

2967

2009-2010 Regular Sessions

I N A S S E M B L Y

January 22, 2009

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

AN ACT to amend the town law and the public officers law, in relation to waiving the residency requirement for the town building inspector and code enforcement officer in the town of New Haven, Oswego county

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Section 23 of the town law is amended by adding a new
2 subdivision 23 to read as follows:
3 23. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION,
4 IN THE TOWN OF NEW HAVEN, OSWEGO COUNTY, THE PERSON PERFORMING THE FUNC-
5 TIONS OF THE TOWN BUILDING INSPECTOR AND CODE ENFORCEMENT OFFICER NEED
6 NOT BE AN ELECTOR OF SUCH TOWN. PROVIDED, HOWEVER, THE PERSON PERFORMING
7 THE FUNCTIONS OF TOWN BUILDING INSPECTOR IN ANY OTHER TOWN SHALL BE AN
8 ELECTOR OF SUCH TOWN, UNLESS OTHERWISE PROVIDED BY AN ACT OF THE STATE
9 LEGISLATURE.
10 S 2. Section 3 of the public officers law is amended by adding a new
11 subdivision 56 to read as follows:
12 56. IN THE TOWN OF NEW HAVEN, IN THE COUNTY OF OSWEGO, THE PROVISIONS
13 OF THIS SECTION REQUIRING A PERSON TO BE A RESIDENT OF THE POLITICAL
14 SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE FOR WHICH HE OR SHE
15 SHALL BE CHOSEN OR WITHIN HIS OR HER OFFICIAL FUNCTIONS ARE REQUIRED TO
16 BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE OFFICE OF TOWN
17 BUILDING INSPECTOR AND CODE ENFORCEMENT OFFICER PROVIDED THAT SUCH
18 PERSON RESIDES IN THE COUNTY IN WHICH SUCH TOWN IS LOCATED OR AN ADJOIN-
19 ING COUNTY WITHIN THE STATE OF NEW YORK.
20 S 3. This act shall take effect immediately.

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

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