

Handwritten signature

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

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~ of LYNDONVILLE
~~City~~
~~Town~~ Village
Local Law No. of the year 19 83.....

A local law ...Amending Local Law No. 1 of the Year 1981
(insert title)

Be it enacted by theBoard of Trustees..... of the
(Name of Legislative Body)

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

SECTION 1. Section 12 - Sewer Use Charges subdivision (2) of the Local Law No. 1 of the Year 1981 of the Village of Lyndonville is hereby changed and amended so as to change the quarters established therein from August 1st, 1981, November 1st, 1981, February 1st, 1982, May 1st, 1982, and quarterly thereafter to June 1st, 1983, September 1st, 1983, December 1st, 1983, March 1st, 1984, and quarterly thereafter so that Section 12 - Sewer Use Charges subdivision (2) shall read as follows:

2. The sewer user charge shall mean a scale of charges established and imposed by the Village Board of Trustees for the use of the POTW. The amount of such sewer user charge shall be based on consumption of water and will be levied and collected quarterly commencing on June 1st, 1983, September 1st, 1983, December 1st, 1983, March 1st, 1984, and quarterly thereafter. The sewer user charge will apportion the total of the sanitary sewer and treatment plant operation and maintenance cost among system users to a percentage of the total water consumption. For properties with water meters, the sewer user charge will be assessed as a surcharge to the water rate against 90% of the water consumption. For non-metered properties, the charge will be fixed from time to time, by resolution of the Village Board.

SECTION 2. Section 12 - Sewer Use Charges subdivision (3) of the Local Law No. 1 of the Year 1981 of the Village of Lyndonville is hereby changed and amended so as to change the penalty of 10% provided therein to a graduated percent penalty so that Section 12 - Sewer Use Charges subdivision (3) shall read as follows:

3. Sewer User charges, which are not paid on or before the due date shall bear a penalty of 5%. When Sewer User Charges are not paid within thirty (30) days of the due date, an additional 5% of the amount thereof shall be added thereto and collected thereafter. All Sewer User Charges not paid subsequent to the termination of water service shall have a penalty of two (2%) percent per month of the amount due and owing added thereto from the date of termination and collected thereafter. If such amount remains unpaid on the 1st day of June, the Village Clerk-Treasurer shall certify the amount due and payable to the Village Board who shall levy the same as taxes and add such

(If additional space is needed, please attach sheets of the same size as this and number each)

sewer user charge and penalties to the succeeding tax roll of the Village. Such tax shall be collected and enforced in the same manner and at the same time as provided for the collection and enforcement of the Village taxes, and it shall be the duty of the Village Clerk-Treasurer to charge and collect interest thereon at the same rate specified for the collection of Village Taxes. Such sewer user charges shall constitute a lien upon the real property served by the POTW and such lien shall be prior and superior to any other lien or claim except the lien of an existing tax, assessment or other lawful charge.

SECTION 3. All Local Laws, ordinances, rules or regulations, or parts or portions thereof that conflict or are contrary to any provision of this Local Law are hereby repealed.

SECTION 4. This Local Law shall take effect immediately upon filing in the Office of the Secretary of State.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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. ~~County~~ ~~City~~ ~~Town~~ ~~Village~~ of ~~LYNDONVILLE~~ was duly passed by the ~~Board of Trustees~~ ~~Board~~ of ~~Trustees~~ ~~Trustees~~ of 1983 on 19.83. in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer, or repassage after disapproval.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19 of the County of was duly passed by the not disapproved City of and was approved by the Elective Chief Executive Officer * Town and was approved after disapproval repassed after disapproval Village on 19.83. in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19 of the County of was duly passed by the not disapproved City of and was approved by the Elective Chief Executive Officer * Town and was approved after disapproval repassed after disapproval Village on 19.83. Such local law was submitted to the people by reason of a mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the special election held on 19.83, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19 of the County of was duly passed by the not disapproved City of and was approved by the Elective Chief Executive Officer * Town and was approved after disapproval repassed after disapproval Village on 19.83. Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on 19.83, in accordance with the applicable provisions of law.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with 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 § 36 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 election held on 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 of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph above.

David C. Schubel
VILLAGE CLERK

Date: April 26, 1983

(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 ...ORLEANS.....

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

DAVID C.. SCHUBEL, VILLAGE ATTORNEY..... Title

Date: April 26, 1983

..... of Lyndonville Village