

5040

2013-2014 Regular Sessions

I N   A S S E M B L Y

February 14, 2013

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

AN ACT to amend the general municipal law, in relation to consolidating the village of Woodbury with the town of Woodbury

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

1     Section 1. Legislative intent. It was and is the intent of the New  
2     N.Y. Government Reorganization and Citizen Empowerment Act to provide  
3     opportunities for local governments and electors to adopt consolidated  
4     forms of local governments, and this act provides that opportunity to  
5     the village and town of Woodbury upon certain terms.  
6     S 2. Sections 792 and 793 of the general municipal law are renumbered  
7     sections 793 and 794 and a new section 792 is added to read as follows:  
8     S 792. CONSOLIDATION OF THE VILLAGE OF WOODBURY AND THE TOWN OF WOOD-  
9     BURY. NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, OR ARTICLE  
10    TWO OF THE VILLAGE LAW, THE VILLAGE AND TOWN OF WOODBURY, NEW YORK, MAY  
11    FORM A CONSOLIDATED LOCAL GOVERNMENT ENTITY BY A JOINT CONSOLIDATION  
12    AGREEMENT IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE, EXCEPT THAT  
13    THE NEW GOVERNMENTAL ENTITY TO SURVIVE SHALL BE THE TOWN (INCLUDING THE  
14    EXISTING PORTION OF THE INCORPORATED VILLAGE OF HARRIMAN PRESENTLY WITH-  
15    IN THE BOUNDARIES OF THE TOWN OF WOODBURY) THAT SHALL HAVE ALL OF THE  
16    POWERS, DUTIES AND OBLIGATIONS OF A GOVERNMENTAL ENTITY UNDER THE TOWN  
17    LAW, BUT SHALL NOT BE ELIGIBLE FOR THE FORMATION OF ANY ADDITIONAL  
18    VILLAGES WITHIN ITS LIMITS. THE NEW GOVERNMENTAL ENTITY TO SURVIVE SHALL  
19    BE GOVERNED INITIALLY BY THE THEN-EXISTING TOWN OF WOODBURY SUPERVISOR  
20    AND THE TOWN OF WOODBURY TOWN BOARD MEMBERS.  
21    S 3. Savings clause. If any portion, clause, sentence, paragraph,  
22    section, word, or part of this act shall be adjudged by any court of  
23    competent jurisdiction to be invalid, such judgment shall not affect,  
24    impair or invalidate the remainder thereof but shall be confined in its  
25    operation to the portion, clause, sentence, paragraph, word, section or

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

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1 part thereof directly involved in the controversy in which such judgment  
2 shall have been rendered. The town and village of Woodbury respectively  
3 reserve the right, upon a joint resolution and compliance with state  
4 law, to revert to their previous status in the event any subsequent  
5 change to this act, as a result of any judgment, renders it ineffective  
6 as to its legislative intent.

7 S 4. This act shall take effect immediately.