



ATTORNEYS
NORRIS L. WEBSTER
(1936-2006)
DAVID C. SCHUBEL
ANDREW W. MEIER

May 2, 2013

RECEIVED

MAY 03 2013

VILLAGE OF LYNDONVILLE

Teri Woodworth, Clerk-Treasurer
Village of Lyndonville
2 South Main Street
P.O. Box 270
Lyndonville, NY 14098

Re: Local Law No. 1 for the Year 2013

A Local Law to Override the Tax levy Limit Established in General Municipal Law 3-c

Dear Teri:

Please find enclosed herewith fully executed Local Law in the above-referenced matter for your files.

Do not hesitate to contact me if you have any questions regarding this matter.

Very truly yours,

David C. Schubel

DCS/sm
Enclosure



WEBSTER
SCHUBEL
& MEIER LLP

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VILLAGE OF LYNDONVILLE

CERTIFIED MAIL - RETURN RECEIPT

 COPY

NYS Department of State
State Records and Laws Bureau
99 Washington Avenue, Suite 600
(1 Commerce Plaza)
Albany, NY 12231

Re: Local Law No. 1 for the Year 2013

A Local Law to Override the Tax levy Limit Established in General Municipal Law 3-c

Dear Sir or Madam:

Please find enclosed a certified copy of the above captioned numbered Local Law for filing in your office.

Very truly yours,

David C. Schubel
Lyndonville Village Attorney

DCS/sm
Enclosure

cc: Teri Woodworth, Village Clerk

(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 Lyndonville, Orleans County, New York
Town
Village

Local Law No. 1 of the year 2013.

A local law to override the tax levy limit established in General Municipal Law 3-c
(Insert Title)

Be it enacted by the Village Board of the
(Name of Legislative Body)

County
City of Lyndonville, Orleans County, New York as follows:
Town
Village

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Village of Lyndonville pursuant to General Municipal Law §3-c and to allow the Village of Lyndonville to adopt a budget for the fiscal year commencing June 1, 2013 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Village Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Village Board.

Section 3. Tax Levy Limit Override

The Village Board of the Village of Lyndonville, County of Orleans, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2013 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law, §3-c.

Section 4. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such other or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in it separation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2013, of the ~~(County)~~ (City) ~~(Town)~~ (Village) of Lyndonville, Orleans County, New York was duly passed by the Village Board of Trustees on April 29, 2013, in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County) (City) ~~(Town)~~ (Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved) (not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 2013, 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 2013 of the (County) ~~(City)~~ ~~(Town)~~ (Village) of _____ was duly passed by the _____ on _____ 2013, and was (approved) (not approved) (repassed after disapproval) by the _____ on _____ 2013. Such local law was submitted to the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special) (annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to 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 2013 of the (County) ~~(City)~~ ~~(Town)~~ (Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 2013, and was (approved) ~~(not disapproved)~~ ~~(repassed after disapproval)~~ by the _____ on 2013. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 2013, in accordance with the applicable provisions of law.

*** Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

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.

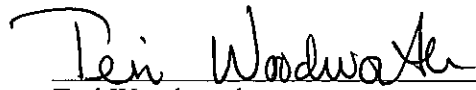
6. (County local law concerning adoption of Charter.)

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 of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

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

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

(SEAL)



Teri Woodworth
Village Clerk, Village of Lyndonville

Date: