

# Local Law Filing

(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  Town  Village  
(Select one.)

of Augusta

Local Law No. 3 of the year 20 15

A local law Providing a Four Year Term for the Elective Offices of Town  
(Insert Title)  
Supervisor, Town Highway Superintendent and Town Clerk /  
Tax Collector of the Town of Augusta.

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

County  City  Town  Village  
(Select one.)

of Augusta

as follows:

See Attached

(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. 3 of 20 15 of the (County)(City)(Town)(Village) of Augusta Town Board was duly passed by the (Name of Legislative Body) on August 19 20 15, 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 (Name of Legislative Body) on \_\_\_\_\_ 20 \_\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) and was deemed duly adopted on \_\_\_\_\_ 20  , in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 20 15 of the (County)(City)(Town)(Village) of Augusta Town Board was duly passed by the (Name of Legislative Body) on August 19 20 15, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) 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 November 3, 20 15, 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 20 \_\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the (Name of Legislative Body) on \_\_\_\_\_ 20 \_\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) 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.

\* 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.

(Seal)

*Jon M. Furness*  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: *December 14, 2015*

(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 ONEIDA

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.

*Richard [Signature]*  
\_\_\_\_\_  
Signature

*Special Town Attorney*  
\_\_\_\_\_  
Title

County \_\_\_\_\_  
City \_\_\_\_\_ of AUGUSTA  
Town  
Village \_\_\_\_\_

Date: *December 15, 2015*

LAW OFFICES OF  
**RICHARD G. PARKER**  
ATTORNEY AND COUNSELLOR AT LAW  
587 MAIN STREET, SUITE 101  
NEW YORK MILLS, NY 13417

E-MAIL [carol@rgplaw.org](mailto:carol@rgplaw.org)

TELEPHONE 315 736-5555

FAX 315 736-5872

December 23, 2015

New York State Secretary of State  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

Attn: Natasha Phillip, Esq. and/or  
Gary Tretchel, Esq.

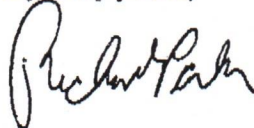
Dear Sir or Madam:

This shall confirm that Local Law #1, 2015, previously filed by the Town of Augusta, was prematurely submitted to you based upon the directive of the Local Board of Election Commissioners who wanted it filed prior to assisting the Town Clerk in carrying out the mandatory referendum vote.

Pursuant to your advice, now that the referendum passed, we are resubmitting the Local Law for filing and have designated it as Local Law No. 3, 2015 to distinguish it from the previously filed Local Law No. 1, 2015.

I have also certified that the proper proceedings have now been followed with respect to its enactment.

Very truly yours,



**RICHARD G. PARKER**

RGP/cap

cc: Sonya Furness, Town Clerk

**A LOCAL LAW PROVIDING A FOUR YEAR TERM FOR THE ELECTIVE OFFICES OF TOWN SUPERVISOR, TOWN HIGHWAY SUPERINTENDENT AND TOWN CLERK / TAX COLLECTOR OF THE TOWN OF AUGUSTA**

Be it enacted by the Town Board of the Town of Augusta as follows:

**Section 1.** The term of office of electives **TOWN SUPERVISOR, TOWN HIGHWAY SUPERINTENDENT AND TOWN CLERK / TAX COLLECTOR** of the Town of Augusta shall be four years. Such four year terms shall commence on the first day of January following the first biennial town election after the effective date of this Local Law.

**Section 2.** At the biennial town election next following the effective date of this Local Law, and every four years thereafter, the **TOWN SUPERVISOR, TOWN HIGHWAY SUPERINTENDENT AND TOWN CLERK / TAX COLLECTOR** shall be elected for a term of four years.

**Section 3.** This Local Law shall supersede in its application to the Town of Augusta section 24 of the Town Law with respect to the term of office of the electives **TOWN SUPERVISOR, TOWN HIGHWAY SUPERINTENDENT AND TOWN CLERK / TAX COLLECTOR**.

**Section 4.** This Local Law shall be submitted for approval to the electors of the Town of Augusta at the next general town election to be held on November 3, 2015 in the Town of Augusta.

**Section 5.** Any other local law, ordinance or resolution inconsistent herewith is hereby repealed.

**Section 6.** This Local Law shall take effect immediately upon filing with the New York State Secretary of State after approval by a majority of the electors voting thereon in accordance with the requirements of section 27 of the Municipal Home Rule Law.

BALLOT PROPOSITION

PROPOSITION NO. 1, submitting a Local Law for the year 2015 to the electors of the Town of Augusta, New York.

To be voted upon at the General Election of the Town of Augusta, New York, to be held on November 3, 2015.

SHALL THERE BE APPROVED AND ADOPTED IN THE TOWN OF AUGUSTA, NEW YORK, A LOCAL LAW ENTITLED "A LOCAL LAW PROVIDING A FOUR-YEAR TERM FOR THE ELECTIVE OFFICE OF TOWN SUPERVISOR, TOWN HIGHWAY SUPERINTENDENT, AND TOWN CLERK/TAX COLLECTOR OF THE TOWN OF AUGUSTA" AS ENACTED BY THE TOWN BOARD OF THE TOWN OF AUGUSTA AT THE OFFICES OF THE TOWN OF AUGUSTA, NEW YORK, ON AUGUST 19, 2015, WHICH FOUR-YEAR TERM WILL BECOME EFFECTIVE COMMENCING ON THE FIRST DAY OF JANUARY, 2016?

BOARD OF ELECTIONS  
ONEIDA COUNTY  
ONEIDA, NY

2015 SEP - 3 11 16

FILED

JORDAN S KARP  
COMMISSIONER OF ELECTION

NOVEMBER 3, 2015

ROSE MARIE GRIMALDI  
COMMISSIONER OF ELECTION

AUGUSTA PROP NO. 1		TVC	YES	NO	BLK
Augusta	District				
	1	151	96	46	9
	2	156	106	39	11
	Totals	307 <sup>a</sup>	202	85	20

SHALL THERE BE APPROVED AND ADOPTED IN THE TOWN OF AUGUSTA, NEW YORK, A LOCAL LAW ENTITLED "A LOCAL LAW PROVIDING A FOUR-YEAR TERM FOR THE ELECTIVE OFFICE OF TOWN SUPERVISOR, TOWN HIGHWAY SUPERINTENDENT, AND TOWN CLERK/TAX COLLECTOR OF THE TOWN OF AUGUSTA" AS ENACTED BY THE TOWN BOARD OF THE TOWN OF AUGUSTA AT THE OFFICES OF THE TOWN OF AUGUSTA, NEW YORK, ON AUGUST 19, 2015, WHICH FOUR-YEAR TERM WILL BECOME EFFECTIVE COMMENCING ON THE FIRST DAY OF JANUARY, 2016?

STATE OF NEW YORK  
DEPARTMENT OF STATE  
ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
WWW.DOS.NY.GOV

ANDREW M. CUOMO  
GOVERNOR

CESAR A. PERALES  
SECRETARY OF STATE

January 4, 2016

Town Clerk

**RE: Town of Augusta, Local Law 3 2015, filed on December 30, 2015**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, [www.dos.ny.gov](http://www.dos.ny.gov).

Sincerely,  
State Records and Law Bureau  
(518) 473-2492