

3545--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 27, 2015

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

AN ACT to amend chapter 439 of the laws of 2008 relating to authorizing the town of Riga to establish the Host Benefit Agreement reserve fund, in relation to making technical changes thereto

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

1     Section 1. Subdivision 6 of section 1 of chapter 439 of the laws of  
2     2008 relating to authorizing the town of Riga to establish the Host  
3     Benefit Agreement reserve fund, as amended by chapter 414 of the laws of  
4     2014, is amended to read as follows:  
5     6. An expenditure may be made from such fund only by a resolution of  
6     the town board for (a) capital improvements or equipment for water,  
7     drainage or fire protection improvements that would benefit the entire  
8     town, the area of the town outside the village or the area of the town  
9     served by a water, drainage or fire protection district or an area of  
10    the town located in a water or drainage improvement benefit area, (b) to  
11    pay debt service on obligations issued for capital purposes related to a  
12    water improvement benefit area or water district, OR (C) FOR THE REPAIR  
13    AND IMPROVEMENT OF HIGHWAYS, INCLUDING SLUICES, CULVERTS AND BRIDGES  
14    HAVING A SPAN OF FIVE FEET OR LESS, IN ANY AREA OF THE TOWN. Any such  
15    resolution shall set forth the estimated maximum cost thereof[, or (c)  
16    for the repair and improvement of highways, including sluices, culverts  
17    and bridges having a span of five feet or less, in any area of the  
18    town]. Any expenditure from the fund authorizing an expenditure for such  
19    capital improvement or equipment shall be subject to permissive referen-  
20    dum as governed by article 7 of the town law. Nothing in this act shall  
21    be construed to authorize the transfer to the credit of another reserve

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

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1 fund; provided however, that transfers may be made to the townwide  
2 general fund without a permissive referendum.  
3 S 2. This act shall take effect immediately and shall be deemed to  
4 have been in full force and effect on the same date as chapter 414 of  
5 the laws of 2014, took effect.