

S T A T E O F N E W Y O R K

9766--A

I N A S S E M B L Y

January 22, 2010

Introduced by M. of A. THIELE -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public officers law and the village law, in relation to permitting village justices of the village of Sag Harbor to live in the towns of East Hampton or Southampton

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

- 1 Section 1. Section 3 of the public officers law is amended by adding a
2 new subdivision 57 to read as follows:
3 57. IN THE VILLAGE OF SAG HARBOR, IN THE COUNTY OF SUFFOLK, THE
4 PROVISIONS OF THIS SECTION REQUIRING A PERSON TO BE A RESIDENT OF THE
5 POLITICAL SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE FOR WHICH HE
6 OR SHE SHALL BE CHOSEN OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTIONS ARE
7 REQUIRED TO BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE
8 OFFICE OF VILLAGE JUSTICE OF THE VILLAGE OF SAG HARBOR, PROVIDED THAT
9 SUCH PERSON RESIDES IN THE TOWN OF EAST HAMPTON OR THE TOWN OF SOUTHAMP-
10 TON. PROVIDED, HOWEVER, THE PERSON PERFORMING THE FUNCTIONS OF VILLAGE
11 JUSTICE IN ANY OTHER VILLAGE SHALL BE A RESIDENT OF SUCH VILLAGE UNLESS
12 OTHERWISE PROVIDED BY LAW.
13 S 2. Section 3-300 of the village law is amended by adding a new
14 subdivision 19 to read as follows:
15 19. NOTWITHSTANDING ANY PROVISIONS OF THIS CHAPTER OR ANY OTHER GENER-
16 AL LAW, LOCAL LAW, ORDINANCE, OR SPECIAL ACT, THE VILLAGE BOARD OF TRUS-
17 TEES OF THE INCORPORATED VILLAGE OF SAG HARBOR, SUFFOLK COUNTY, MAY, BY
18 RESOLUTION, PROVIDE THAT THE OFFICE OF VILLAGE JUSTICE OF SUCH VILLAGE
19 MAY BE HELD BY A PERSON WHO IS NOT A RESIDENT OF SUCH VILLAGE, PROVIDED
20 THAT SUCH PERSON RESIDES WITHIN EITHER THE TOWN OF EAST HAMPTON OR THE
21 TOWN OF SOUTHAMPTON WITHIN SUFFOLK COUNTY.
22 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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