STATE OF NEW YORK

10084

IN SENATE

April 27, 2026

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

AN ACT to authorize the town of Hamburg to extend the Big Tree fire protection district into the village of Blasdell

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Notwithstanding any contrary provisions of article 11 of the town law, commencing upon the effective date of a resolution adopted by the board of trustees of the village of Blasdell, in the county of Erie, pursuant to section 10-1020 of the village law abolishing the fire department in such village, the town board of the town of Hamburg, in accordance with the procedures set forth in subdivision 2 of section 170 of the town law, shall have the power to extend the Big Tree fire protection district, located in the town of Hamburg to include and encompass the entire corporate limits of the village of Blasdell in such town.

§ 2. Upon the completion by the town of Hamburg of the proceedings authorized by section one of this act, the fire protection district in the town as extended shall be a fire protection district governed by the provisions of section 184 of the town law, and the town board of such town shall have all of the powers and duties vested in and imposed on town boards by section 184 of the town law, and shall be subject to all of the limitations, procedures and restrictions set forth in such section.

§ 3. On and after the completion of the proceedings authorized by section one of this act, the not-for-profit fire corporation incorporated as the "Big Tree Volunteer Firemen's Company, Inc." shall maintain its corporate existence and may maintain apparatus and facilities within the village of Blasdell for the furnishing of fire protection if it chooses. Such continued presence in the village of Blasdell shall not render such fire corporation to be the fire department of such village, nor shall it render such fire corporation to be under the control of the village authorities pursuant to paragraph (e) of section 1402 of the not-for-profit corporation law, provided, however, that for purposes of

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

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paragraph (e) of section 1402 of the not-for-profit corporation law, such fire corporation shall be under the control of the town of Hamburg.

§ 4. The completion by the town of Hamburg of the proceedings authorized by section one of this act shall be deemed to occur when the town adopts a resolution extending a fire protection district as required by subdivision 2 of section 170 of the town law; provided, however, that nothing in this act shall be construed as relieving the town of Hamburg from complying with the provisions of subdivision 1 of section 173 of the town law.

§ 5. This act shall take effect immediately.