactment of this local law, when a Takeover or Conversion occurs or if an Alarm User requests an Alarm System inspection or modification pursuant to section 7.3 of this local law, an Alarm Company must remove the One Plus Duress alarm capability from such Alarm System.

8.2. Upon enactment of this local law, Alarm Companies shall not install a device activating a hold-up alarm which is a single action non-recessed button. An Alarm Company must remove all single action non-recessed buttons when a Takeover or Conversion occurs.

8.3. Upon enactment of this local law, Alarm Companies shall use control panels tested for conformance to the Security Industry Association (SIA) Control Panel Standard - Features for False Alarm Reduction.

8.4. After completion of the installation, an Alarm Company employee shall review with the Alarm User methods to prevent false alarm activations in accordance with accepted industry standards.

8.5. An Alarm Company performing Monitoring services shall:

8.5.1. offer a training period in which no request for dispatch by Law Enforcement will occur during the first 7 days after installation of an Alarm System, but rather will use that week to train the Alarm User on proper use of the Alarm System. Circumstances necessitating immediate requests for response shall be permitted at the discretion of the Alarm Company and shall be documented as such;

8.5.2. report alarm signals by using telephone numbers designated by the Alarm Administrator;

8.5.3. attempt to verify every alarm signal, except a Duress, Holdup and Fire Alarm Activation before requesting a law enforcement response to an Alarm System signal;

8.5.4. communicate Alarm Dispatch Requests to the Cattaraugus County Communications Center in a manner and form determined by the Alarm Administrator;

8.5.5. communicate cancellations to the Cattaraugus County Communications Center in a manner and form determined by the Alarm Administrator;

8.5.6. ensure that all Alarm Users of Alarm Systems equipped with a Duress or Holdup Alarm are given adequate training as to the proper use of the Duress or Holdup Alarm;

8.5.7. communicate any available information (north, south, front, back, floor, etc.) about the location of the alarm;

8.5.8. communicate type of alarm activation (silent or audible, interior or perimeter);

8.5.9. provide Alarm User registration number when requesting dispatch;

8.5.10. endeavor to contact the Alarm User when an Alarm Dispatch Request is made; and

8.5.11. upon enactment of this local law, Alarm Companies that perform monitoring services must maintain for a period of at least one (1) year, records relating to Alarm Dispatch Request. Records must include the name, address and phone number of the Alarm User, the Alarm System Zone(s) activated, the time of Alarm Dispatch Request and evidence of an attempt to Verify. The Alarm Administrator may request copies of such records for individually named Alarm Users.

SECTION 9. Alarm Company License.

9.1. The Alarm Administrator can appeal to an appropriate governmental body regulating the Alarm Company to suspend or revoke the Alarm Company's License when the Alarm Company fails to comply with the duties listed in Section 8. In the event the Alarm Administrator cannot obtain required information about the Alarm Company from the governmental body regulating the Alarm Company, the Alarm Administrator can require the Alarm Company to supply the required information in a registration with the Alarm Administrator.

9.2. The Alarm Company must have a valid license as an Alarm Installer issued by the New York State Department of State, Division of Licensing Services.

SECTION 10. Duties Of The Alarm Administrator.

10.1. The Alarm Administrator shall:

10.1.1. designate a manner, form and telephone numbers for the communication of alarm Dispatch requests;

10.1.2. establish a procedure to accept Cancellation of Alarm Dispatch Requests;

10.2. The Alarm Administrator shall establish a procedure to record such information on Alarm Dispatch Requests necessary to permit the Alarm Administrator to maintain records, including, but not limited to, the following information. This information may be relayed by the responding officer at the time of clearance to law enforcement dispatchers, who will then record such information on the call record.

10.2.1. identification of the registration number for the Alarm Site;

10.2.2. identification of the Alarm Site;

10.2.3. date and time Alarm Dispatch Request was received;

10.2.4. date and time of law enforcement officer arrival at the Alarm Site;

10.2.5. zone if available;

10.2.6. name of Alarm User's representative on premises, if any;

10.2.7. identification of the responsible Alarm Company;

10.2.8. whether unable to locate the address, and/or;

10.2.9. cause of alarm if known.

10.3. The Alarm Administrator shall establish a procedure for the notification to the Alarm User of a False Alarm. Options include, but are not limited to, the officer leaving a door hanger or notice at the Alarm Site. The notice shall include the following information:

10.3.1. the date and time of law enforcement response to the False Alarm;

10.3.2. the identification number of the responding law enforcement officer, and;

10.3.3. a statement urging the Alarm User to ensure that the Alarm System is properly operated, inspected, and serviced in order to avoid False Alarms and resulting fees.

10.4. If there is reason to believe that an Alarm System is not being used or maintained in a manner that ensures proper operation and suppresses False Alarms, the Alarm Administrator may require a conference with an Alarm User and the Alarm Company responsible for the repair of the Alarm System to review the circumstances of each False Alarm.

10.5. The Alarm Administrator shall oversee the creation and implementation of a Alarm User Awareness Class. The Alarm Administrator may request the assistance of Alarm Companies and a law enforcement agency in developing and implementing the class. The class shall inform Alarm Users of the problems created by False Alarms and teach Alarm Users how to operate their Alarm Systems without generating False Alarms.

SECTION 11. Fees.

11.1. An Alarm User shall be subject to fees, warnings and suspension or revocation of registration depending on the number of False Alarms emitted from an Alarm System within a calendar year based upon the following schedule:

<u># of False Alarms</u>	<u>Fee</u>
1-2	0
3-4	\$25 each
5 or more	\$50 each

11.2. In addition, any person operating a non-registered Alarm System (whether suspended, revoked or never acquired) will be subject to a citation and assessment of a \$50 fee for each False Alarm.

11.3. An Alarm User shall have the option of attending an Alarm User Awareness Class in lieu of paying one prescribed fee per calendar year. Such classes will be scheduled at the discretion of the Alarm Administrator based on need.

11.4. If Cancellation occurs prior to a law enforcement agency or fire department arriving at the scene, then this is not a False Alarm for the purpose of fees and no fees will be assessed.

11.5. Failure to pay any such false alarm fee, within ten (10) days of the receipt of notice of fee, shall result in the doubling of such fee, and shall subject the applicant for such Alarm Registration to revocation of the registration.

11.6. It shall be a violation of this local law to intentionally make a false alarm to be made. Any person, firm, partnership or corporation who shall be found guilty of intentionally causing a false alarm shall be found to be a "disorderly person" and shall be subject to a fee not exceeding \$250.00 for each such offense.

11.7. The Alarm Company shall be responsible for any fees incurred if the officer or fire department personnel responding to the False Alarm determines that an on site employee of the Alarm Company directly caused the False Alarm. This incident will not be counted against the Alarm User.

11.8. If the Alarm Company has a written policy against verification, it shall be considered a violation of this local law. Such violation shall be reported by the Alarm Administrator to the appropriate alarm company licensing authority.

11.9. If the Alarm Administrator determines that an Alarm Company employee made a false statement concerning the inspection of an alarm site or the performance of an Alarm System, then it shall be considered a violation of this local law. Such violation shall be reported by the Alarm Administrator to the appropriate alarm company licensing authority.

SECTION 12. Notification.

12.1. The Alarm Administrator shall notify the Alarm User in writing after the first, second and third False Alarms. The notification shall include: the amount of the fee for each False Alarm, notice that the Alarm User can attend Alarm User Awareness Class to waive a fee, the fact that the alarm registration shall be suspended after the fourth False Alarm and a description of the appeals procedure available to the Alarm User.

12.2. The Alarm Administrator will notify the Alarm User and the Alarm Company in writing after the fourth False Alarm that alarm that the alarm registration has been suspended. This notice of suspension will also include the amount of the fee for each False Alarm and a description of the appeals procedure available to the Alarm User and the Alarm Company.

SECTION 13. Appeals.

13.1. An Alarm User may appeal the assessment of a fee to the Alarm Administrator. An appeal fee of \$10 will accompany the appeal by the user. Appeal fees will be returned to Alarm User if the appeal is upheld. The

filing of an appeal with the Alarm Administrator stays the assessment of the fee until the Alarm Administrator makes a final decision.

13.1.1. The Alarm User shall file a written appeal to the Alarm Administrator by setting forth the reasons for the appeal within ten (10) days after receipt of the fee notice.

13.2. If the Alarm Administrator denies the issuance an Alarm Registration, then the Alarm Administrator shall send written notice of the action and a statement of the right to an appeal to either the applicant or Alarm User and the Alarm Company.

13.3. A second level of appeal is available to the Alarm Review Board in cases where the Alarm User is not satisfied with the decision reached at a lower level.

13.3.1. The applicant or Alarm User or the Alarm Company on behalf of the Alarm User may appeal the decision of the Alarm Administrator to the Alarm Review Board by filing a written request for a review setting forth the reasons for the appeal within twenty (20) days after receipt of the notice from the Alarm Administrator.

13.3.2. The Alarm Review Board shall conduct a formal hearing and consider relevant evidence by any interested person(s). The Board shall make its decision on the basis of the preponderance of evidence presented at the hearing. The Board shall render a decision within thirty (30) days after the appeal hearing is held. The Board shall may affirm, reverse or modify the assessment of the fee. The decision of the Board is final as to administrative remedies of the County of Cattaraugus.

13.3.3. Filing of a request for appeal shall stay the action by the Alarm Administrator suspending a registration or requiring payment of a fee, until the Alarm Review Board has completed the review. If a request for appeal is not made within the twenty-day (20) period, then the action of the Alarm Administrator is final.

SECTION 14. Enforcement and Penalties.

14.1. The registration permit for any alarm are subject to revocation as follows:

14.1.1. After four (4) fineable false alarms in a one year period

14.1.2. for failure to pay the registration fee

14.1.3. for failure to pay fees or fines imposed by reason of false alarms, accidental or intentional

14.1.4. for failure to install, maintain and operate such alarm system in accordance with the terms and conditions of any registration issued pursuant to this local law.

14.2. The Alarm administrator, after inspection, may give written notice to the registration holder of failure to comply with the terms of such registration, and may provide a grace period to bring such Alarm System into compliance and shall provide an opportunity for the Alarm User to be heard by the Alarm Administrator.

14.3. The revocation of an Alarm Registrations is open to appeal in the same manners as the imposition of fees.

SECTION 15. Government Immunity.

15.1. Registration of an Alarm System is not intended to, nor will it, create a contract, duty or obligation, either expressed or implied, of response. Any and all liability and consequential damage resulting from the failure to respond to a notification is hereby disclaimed and governmental immunity is retained. By registering an Alarm System, the Alarm User acknowledges that police response may be based on factors such as: availability of police units, priority of calls, weather conditions, traffic conditions or emergency conditions staffing levels.

SECTION 16. Compliance Date.

16.1. All presently existing and installed alarm systems must be brought into compliance with the provisions of this Local Law on or before January 1, 2003.

SECTION 17. Severability.

17.1. If any provision of this local law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 18. Effective Date.

18.1. This local law shall take effect immediately.

(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. 19 (Intro No. 20-02) of 2002 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Cattaraugus was duly passed by the Legislature on May 22, 2002, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to 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)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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 held on _____ 20____, pursuant to 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 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.

(Seal)

Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

Date: May 24, 2002

**(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 Cattaraugus

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

County Attorney
Title

County

~~City~~ of Cattaraugus

~~Town~~

~~Village~~

Date: May 24, 2002

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(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 use italics or underlining to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
SEP 27 2002

County
~~City~~ of Cattaraugus
~~Town~~
~~Village~~

MISCELLANEOUS
& STATE RECORDS

Local Law No. 22 (Intro No. 26-2002) of the year 2002

A local law Amending local law number 5-1998 (Intro Number 7-1998) Regarding
(Insert Title)
Boundaries of Cattaraugus Empire Zone

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

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

SECTION 1. Legislative Intent. The Cattaraugus Empire Zone, Inc. (CEZ), formerly known as the Cattaraugus County Economic Development Zone, is desirous of amending the CEZ boundaries in Cattaraugus County. It is the intent of this Local Law to redefine the boundaries of the Cattaraugus Empire Zone to create a total of 23 sub-zones consisting of approximately 1186 acres.

SECTION 2. Amendment of Local Law Number 5-1998. Local Law Number 5-1998 (Intro Number 7-1998) is hereby amended as follows: Delete Section 2, thereof, and replace with: "The Cattaraugus Empire Zone boundaries are as follows:

ALL THOSE TRACTS or parcels of land situated in the Cities of Olean and Salamanca, Towns of Allegany, Ashford, Dayton, Ellicottville, Franklinville Great Valley, Humphrey, Ischua, Little Valley, Olean and Portville, and the Villages of Allegany, Cattaraugus, East Randolph, Ellicottville, Franklinville, Gowanda, Limestone, Portville, Randolph and South Dayton, County of Cattaraugus and State of New York, and described as follows:

City of Olean - Sub Zone 1:

Sub Zone 1 is described as containing approximately 452 acres, and is more specifically described as being shown as Cattaraugus County Real Property Tax Map Parcel Numbers:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

City of Olean - Sub Zone 1 (cont'd):

94.032-1-2.1	94.032-1-2.6 (portion of)*	94.039-3-8	94.039-4-44
94.040-1-2	94.040-1-3	94.040-1-4	94.040-1-5
94.040-1-6	94.040-1-7	94.040-1-8	94.040-1-9
94.040-1-10	94.040-1-11	94.040-1-12	94.040-1-13
94.040-1-14	94.040-1-15	94.040-1-16	94.040-1-18
94.040-1-19	94.040-1-20	94.040-1-21	94.040-1-22
94.040-1-23	94.040-1-24	94.040-1-25	94.040-1-26
94.040-1-28	94.040-1-29	94.040-1-30	

*CITY OF OLEAN

*94.032-1-2.6 (portion of): Beginning at a point approximately 375 feet northeast of intersection of Homer Street and Johnson Street, thence northeast approximately 287 feet thence southwesterly approximately 295 feet, thence northwesterly approximately 82 feet thence northerly approximately 197 feet to the point of beginning.

94.040-2-7	94.040-2-8	94.040-2-9	94.040-2-10
94.040-2-11	94.040-2-12	94.040-2-13	94.040-2-14
94.040-2-16	94.040-2-17	94.040-2-18	94.040-2-19
94.040-2-20			
94.040-3-40	94.040-3-44.1	94.040-3-44.2	94.040-3-45
94.040-3-46	94.040-3-47		
94.041-2-1	94.041-2-45	94.041-2-46	94.041-2-47
94.041-2-48	94.041-2-49		
94.041-3-1	94.041-3-2	94.041-3-8	94.041-3-49
94.041-3-50	94.041-3-51		
94.047-1-16	94.047-1-27.1	94.047-1-27.2	94.047-1-28
94.047-1-36.1	94.047-1-36.2	94.047-1-41	94.047-1-45
94.047-1-46	94.047-1-48		
94.047-2-28.1	94.047-2-29	94.047-2-30	
94.048-1-1.1	94.048-1-1.2	94.048-1-2.1	94.048-1-2.2
94.048-1-3	94.048-1-21.1	94.048-1-28	94.048-1-33
94.048-1-34	94.048-1-35	94.048-1-36	94.048-1-37
94.048-1-38	94.048-1-39	94.048-1-40	94.048-1-41
94.048-1-42	94.048-1-43	94.048-1-44	94.048-1-45
94.048-1-50	94.048-1-51	94.048-1-52	94.048-1-53
94.048-1-54	94.048-1-56	94.048-1-57	94.048-1-58
94.048-1-59	94.048-1-60	94.048-1-61	
94.048-2-1	94.048-2-2	94.048-2-3	94.048-2-4
94.048-2-5	94.048-2-6	94.048-2-7	94.048-2-8
94.048-2-13	94.048-2-14	94.048-2-15	94.048-2-16
94.048-2-19	94.048-2-20	94.048-2-21	94.048-2-22
94.048-2-23	94.048-2-27	94.048-2-28	94.048-2-29
94.048-2-30	94.048-2-31	94.048-2-32	94.048-2-33
94.048-2-34	94.048-2-35	94.048-2-36	94.048-2-37
94.048-2-38	94.048-2-46	94.048-2-47	94.048-2-49