

S. 6419

A. 9484

S E N A T E - A S S E M B L Y

(PREFILED)

January 6, 2010

IN SENATE -- Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

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

AN ACT to amend the town law, in relation to properties included in the Westerlo Water District No. 1

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

1 Section 1. Section 202-c of the town law is amended by adding a new
2 subdivision 2-g to read as follows:
3 2-G. NOTWITHSTANDING THE PROVISIONS OF SUBDIVISIONS ONE AND TWO OF
4 THIS SECTION, AS WELL AS ANY OTHER PROVISION OF GENERAL, SPECIAL OR
5 LOCAL LAW, RULE OR REGULATION TO THE CONTRARY, WHENEVER THE TOWN BOARD
6 OF THE TOWN OF WESTERLO, COUNTY OF ALBANY, SHALL DETERMINE IT TO BE IN
7 THE PUBLIC INTEREST, SUCH TOWN BOARD MAY, UPON ITS OWN MOTION AND WITH-
8 OUT A PETITION, BUT AFTER A PUBLIC HEARING HELD IN THE MANNER AND UPON
9 THE NOTICE SPECIFIED IN SUBDIVISION ONE OF THIS SECTION, DIMINISH THE
10 WESTERLO WATER DISTRICT NO. 1 BY DELETING THEREFROM THE PROPERTIES THAT
11 WERE INADVERTENTLY AND MISTAKENLY INCLUDED IN THE GEOGRAPHICAL BOUNDAR-
12 IES OF THE WATER DISTRICT, DUE TO THE SCRIBNER'S AND/OR SURVEYING
13 ERRORS, WHEN THE SAME WAS CREATED, PROVIDED THAT SAID PROPERTIES HAVE
14 NOT RECEIVED ANY BENEFIT FROM THE WATER DISTRICT SINCE ITS INCEPTION.
15 S 2. 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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