

# 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.)

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.

1998-1

~~COUNTY~~  
~~CITY~~ of ..... Enfield .....  
TOWN  
~~VILLAGE~~

Local Law No. ..... 1 ..... of the year 19 ..98.

A local law .....  
(Insert Title)

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

~~COUNTY~~  
~~CITY~~ of ..... Enfield ..... as follows:  
TOWN  
~~VILLAGE~~

SEE ATTACHED

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

(1)

(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 19 98 of the (County)(City)(Town)(Village) of Enfield was duly passed by the Town Board on June 3 19 98, 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 (Name of Legislative Body) on 19, and was (approved)(not disapproved)(repassed after disapproval) by the (Elective Chief Executive Officer\*) and was deemed duly adopted on 19 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)(City)(Town)(Village) of was duly passed by the (Name of Legislative Body) on 19, and was (approved)(not disapproved)(repassed after disapproval) by the (Elective Chief Executive Officer\*) 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 (Name of Legislative Body) on 19, and was (approved)(not disapproved)(repassed after disapproval) by the (Elective Chief Executive Officer\*) 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 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.)

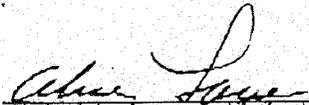
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority 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 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.

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

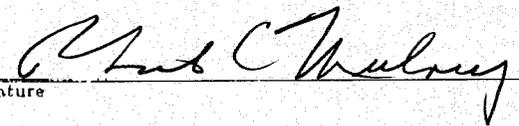
Date: June 30, 1998

(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 Tompkins

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  
Town Attorney  
\_\_\_\_\_  
Title

~~County~~  
~~City~~ of Enfield  
~~Village~~  
Town

Date: \_\_\_\_\_

June 22, 1999

Albanese and Mulvey Law Firm  
Robert C. Mulvey, Esq.  
118 North Tioga Street  
Ithaca, New York 14850

Amendment to the Site Plan Review Law  
Local Law #1, 1998

Dear Sir:

Attached, please find a copy of the Town of Enfield Site Plan Review Law as amended by the Town of Enfield Planning Board. This law has been amended on page 2, under Section 2.1 APPLICABILITY OF REVIEW REQUIREMENTS. Item #5 has been added.

The Town Board of the Town of Enfield has scheduled a public hearing on this amendment for July 14th, 1999 at the Enfield Community Building at 6:30 p.m. This amendment to the Site Plan Review Law would be Amendment to the Site Plan Review Law, Local Law #1, 1998, Law #1, 1999. Am I correct in this assumption?

Please review this amendment, make any corrections you feel are necessary and advice me as to the proper procedure on this.

Thank you for your attention to this matter.

Sincerely,

Alice Laue  
Town Clerk

**ALBANESE & MULVEY LAW FIRM**

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*118 N. Tioga Street*

*Ithaca, New York 14850*

*Office 607-272-5212*

*Fax 607-272-0155*

*Jonathan O. Albanese*

*Robert C. Mulvey*

*Frank Albanese (1912 - 1997)*

June 28, 1999

Alice Laue  
Town Clerk  
Town of Enfield  
168 Enfield Main Road  
Ithaca, NY 14850

Re: Amendment to Site Plan Review Law

Dear Alice:

In response to your letter of June 22, 1999, you are correct that the Town would have to adopt a new local law # \_\_\_ of 1999 amending Local Law No. 1 of 1998.

The new local law need only state as follows:

"A local law amending Local Law No. 1 of the year 1998 in relation to Site Plan Review

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

Section 1. Purpose

This law is necessary to amend Section 2.1 of Local Law No. 1 of 1998 by adding a provision that any communication or other tower more than 100' above ground level shall be subject to site plan review pursuant to said Local Law.

Section 2. Amendment

Section 2.1 of Local Law No. 1 of 1998 is hereby amended to add the following paragraph 5:

5. Any Communication or other tower more than 100' above ground level.

Alice Laue  
Page 2  
June 28, 1999

Section 3. Effective Date.

This law shall become effective upon filing in the office of the Secretary of State."

The Notice of Public hearing should summarize this amendment (follow the wording in the "purpose" clause).

After the new local law is filed, you can reprint the original local law, as amended, with a footnote at the amendment indicated "as amended by Local Law No. 1 of 1999."

Please call me if you have any questions.

Sincerely,



ROBERT C. MULVEY  
ALBANESE & MULVEY LAW FIRM