

6182

I N S E N A T E

(PREFILED)

January 8, 2014

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

AN ACT to amend the town law and the public officers law, in relation to authorizing the building inspector in the town of Wheatfield, county of Niagara, to reside outside such town

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 28 to read as follows:
3 28. NOTWITHSTANDING SUBDIVISION ONE OF THIS SECTION, IN THE TOWN OF
4 WHEATFIELD, NIAGARA COUNTY, THE PERSON PERFORMING THE FUNCTIONS OF
5 BUILDING INSPECTOR NEED NOT BE AN ELECTOR OF SUCH TOWN. PROVIDED, HOWEVE-
6 ER, THE PERSON PERFORMING THE FUNCTIONS OF BUILDING INSPECTOR IN ANY
7 OTHER TOWN SHALL BE AN ELECTOR OF SUCH TOWN, UNLESS OTHERWISE PROVIDED
8 BY AN ACT OF THE STATE LEGISLATURE.
9 S 2. Section 3 of the public officers law is amended by adding a new
10 subdivision 62 to read as follows:
11 62. IN THE TOWN OF WHEATFIELD, IN THE COUNTY OF NIAGARA, THE
12 PROVISIONS OF THIS SECTION REQUIRING A PERSON TO BE A RESIDENT OF THE
13 POLITICAL SUBDIVISION OR MUNICIPAL CORPORATION OF THE STATE FOR WHICH HE
14 OR SHE SHALL BE CHOSEN, OR WITHIN WHICH HIS OR HER OFFICIAL FUNCTION IS
15 REQUIRED TO BE EXERCISED, SHALL NOT PREVENT A PERSON FROM HOLDING THE
16 OFFICE OF BUILDING INSPECTOR OF THE TOWN OF WHEATFIELD; PROVIDED THAT
17 SAID PERSON RESIDES IN THE COUNTY IN WHICH SUCH TOWN IS LOCATED OR AN
18 ADJOINING COUNTY WITHIN THE STATE OF NEW YORK.
19 S 3. This act shall take effect immediately.

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

LBD13179-01-3