

STATE OF NEW YORK

7232

2021-2022 Regular Sessions

IN ASSEMBLY

April 29, 2021

Introduced by M. of A. DiPIETRO -- read once and referred to the Committee on Local Governments

AN ACT to amend the village law and the public officers law, in relation to authorizing the village of Perry, county of Wyoming to hire a planning board member, zoning board of appeals member or zoning officer who are not residents of such village

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 3-300 of the village law is amended by adding a new
2 subdivision 31 to read as follows:

3 31. Notwithstanding any provisions of this chapter or any other chap-
4 ter, general law, local law, ordinance, or special act, the village
5 board of trustees of the incorporated village of Perry, Wyoming county,
6 may, by resolution, provide that a planning board member, zoning board
7 of appeals member or zoning officer of the village of Perry, Wyoming
8 county, need not be a resident of such village, but must be a resident
9 of the county in which such village is located or an adjoining county
10 within the state of New York.

11 § 2. Section 3 of the public officers law is amended by adding a new
12 subdivision 71 to read as follows:

13 71. In the village of Perry, in the county of Wyoming, the provisions
14 of this section requiring a person to be a resident of the political
15 subdivision or municipal corporation of the state for which he or she
16 shall be chosen or within which his or her official functions are
17 required to be exercised, shall not prevent a person from holding the
18 office of planning board member, zoning board of appeals member or
19 zoning officer of the village of Perry, provided that such person
20 resides in the county in which such village is located or an adjoining
21 county within the state of New York. Provided, however, the person
22 performing the functions of planning board member, zoning board of
23 appeals member or zoning officer in any other village shall be a resi-
24 dent of such village, unless otherwise provided by law.

25 § 3. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBD10540-03-1