COUNTY OF ERIE
LOCAL LAW INTRO. No. 9-1 2016
LOCAL LAW No.____ - 2016

A LOCAL LAW amending Local Law No. 1-1959, constituting the Erie County Charter, as amended, in relation to recommendations made by the Erie County Charter Revision Commission, duly organized pursuant to Local Law No. 5-2015.

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF ERIE AS FOLLOWS:

Section 1.
LEGISLATIVE INTENT. The Erie County Legislature approved Local Law No. 5-2015 creating the Charter Revision Commission for the express purpose of reviewing the Erie County Charter and the Administrative Code and to make recommendations on whether or not these documents should be amended to facilitate the more effective delivery of services to the public and to better coordinate the functions between departments and agencies of the County and the various local governments. The Legislature has reviewed all the recommendations and comments of the Charter Revision Commission, other interested policy organizations, members of the public, the Erie County Legislature and other elected officials. The Legislature held and participated in numerous public hearings to receive public input about changes to the Charter. The Legislature has considered all relevant information and input and does hereby determine that certain sections of the Erie County Charter, Local Law 1-1959 (as amended) shall be amended to modernize the Charter and to enhance the fiscal oversight and financial stability of the County.

Additions to the Erie County Charter are reflected by <u>underlining.</u>
Deletions to the Erie County Charter are reflected by ~~strikethroughs~~.

Section 2.
Article 1 of the Erie County Charter is hereby amended as follows:
Erie County and its Government - Charter

101. Title and purpose
102. County status, powers, and duties
103. Charter effect on state laws
104. Charter effect on local laws and resolutions
~~105. Legislative districts.~~
~~106. Legislative districts continued.~~

~~Section 105. Legislative Districts. The county of Erie is hereby divided into eleven districts, described as follows:~~
~~DISTRICT NO. 1~~
~~Bounded on the west by Lake Erie, being part of the Town of Hamburg except the south part which is in Legislative District 12; all of the City of Lackawanna; and the southwest part of the City of Buffalo contiguous to Legislative Districts 6, 3, and 2; and except Legislative Districts 7 and 11.~~
~~The common line between Legislative District 1 and Legislative District 12 is described as follows:~~

~~Beginning at the shore line of Lake Erie, the west line of the County of Erie, at its intersection with the centerline of Pleasant Avenue extended to the north; thence southerly, southeasterly, southerly, and generally easterly along the centerline of Pleasant Avenue to its intersection with the centerline of West Pleasant Drive; thence easterly along the centerline of West Pleasant Drive and the centerline extended to the centerline of the New York State Thruway; thence northerly and easterly along the centerline of the New York State Thruway to its intersection with the centerline of South Park Avenue; thence northerly along the centerline of South Park Avenue to its intersection with the centerline of Southwestern Boulevard; thence northeasterly along the centerline of Southwestern Boulevard to its intersection with the centerline of the New York State Thruway; thence northerly along the centerline of the New York State Thruway to its intersection with the centerline of Big Tree Road; thence easterly along the centerline of Big Tree Road to its intersection with the centerline of McKinley Parkway; thence southerly along the centerline of McKinley Parkway to its intersection with the centerline of Bayview Road; thence southeasterly along the centerline of Bayview Road to its intersection with the centerline of Armor Duells Corner Road; thence easterly along the centerline of Armor Duells Corner Road to the east line of the Town of Hamburg.~~

~~The common boundary between Legislative District 1 and Legislative District 2 is described as follows:~~

~~Beginning at the intersection of the centerline of Broadway with the intersection of the centerline of Bailey Avenue; thence southerly along the centerline of Bailey Avenue to its intersection with the centerline of the former Penn Central Railroad right of way; thence southwesterly along the centerline of the Penn Central Railroad right of way to an extension to the south of Milburn Street in a straight line; thence southerly along Milburn Street extended to its intersection with the centerline of William Street; thence easterly along the centerline of William Street to its intersection with the centerline of New Babcock Street; thence southwesterly along the centerline of New Babcock Street and the centerline extended to the southwest in a straight line to the intersection of the extended centerline of New Babcock Street with the centerline of the former Erie Lackawanna Railroad; thence southwesterly along the centerline of the Erie Lackawanna Railroad to its intersection with the former B & C Railroad lands; thence southwesterly along the centerline of the B & C Railroad lands to the centerline of the Niagara Section of the New York State Thruway; thence westerly along the Niagara Section of the New York State Thruway to its intersection with the centerline of Hamburg Street; thence southwesterly along the centerline of Hamburg Street to its intersection with the centerline of South Park Avenue; thence northwesterly along the centerline of South Park Avenue to its intersection with the centerline of Louisiana Street; thence southwesterly along the centerline of Louisiana Street to its intersection with the centerline of O'Connell Street; thence southeasterly along the centerline of O'Connell Street to its intersection with the centerline of Vicennes Street; thence southwesterly along the centerline of Vicennes Street to its intersection with the centerline of Republic Street; thence easterly along the centerline of Republic Street extended to the centerline of the former Erie-Lackawanna Railroad's lands; thence northerly and easterly along the centerline of the Erie-Lackawanna Railroad's lands to its intersection with the centerline of Fitzgerald Street extended to the southwest in a straight line; thence northeasterly along the centerline of Fitzgerald Street to its intersection with the centerline of South Park Avenue; thence along the centerline of South Park Avenue to its intersection with the centerline of the former Penn Central Railroad lines; thence southerly and easterly along the centerline of the former Penn Central Railroad lands to its intersection with the centerline of Tifft Street; thence northeasterly along the centerline of~~

~~Tifft Street to its intersection with the centerline of Hopkins Street; thence southerly along the centerline of Hopkins Street to its intersection with the centerline of the former B. R. & P. Railroad; thence southeasterly along the centerline of the railroad to its intersection with the north line of the City of Lackawanna; thence easterly along the north line of the City of Lackawanna to its intersection with the west line of the Town of West Seneca.~~

~~The common boundary between Legislative District 1 and Legislative District 3 is described as follows:~~

~~Beginning at the intersection of the centerline of the Niagara Section of the New York State Thruway and the projection to the southwest in a straight line of the centerline of Virginia Street; thence southerly and easterly along the centerline of the New York State Thruway to its intersection with the centerline of Main Street; thence northeasterly along the centerline of Main Street to its intersection with the centerline of Eagle Street; thence southeasterly along the centerline of Eagle Street to its intersection with the centerline of Pine Street; thence southwesterly along the centerline of Pine Street to its intersection with the centerline of South Division Street; thence southeasterly along the centerline of South Division Street to its intersection with the centerline of Hamburg Street; thence easterly along the centerline of Hamburg Street to its intersection with the centerline of Jefferson Avenue; thence northeasterly along the centerline of Jefferson Avenue to its intersection with the centerline of Eagle Street; thence southeasterly along the centerline of Eagle Street to its intersection with the centerline of Smith Street; thence northerly along the centerline of Smith Street to its intersection with the centerline of Howard Street; thence easterly along the centerline of Howard Street to its intersection with the centerline of Fillmore Avenue; thence northerly along the centerline of Fillmore Avenue to its intersection with the centerline of William Street; thence westerly along the centerline of William Street to its intersection with the centerline of Wilson Street; thence northerly along the centerline of Wilson Street to its intersection with the centerline of Broadway; thence northeasterly along the centerline of Broadway to its intersection with the centerline of Bailey Avenue.~~

~~The common boundary between Legislative District 6 and Legislative District 1 is described as follows:~~

~~Beginning at the intersection of the centerline of the Niagara Section of the New York State Thruway and the projection to the southwest in a straight line of the centerline of Virginia Street; thence southwesterly along the centerline of Virginia Street projected to the westerly line of the City of Buffalo.~~

~~DISTRICT NO. 2~~

~~The south part of the City of Buffalo and the south west part of the Town of Cheektowaga bounded on the west by Legislative District 1, on the north by Legislative Districts 3 and 8, on the east by Legislative District 8, Legislative District 9 and the Town of West Seneca and on the south by Legislative District 1 and the Town of West Seneca.~~

~~The common boundary between Legislative District 1 and Legislative District 2 is described as follows:~~

~~Beginning at the intersection of the centerline of Broadway with the intersection of the centerline of Bailey Avenue; thence southerly along the centerline of Bailey Avenue to its intersection with the centerline of the former Penn Central Railroad right of way; thence southwesterly along the centerline of the Penn Central Railroad right of way to an extension to the south of Milburn Street in a straight line; thence southerly along Milburn Street extended to its intersection with the centerline of William Street; thence easterly along the centerline of William Street to its~~

~~intersection with the centerline of New Babcock Street; thence southwesterly along the centerline of New Babcock Street and the centerline extended to the southwest in a straight line to the intersection of the extended centerline of New Babcock Street with the centerline of the former Erie-Lackawanna Railroad; thence southwesterly along the centerline of the Erie-Lackawanna Railroad to its intersection with the former B & C Railroad lands; thence southwesterly along the centerline of the B & C Railroad lands to the centerline of the Niagara Section of the New York State Thruway; thence westerly along the Niagara Section of the New York State Thruway to its intersection with the centerline of Hamburg Street; thence southwesterly along the centerline of Hamburg Street to its intersection with the centerline of South Park Avenue; thence northwesterly along the centerline of South Park Avenue to its intersection with the centerline of Louisiana Street; thence southwesterly along the centerline of Louisiana Street to its intersection with the centerline of O'Connell Street; thence southeasterly along the centerline of O'Connell Street to its intersection with the centerline of Vicennes Street; thence southwesterly along the centerline of Vicennes Street to its intersection with the centerline of Republic Street; thence easterly along the centerline of Republic Street extended to the centerline of the former Erie-Lackawanna Railroad's lands; thence northerly and easterly along the centerline of the Erie-Lackawanna Railroad's lands to its intersection with the centerline of Fitzgerald Street extended to the southwest in a straight line; thence northeasterly along the centerline of Fitzgerald Street to its intersection with the centerline of South Park Avenue; thence along the centerline of South Park Avenue to its intersection with the centerline of the former Penn Central Railroad lines; thence southerly and easterly along the centerline of the former Penn Central Railroad lands to its intersection with the centerline of Tifft Street; thence northeasterly along the centerline of Tifft Street to its intersection with the centerline of Hopkins Street; thence southerly along the centerline of Hopkins Street to its intersection with the centerline of the former B. R. & P. Railroad; thence southeasterly along the centerline of the railroad to its intersection with the north line of the City of Lackawanna; thence easterly along the north line of the City of Lackawanna to its intersection with the west line of the Town of West Seneca.~~

~~The common boundary between Legislative District 2 and Legislative District 3 is described as follows:~~

~~Beginning at the intersection of the centerline of Bailey Avenue with the centerline of Broadway; thence easterly along the centerline of Broadway to the west line of the Town of Cheektowaga.~~

~~The common line between Legislative District 2 and Legislative District 8 is described as follows:~~

~~Beginning in the centerline of Union Road at its intersection with the centerline of Cayuga Creek; thence northerly along the centerline of Union Road to its intersection with the centerline of William Street; thence westerly along the centerline of William Street to its intersection with the centerline of the New York State Thruway; thence northerly along the New York State Thruway to its intersection with the centerline of the former Lehigh Valley Railroad lands; thence southwesterly along the centerline of the Lehigh Valley Railroad lands to its intersection with the centerline of Harlem Road; thence northerly along the centerline of Harlem Road to its intersection with the centerline of Broadway; thence westerly along the centerline of Broadway to the east line of the City of Buffalo.~~

~~The common line between Legislative District 2 and Legislative District 9 is described as follows:~~

~~Beginning at the intersection of the centerline of Cayuga Creek with the centerline of Union Road; thence in a generally westerly direction along the centerline of Cayuga Creek to a~~

~~northeast corner of the Town of West Seneca; thence continuing westerly along the north line of the Town of West Seneca to the east line of the City of Buffalo; thence southerly along the meandering east line of the City of Buffalo to the southeast corner of the City of Buffalo (near the centerline of Dorrance Avenue.)~~

~~DISTRICT NO. 3~~

~~Part of the City of Buffalo bounded on the east by Cheektowaga and Legislative District 1; on the north by Legislative Districts 7 and 6; on the west by Legislative Districts 6 and 1; and on the south by Legislative Districts 1 and 2.~~

~~The common boundary between Legislative District 1 and Legislative District 3 is described as follows:~~

~~Beginning at the intersection of the centerline of the Niagara Section of the New York State Thruway and the projection to the southwest in a straight line of the centerline of Virginia Street; thence southerly and easterly along the centerline of the New York State Thruway to its intersection with the centerline of Main Street; thence northeasterly along the centerline of Main Street to its intersection with the centerline of Eagle Street; thence southeasterly along the centerline of Eagle Street to its intersection with the centerline of Pine Street; thence southwesterly along the centerline of Pine Street to its intersection with the centerline of South Division Street; thence southeasterly along the centerline of South Division Street to its intersection with the centerline of Hamburg Street; thence easterly along the centerline of Hamburg Street to its intersection with the centerline of Jefferson Avenue; thence northeasterly along the centerline of Jefferson Avenue to its intersection with the centerline of Eagle Street; thence southeasterly along the centerline of Eagle Street to its intersection with the centerline of Smith Street; thence northerly along the centerline of Smith Street to its intersection with the centerline of Howard Street; thence easterly along the centerline of Howard Street to its intersection with the centerline of Fillmore Avenue; thence northerly along the centerline of Fillmore Avenue to its intersection with the centerline of William Street; thence westerly along the centerline of William Street to its intersection with the centerline of Wilson Street; thence northerly along the centerline of Wilson Street to its intersection with the centerline of Broadway; thence northeasterly along the centerline of Broadway to its intersection with the centerline of Bailey Avenue.~~

~~The common boundary between Legislative District 6 and Legislative District 3 is described as follows:~~

~~Beginning at the intersection of the centerline of Bryant Street with the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to its intersection with the centerline of North Street; thence easterly along the centerline of North Street to its intersection with the centerline of Delaware Avenue; thence southwesterly along the centerline of Delaware Avenue to its intersection with the centerline of Allen Street; thence westerly along the centerline of Allen Street to its intersection with the centerline of College Street; thence southerly along the centerline of College Street to its intersection with the centerline of Virginia Street; thence easterly along the centerline of Virginia Street to its intersection with the centerline of Delaware Avenue; thence southerly along the centerline of Delaware Avenue to its intersection with the centerline of Edward Street; thence westerly along the centerline of Edward Street to its intersection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the centerline of Tupper Street; thence westerly along the centerline of Tupper Street to its intersection with the centerline of Carolina Street; thence southwesterly along the centerline of Carolina Street to its intersection with the centerline of~~

~~Whitney Place; thence southeasterly along the centerline of Whitney Place to its intersection with the centerline of Georgia Street; thence southwesterly along the centerline of Georgia Street to its intersection with the centerline of Niagara Street; thence northwesterly along the centerline of Niagara Street to its intersection with the centerline of Carolina Street; thence southwesterly along the centerline of Carolina Street to its intersection with the centerline of Trenton Street extended to the southeast in a straight line; thence northwesterly along the Trenton Street extension to its intersection with the centerline of Virginia Street; thence southwesterly along the centerline of Virginia Street and its centerline extended to the centerline of the Niagara Section of the New York State Thruway.~~

~~The common boundary line between Legislative District 7 and Legislative District 3 is described as follows:~~

~~Beginning in the centerline of East Delevan Avenue at its intersection with the east line of the City of Buffalo; thence westerly along the centerline of East Delevan Avenue to its intersection with the centerline of Chelsea Street; thence southerly along the centerline of Chelsea Street and Chelsea Street extended to the south to its intersection with the centerline of East Ferry Street; thence easterly along the centerline of East Ferry Street to its intersection with the centerline of Kehr Street; thence southerly along the centerline of Kehr Street to its intersection with the centerline of Winslow Avenue; thence westerly along the centerline of Winslow Avenue to the centerline of Fillmore Avenue; thence northerly along the centerline of Fillmore Avenue to its intersection with the centerline of East Ferry Street; thence westerly along the centerline of East Ferry Street to its intersection with the centerline of the Kensington Expressway; thence southerly along the centerline of the Kensington Expressway to its intersection with a projection to the east of the centerline of Glenwood Avenue extended to the east; thence westerly along the centerline of Glenwood Avenue to its intersection with the centerline of Wohlers Avenue; thence southerly along the centerline of Wohlers Avenue to its intersection with the centerline of East Utica Street; thence westerly along the centerline of East Utica Street to its intersection with the centerline of Roehrer Avenue; thence northerly along the centerline of Roehrer Avenue to its intersection with the centerline of Glenwood Avenue; thence westerly along the centerline of Glenwood Avenue to its intersection with the centerline of Storz Avenue; thence northerly along the centerline of Storz Avenue to its intersection with the centerline of Winslow Avenue; thence westerly along the centerline of Winslow Avenue to its intersection with the centerline of Dupont Street; thence northerly along the centerline of Dupont Street to its intersection with the centerline of Woodlawn Avenue; thence westerly along the centerline of Woodlawn Avenue to its intersection with the centerline of Jefferson Avenue; thence southerly along the centerline of Jefferson Avenue to its intersection with the centerline of Glenwood Avenue; thence westerly along the centerline of Glenwood Avenue to its intersection with the centerline of Chester Street; thence northerly along the centerline of Chester Street to its intersection with the centerline of Woodlawn Avenue; thence westerly along the centerline of Woodlawn Avenue to its intersection with the centerline of Main Street; thence southwesterly along the centerline of Main Street to its intersection with the centerline of Utica Street; thence westerly along the centerline of Utica Street to its intersection with the centerline of Delaware Avenue; thence southwesterly along the centerline of Delaware Avenue to its intersection with the centerline of Bryant Street; thence westerly along the centerline of Bryant Street to the centerline of Richmond Avenue.~~

~~The common boundary between Legislative District 2 and Legislative District 3 is described as follows:~~

~~Beginning at the intersection of the centerline of Bailey Avenue with the centerline of Broadway; thence easterly along the centerline of Broadway to the west line of the Town of Cheektowaga.~~
~~DISTRICT NO. 4~~
~~All of the Towns of Newstead, Clarence, Amherst, and Cheektowaga, excepting there from those portions of the Town of Amherst and the Town of Cheektowaga which lie within Legislative Districts 2, 8, 9, 14 and 15, which exceptions are the westerly portion of the Town of Amherst and the south and west portions of the Town of Cheektowaga.~~
~~The common boundary of Legislative District 4 and Legislative District 8 is described as follows:~~
~~Beginning at the northeast corner of that part of the Village of Depew which lies within the Town of Cheektowaga in the center of Transit Road; thence westerly along the north line of the Village of Depew to an angle point in the north line of the Village of Depew just northwest of Patsy Lane; thence southerly parallel with Patsy Lane to the centerline of Rehm Road; thence westerly along the centerline of Rehm Road to a northwest corner of the Village of Depew; thence southerly along a west line of the Village of Depew to a north line of the Village of Depew; thence westerly along a north line of the Village of Depew to its intersection with a north-south branch of lands formerly belonging to the New York Central Railroad Company; thence northerly and westerly along the centerline of the railway lands to a projection to the north in a straight line of the rear line of lots on the east side of Satinwood Drive; thence northerly along the rear lines projected to the north to the centerline of Genesee Street; thence westerly along the centerline of Genesee Street to its intersection with the centerline of the Kensington Expressway; thence westerly along the Kensington Expressway to its intersection with the centerline of Union Road; thence northerly along the centerline of Union Road to its intersection with an extension to the east in a straight line of the rear line of lots fronting on the south side of Clearvale Drive; thence westerly along the rear line, as extended, to the centerline of Beach Road; thence northerly along the centerline of Beach Road to its extension to the east of a line drawn along the rear line of lots on the south side of Hemenway Road; thence westerly along the rear line extended in a straight line to the west to the centerline of the New York State Thruway; thence northerly along the centerline of the Thruway to its intersection with the centerline of Huth Road extended to the west.~~
~~The common boundary between Legislative District 4 and Legislative District 14 is described as follows:~~
~~Beginning at the intersection of the centerline of the New York State Thruway with the centerline of Huth Road; thence northerly along the centerline of the Thruway and the centerline extended to the north in a straight line to the intersection of the extension with the south line of the Town of Amherst.~~
~~The common boundary between Legislative District 4 and Legislative District 15 is described as follows:~~
~~Beginning at the intersection of the south line of the Town of Amherst with a projection to the north in a straight line of the north-south portion of the New York State Thruway; thence easterly along the irregular south line of the Town of Amherst to its intersection with the centerline of Youngs Road; thence northerly along the centerline of Youngs Road to its intersection with the centerline of Main Street; thence easterly along the centerline of Main Street to the southwest corner of Lot 108, Township 12, Range 7 of the Holland Land Company's Survey; thence northerly along the west line of Lot 108 to the centerline of Sheridan Drive; thence westerly along the centerline of Sheridan Drive to its intersection with the centerline of Ayer Road; thence~~

~~northerly along the irregular centerline of Ayer Road to its intersection with the centerline of Klein Road; thence easterly along the centerline of Klein Road to its intersection with the centerline of Paradise Road; thence northerly along the centerline of Paradise Road to its intersection with the centerline of Wellington Drive; thence westerly along the irregular centerline of Wellington Drive to its intersection with the centerline of Hearthstone Drive; thence northerly along the centerline of Hearthstone Drive to its intersection with the centerline of Wood Acres Drive; thence westerly and northerly along the centerline of Wood Acres Drive to its intersection with the centerline of Buttonwood Lane; thence westerly along the centerline of Buttonwood Lane to its intersection with the centerline of Youngs Road Extension; thence northerly along the centerline of Youngs Road Extension to the centerline of the former New York Central Railroad line; thence westerly along the centerline of the railroad to its intersection with the centerline of Hopkins Road; thence northerly along the centerline of Hopkins Road to the north line of the Town of Amherst.~~

~~DISTRICT NO. 5~~

~~The Towns of Sardinia, Holland, Wales, Marilla, Alden, Elma, and Lancaster, excepting there from that portion of the Town of Lancaster which lies within District 8, adjacent to Transit Road. The common boundary of Legislative District 8 and Legislative District 5 is described as follows:~~

~~Beginning at the southwest corner of the Town of Lancaster; thence easterly along the south line of the Town of Lancaster to the southeast corner of Lot 98, Township 10, Range 6 of the Holland Land Company's Survey; thence northerly along the east line of Lot 98, Lot 97, Lot 96 to the centerline of Country Place extended to the west in a straight line to the west line of Lot 91; thence easterly along the centerline of Country Place and Country Place extended and along the centerline of Old Post Road to the centerline of Aurora Street; thence northerly along the centerline of Aurora Street to the south line of the Village of Lancaster; thence westerly along the south line of the Village of Lancaster to the southwest corner of the Village of Lancaster; thence northerly along the west line of the Village of Lancaster to the centerline of Como Park Boulevard; thence easterly along the centerline of Como Park Boulevard to its intersection with a west line of the Village of Lancaster; thence northerly along the west line of the Village of Lancaster to the centerline of Walden Avenue; thence easterly along the centerline of Walden Avenue to its intersection with the centerline of Central Avenue; thence northerly and westerly along the centerline of Central Avenue to its intersection with the centerline of Pleasant View Avenue; thence westerly along the centerline of Pleasant View Avenue to the centerline of Transit Road, the west line of the Town of Lancaster.~~

~~DISTRICT NO. 6~~

~~The north west part of the City of Buffalo, bounded on the north by the Town of Tonawanda; on the east by Legislative Districts 11, 7, and 3; on the south by Legislative District 1; not including Legislative District 2.~~

~~The common boundary between Legislative District 6 and Legislative District 1 is described as follows:~~

~~Beginning at the intersection of the centerline of the Niagara Section of the New York State Thruway and the projection to the southwest in a straight line of the centerline of Virginia Street; thence southwesterly along the centerline of Virginia Street projected to the westerly line of the City of Buffalo.~~

~~The common boundary between Legislative District 6 and Legislative District 3 is described as follows:~~

~~Beginning at the intersection of the centerline of Bryant Street with the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to its intersection with the centerline of North Street; thence easterly along the centerline of North Street to its intersection with the centerline of Delaware Avenue; thence southwesterly along the centerline of Delaware Avenue to its intersection with the centerline of Allen Street; thence westerly along the centerline of Allen Street to its intersection with the centerline of College Street; thence southerly along the centerline of College Street to its intersection with the centerline of Virginia Street; thence easterly along the centerline of Virginia Street to its intersection with the centerline of Delaware Avenue; thence southerly along the centerline of Delaware Avenue to its intersection with the centerline of Edward Street; thence westerly along the centerline of Edward Street to its intersection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the centerline of Tupper Street; thence westerly along the centerline of Tupper Street to its intersection with the centerline of Carolina Street; thence southwesterly along the centerline of Carolina Street to its intersection with the centerline of Whitney Place; thence southeasterly along the centerline of Whitney Place to its intersection with the centerline of Georgia Street; thence southwesterly along the centerline of Georgia Street to its intersection with the centerline of Niagara Street; thence northwesterly along the centerline of Niagara Street to its intersection with the centerline of Carolina Street; thence southwesterly along the centerline of Carolina Street to its intersection with the centerline of Trenton Street extended to the southeast in a straight line; thence northwesterly along the Trenton Street extension to its intersection with the centerline of Virginia Street; thence southwesterly along the centerline of Virginia Street and its centerline extended to the centerline of the Niagara Section of the New York State Thruway.~~

~~The common boundary between Legislative District 6 and Legislative District 7 is described as follows:~~

~~Beginning at the intersection of the centerline of Claremont Avenue with the centerline of Potomac Avenue; thence southerly along the centerline of Claremont Avenue to its intersection with the centerline of Dorchester Road; thence westerly along the centerline of Dorchester Road to its intersection with the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to its intersection with the centerline of Bryant Street.~~

~~The common boundary between Legislative District 6 and Legislative District 11 is described as follows:~~

~~Beginning in the north line of the City of Buffalo at its intersection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the centerline of Bedford Avenue; thence easterly along the centerline of Bedford Avenue to its intersection with the centerline of Lincoln Parkway; thence southerly along the centerline of Lincoln Parkway to its intersection with the centerline of Middlesex Road; thence westerly along the centerline of Middlesex Road to its intersection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the centerline of Forest Avenue; thence westerly along the centerline of Forest Avenue to its intersection with the centerline of Claremont Avenue; thence southerly along the centerline of Claremont Avenue to the centerline of Potomac Avenue.~~

~~DISTRICT NO. 7~~

~~The north east corner of the City of Buffalo bounded on the north by the Town of Amherst and Legislative District 11; on the east by the Town of Cheektowaga; on the south by Legislative District 3; and on the west by Legislative Districts 6 and 11.~~

~~The common boundary line between Legislative District 7 and Legislative District 11 is described as follows:~~

~~Beginning at the intersection of the north line of the City of Buffalo with the centerline of Bailey Avenue; thence southerly along the centerline of Bailey Avenue to its intersection with the centerline of Winspear Avenue; thence westerly along the centerline of Winspear Avenue to its intersection with the centerline of Northrup Place; thence southerly and westerly along the centerline of Northrup Place to its intersection with the centerline of Main Street; thence northeasterly along the centerline of Main Street to its intersection with the centerline of West Winspear Avenue; thence westerly along the centerline of West Winspear Avenue and West Winspear Avenue extended to the lands of the former Erie-Lackawanna Railroad; thence southeasterly along the centerline of the lands of the former Erie-Lackawanna Railroad to its intersection with the centerline of Main Street; thence southwesterly along the centerline of Main Street to its intersection with the centerline of Amherst Street; thence westerly along the centerline of Amherst Street to its intersection with the centerline of Fairfield Street; thence southeasterly along the centerline of Fairfield Street to its intersection with the centerline of Main Street; thence southwesterly along the centerline of Main Street to its intersection with the centerline of West Delevan Avenue; thence westerly along the centerline of West Delevan Avenue to its intersection with the centerline of Elmwood Avenue; thence northerly along the centerline of Elmwood Avenue to its intersection with the centerline of Potomac Avenue; thence westerly along the centerline of Potomac Avenue to its intersection with the centerline of Claremont Street.**

~~The common boundary line between Legislative District 7 and Legislative District 3 is described as follows:~~

~~Beginning in the centerline of East Delevan Avenue at its intersection with the east line of the City of Buffalo; thence westerly along the centerline of East Delevan Avenue to its intersection with the centerline of Chelsea Street; thence southerly along the centerline of Chelsea Street and Chelsea Street extended to the south to its intersection with the centerline of East Ferry Street; thence easterly along the centerline of East Ferry Street to its intersection with the centerline of Kehr Street; thence southerly along the centerline of Kehr Street to its intersection with the centerline of Winslow Avenue; thence westerly along the centerline of Winslow Avenue to the centerline of Fillmore Avenue; thence northerly along the centerline of Fillmore Avenue to its intersection with the centerline of East Ferry Street; thence westerly along the centerline of East Ferry Street to its intersection with the centerline of the Kensington Expressway; thence southerly along the centerline of the Kensington Expressway to its intersection with a projection to the east of the centerline of Glenwood Avenue extended to the east; thence westerly along the centerline of Glenwood Avenue to its intersection with the centerline of Wohlers Avenue; thence southerly along the centerline of Wohlers Avenue to its intersection with the centerline of East Utica Street; thence westerly along the centerline of East Utica Street to its intersection with the centerline of Roehrer Avenue; thence northerly along the centerline of Roehrer Avenue to its intersection with the centerline of Glenwood Avenue; thence westerly along the centerline of Glenwood Avenue to its intersection with the centerline of Storz Avenue; thence northerly along the centerline of Storz Avenue to its intersection with the centerline of Winslow Avenue; thence westerly along the centerline of Winslow Avenue to its intersection with the centerline of Dupont Street; thence northerly along the centerline of Dupont Street to its intersection with the centerline of Woodlawn Avenue; thence westerly along the centerline of Woodlawn Avenue to its intersection with the centerline of Jefferson Avenue; thence southerly along the centerline of**

~~Jefferson Avenue to its intersection with the centerline of Glenwood Avenue; thence westerly along the centerline of Glenwood Avenue to its intersection with the centerline of Chester Street; thence northerly along the centerline of Chester Street to its intersection with the centerline of Woodlawn Avenue; thence westerly along the centerline of Woodlawn Avenue to its intersection with the centerline of Main Street; thence southwesterly along the centerline of Main Street to its intersection with the centerline of Utica Street; thence westerly along the centerline of Utica Street to its intersection with the centerline of Delaware Avenue; thence southwesterly along the centerline of Delaware Avenue to its intersection with the centerline of Bryant Street; thence westerly along the centerline of Bryant Street to the centerline of Richmond Avenue.~~

~~The common boundary between Legislative District 6 and Legislative District 7 is described as follows:~~

~~Beginning at the intersection of the centerline of Claremont Avenue with the centerline of Potomac Avenue; thence southerly along the centerline of Claremont Avenue to its intersection with the centerline of Dorchester Road; thence westerly along the centerline of Dorchester Road to its intersection with the centerline of Richmond Avenue; thence southerly along the centerline of Richmond Avenue to its intersection with the centerline of Bryant Street.~~

~~DISTRICT NO. 8~~

~~Part of the Towns of Cheektowaga and Lancaster; bounded on the west by the City of Buffalo; on the north by Legislative Districts 14 and 4; on east by Legislative District 5; and on the south by Legislative Districts 9 and 2.~~

~~The common boundary between Legislative District 14 and Legislative District 8 is described as follows:~~

~~Beginning at a point in the west line of the Town of Cheektowaga at its intersection with a projection to the west of the rear line of lots on the south side of Southgate Road; thence easterly along the south lot lines to a projection to the north in a straight line of the centerline of that part of the westerly part of Kenville Road which runs north and south; thence southerly and easterly along the centerline of Kenville Road and Kenville Road extended easterly in a straight line to the centerline of Harlem Road; thence along the centerline of Harlem Road to the centerline of Homesgarth Avenue; thence east along the centerline of Homesgarth Avenue to the centerline of Roycroft Boulevard; thence southerly along the centerline of Roycroft Boulevard to the centerline of Seton Road; thence east along the centerline of Seton Road to the centerline of Woodbridge Avenue; thence north along the centerline of Woodbridge Avenue to the centerline of Huth Road; thence east along the centerline of Huth Road to the centerline of the New York State Thruway.~~

~~The common boundary of Legislative District 4 and Legislative District 8 is described as follows:~~

~~Beginning at the northeast corner of that part of the Village of Depew which lies within the Town of Cheektowaga in the center of Transit Road; thence westerly along the north line of the Village of Depew to an angle point in the north line of the Village of Depew just northwest of Patsy Lane; thence southerly parallel with Patsy Lane to the centerline of Rehm Road; thence westerly along the centerline of Rehm Road to a northwest corner of the Village of Depew; thence southerly along a west line of the Village of Depew to a north line of the Village of Depew; thence westerly along a north line of the Village of Depew to its intersection with a north-south branch of lands formerly belonging to the New York Central Railroad Company; thence northerly and westerly along the centerline of the railway lands to a projection to the north in a straight line of the rear line of lots on the east side of Satinwood Drive; thence~~

~~northerly along the rear lines projected to the north to the centerline of Genesee Street; thence westerly along the centerline of Genesee Street to its intersection with the centerline of the Kensington Expressway; thence westerly along the Kensington Expressway to its intersection with the centerline of Union Road; thence northerly along the centerline of Union Road to its intersection with an extension to the east in a straight line of the rear line of lots fronting on the south side of Clearvale Drive; thence westerly along the rear line, as extended, to the centerline of Beach Road; thence northerly along the centerline of Beach Road to its extension to the east of a line drawn along the rear line of lots on the south side of Hemenway Road; thence westerly along the rear line extended in a straight line to the west to the centerline of the New York State Thruway; thence northerly along the centerline of the Thruway to its intersection with the centerline of Huth Road extended to the west.~~

~~The common boundary of Legislative District 8 and Legislative District 5 is described as follows:~~

~~Beginning at the southwest corner of the Town of Lancaster; thence easterly along the south line of the Town of Lancaster to the southeast corner of Lot 98, Township 10, Range 6 of the Holland Land Company's Survey; thence northerly along the east line of Lot 98, Lot 97, Lot 96 to the centerline of Country Place extended to the west in a straight line to the west line of Lot 91; thence easterly along the centerline of Country Place and Country Place extended and along the centerline of Old Post Road to the centerline of Aurora Street; thence northerly along the centerline of Aurora Street to the south line of the Village of Lancaster; thence westerly along the south line of the Village of Lancaster to the southwest corner of the Village of Lancaster; thence northerly along the west line of the Village of Lancaster to the centerline of Como Park Boulevard; thence easterly along the centerline of Como Park Boulevard to its intersection with a west line of the Village of Lancaster; thence northerly along the west line of the Village of Lancaster to the centerline of Walden Avenue; thence easterly along the centerline of Walden Avenue to its intersection with the centerline of Central Avenue; thence northerly and westerly along the centerline of Central Avenue to its intersection with the centerline of Pleasant View Avenue; thence westerly along the centerline of Pleasant View Avenue to the centerline of Transit Road, the west line of the Town of Lancaster.~~

~~The common boundary line between Legislative District 9 and Legislative District 8 is described as follows:~~

~~Beginning at the southeast corner of the Town of Cheektowaga; thence northerly along the east line of the Town of Cheektowaga to its intersection a projection to the east of the rear lot lines of lots on the south side of Madeira Drive; thence westerly along the rear lot lines of Madeira Drive to the rear lot lines on the east side of Dubonet Drive; thence southerly along the rear lines of lots on the east side of Dubonet Drive to the rear line projected to the east of lots on the south side of Dubonet Drive; thence westerly along the rear lines of the lots on the south side of Dubonet Drive to the intersection of the projected rear lot lines with the projected rear lot line of lots on the westerly side of Dubonet Drive; thence northerly along the rear lot lines of lots on the west side of Dubonet Drive to the rear lot line of lots on the north side of Davidson Drive; thence westerly along the rear line of lots on Davidson Drive projected to the centerline of Borden Road; thence northerly along the centerline of Borden Road to a projection to the east in a straight line of the rear lot lines of lots on the south side of Losson Road; thence westerly along the rear lot lines of lots on the south side of Losson Road to a projection to the north in a straight line of the rear line of lots on the east side of Woodgate Drive; thence southerly along the projection of the rear line of lots on the east side of Woodgate Drive and the rear lot lines on the~~

~~east side of Woodgate Drive to a projection to the east and west of the rear lines of lots on the north side of Barbados Drive (south); thence westerly along the rear lot lines on the north side of Barbados Drive (south) to the rear lot line of lots on the west side of the westerly most portion of Barbados Drive projected to the north and south; thence southerly along the projection of rear lot lines on the westerly most portion of Barbados Drive to the rear lot lines of lots on the north side of Le Havre; thence westerly along the rear line of lots on the north side of Le Havre and the rear lot lines projected to the west to a line drawn along the westerly lot line of lots on Mayberry Drive West which line is projected to the north in a straight line to the former railroad lands; thence northeasterly along the railroad lands to their intersection with the centerline of Losson Road; thence westerly along the centerline of Losson Road to its intersection with the centerline of Union Road; thence northerly along the centerline of Union Road to the centerline of Cayuga Creek.~~

~~The common line between Legislative District 2 and Legislative District 8 is described as follows:~~

~~Beginning in the centerline of Union Road at its intersection with the centerline of Cayuga Creek; thence northerly along the centerline of Union Road to its intersection with the centerline of William Street; thence westerly along the center line of William Street to its intersection with the centerline of the New York State Thruway; thence northerly along the New York State Thruway to its intersection with the centerline of the former Lehigh Valley Railroad lands; thence southwesterly along the centerline of the Lehigh Valley Railroad lands to its intersection with the centerline of Harlem Road; thence northerly along the centerline of Harlem Road to its intersection with the centerline of Broadway; thence westerly along the centerline of Broadway to the east line of the City of Buffalo.~~

~~DISTRICT NO. 9~~

~~All of the Town of West Seneca and the south part of the Town of Cheektowaga; excepting from the Town of Cheektowaga Legislative Districts 2, 8, 14, and 4.~~

~~The common line between Legislative District 2 and Legislative District 9 is described as follows:~~

~~Beginning at the intersection of the centerline of Cayuga Creek with the centerline of Union Road; thence in a generally westerly direction along the centerline of Cayuga Creek to a northeast corner of the Town of West Seneca; thence continuing westerly along the north line of the Town of West Seneca to the east line of the City of Buffalo; thence southerly along the meandering east line of the City of Buffalo to the southeast corner of the City of Buffalo (near the centerline of Dorrance Avenue.)~~

~~The common boundary line between Legislative District 9 and Legislative District 8 is described as follows:~~

~~Beginning at the southeast corner of the Town of Cheektowaga; thence northerly along the east line of the Town of Cheektowaga to its intersection a projection to the east of the rear lot lines of lots on the south side of Madeira Drive; thence westerly along the rear lot lines of Madeira Drive to the rear lot lines on the east side of Dubonet Drive; thence southerly along the rear lines of lots on the east side of Dubonet Drive to the rear line projected to the east of lots on the south side of Dubonet Drive; thence westerly along the rear lines of the lots on the south side of Dubonet Drive to the intersection of the projected rear lot lines with the projected rear lot line of lots on the westerly side of Dubonet Drive; thence northerly along the rear lot lines of lots on the west side of Dubonet Drive to the rear lot line of lots on the north side of Davidson Drive; thence westerly along the rear line of lots on Davidson Drive projected to the centerline of Borden~~

~~Road; thence northerly along the centerline of Borden Road to a projection to the east in a straight line of the rear lot lines of lots on the south side of Losson Road; thence westerly along the rear lot lines of lots on the south side of Losson Road to a projection to the north in a straight line of the rear line of lots on the east side of Woodgate Drive; thence southerly along the projection of the rear line of lots on the east side of Woodgate Drive and the rear lot lines on the east side of Woodgate Drive to a projection to the east and west of the rear lines of lots on the north side of Barbados Drive (south); thence westerly along the rear lot lines on the north side of Barbados Drive (south) to the rear lot line of lots on the west side of the westerly most portion of Barbados Drive projected to the north and south; thence southerly along the projection of rear lot lines on the westerly most portion of Barbados Drive to the rear lot lines of lots on the north side of Le Havre; thence westerly along the rear line of lots on the north side of Le Havre and the rear lot lines projected to the west to a line drawn along the westerly lot line of lots on Mayberry Drive West which line is projected to the north in a straight line to the former railroad lands; thence northeasterly along the railroad lands to their intersection with the centerline of Losson Road; thence westerly along the centerline of Losson Road to its intersection with the centerline of Union Road; thence northerly along the centerline of Union Road to the centerline of Cayuga Creek.~~

~~DISTRICT NO. 10~~

~~All of the Town of Grand Island; all of the City of Tonawanda; and part of the Town of Tonawanda, excepting from the Town of Tonawanda Legislative Districts 11 and 14.~~

~~The common boundary between Legislative District 10 and Legislative District 11 is described as follows:~~

~~Beginning at the intersection of the centerline of Delaware Avenue with the projection to the west in a straight line of the rear line of lots on the north side of Paramount Parkway; thence southerly along the centerline of Delaware Avenue to its intersection with the centerline of the projection to the east of the rear line of lots on the south side of Lowell Road; thence westerly along the rear line of lots on Lowell Road and rear lines projected westerly to the intersection of the projection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the projection of the rear line of lots on the south side of Thurston Avenue; thence westerly along the rear line of lots on the south side of Thurston Avenue and their projection to the intersection of the projection with the centerline of the former NYC & HR Railroad; thence southwesterly along the centerline of the railroad to its intersection with the centerline of Pullman Avenue projected to the west; thence easterly in the centerline of Pullman Avenue to the centerline of Elmwood Avenue; thence northerly along the centerline of Elmwood Avenue to the north line of the Village of Kenmore; thence easterly along the irregular north line of the Village of Kenmore to a northeast corner of the Village of Kenmore; thence southerly along the east line of the Village to its intersection with a north line of the Village of Kenmore; thence easterly along the same north line of the Village of Kenmore to a northeast corner of the Village of Kenmore; thence southerly along the east line of the Village of Kenmore to the north line of the City of Buffalo; thence westerly along the north line of the City of Buffalo to its intersection with the centerline of Elmwood Avenue.~~

~~The common boundary between Legislative District 14 and Legislative District 10 is described as follows:~~

~~Beginning at the northeast corner of the corner of the City of Tonawanda; thence southerly along the irregular east line of the City of Tonawanda to the southeast corner of the City of Tonawanda; thence westerly along the south line of the City of Tonawanda to the centerline of~~

~~former Erie Railroad; thence southeasterly along the centerline of the railroad to its intersection with the centerline of the Youngman Highway; thence westerly along the centerline of the Youngman Highway to its intersection with the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to the intersection of the centerline of Delaware Avenue with a projection to the west of the rear lot lines of lots on the north side of Paramount Parkway.~~

~~DISTRICT NO. 11~~

~~Part of the Town of Tonawanda; excepting Legislative Districts 10 and 14; and part of the City of Buffalo bordered by Legislative Districts 6 and 7; and excepting Legislative Districts 1, 2, and 3.~~

~~The common boundary between Legislative District 10 and Legislative District 11 is described as follows:~~

~~Beginning at the intersection of the centerline of Delaware Avenue with the projection to the west in a straight line of the rear line of lots on the north side of Paramount Parkway; thence southerly along the centerline of Delaware Avenue to its intersection with the centerline of the projection to the east of the rear line of lots on the south side of Lowell Road; thence westerly along the rear line of lots on Lowell Road and rear lines projected westerly to the intersection of the projection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the projection of the rear line of lots on the south side of Thurston Avenue; thence westerly along the rear line of lots on the south side of Thurston Avenue and their projection to the intersection of the projection with the centerline of the former NYC & HR Railroad; thence southwesterly along the centerline of the railroad to its intersection with the centerline of Pullman Avenue projected to the west; thence easterly in the centerline of Pullman Avenue to the centerline of Elmwood Avenue; thence northerly along the centerline of Elmwood Avenue to the north line of the Village of Kenmore; thence easterly along the irregular north line of the Village of Kenmore to a northeast corner of the Village of Kenmore; thence southerly along the east line of the Village to its intersection with a north line of the Village of Kenmore; thence easterly along the same north line of the Village of Kenmore to a northeast corner of the Village of Kenmore; thence southerly along the east line of the Village of Kenmore to the north line of the City of Buffalo; thence westerly along the north line of the City of Buffalo to its intersection with the centerline of Elmwood Avenue.~~

~~The common line between Legislative District 14 and Legislative District 11 is described as follows:~~

~~Beginning at the intersection of the centerline of Delaware Avenue with an extension to the west in a straight line of the rear line lots on the north side of Paramount Parkway; thence easterly along the rear line of lots on the north side of Paramount Parkway to an extension of the centerline of Jewel Street projected to the north in a straight line; thence southerly along the Jewel Street centerline projection and along the centerline of Jewel Street to the centerline of Traverse Boulevard; thence easterly along the centerline of Traverse Boulevard to its intersection with the centerline of Colvin Boulevard; thence southerly along the centerline of Colvin Boulevard to its intersection with the centerline of Sheridan Drive; thence easterly along the centerline of Sheridan Drive to the east line of the Town of Tonawanda; thence southerly along the east line of the Town of Tonawanda to the north line of the City of Buffalo; thence easterly along the north line of the City of Buffalo to the centerline of Main Street; thence northeasterly along the centerline of Main Street to the centerline of Bailey Avenue.~~

~~The common boundary line between Legislative District 7 and Legislative District 11 is described as follows:~~

~~Beginning at the intersection of the north line of the City of Buffalo with the centerline of Bailey Avenue; thence southerly along the centerline of Bailey Avenue to its intersection with the centerline of Winspear Avenue; thence westerly along the centerline of Winspear Avenue to its intersection with the centerline of Northrup Place; thence southerly and westerly along the centerline of Northrup Place to its intersection with the centerline of Main Street; thence northeasterly along the centerline of Main Street to its intersection with the centerline of West Winspear Avenue; thence westerly along the centerline of West Winspear Avenue and West Winspear Avenue extended to the lands of the former Erie Lackawanna Railroad; thence southeasterly along the centerline of the lands of the former Erie Lackawanna Railroad to its intersection with the centerline of Main Street; thence southwesterly along the centerline of Main Street to its intersection with the centerline of Amherst Street; thence westerly along the centerline of Amherst Street to its intersection with the centerline of Fairfield Street; thence southeasterly along the centerline of Fairfield Street to its intersection with the centerline of Main Street; thence southwesterly along the centerline of Main Street to its intersection with the centerline of West Delevan Avenue; thence westerly along the centerline of West Delevan Avenue to its intersection with the centerline of Elmwood Avenue; thence northerly along the centerline of Elmwood Avenue to its intersection with the centerline of Potomac Avenue; thence westerly along the centerline of Potomac Avenue to its intersection with the centerline of Claremont Street.**

~~The common boundary between Legislative District 6 and Legislative District 11 is described as follows:~~

~~Beginning in the north line of the City of Buffalo at its intersection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the centerline of Bedford Avenue; thence easterly along the centerline of Bedford Avenue to its intersection with the centerline of Lincoln Parkway; thence southerly along the centerline of Lincoln Parkway to its intersection with the centerline of Middlesex Road; thence westerly along the centerline of Middlesex Road to its intersection with the centerline of Elmwood Avenue; thence southerly along the centerline of Elmwood Avenue to its intersection with the centerline of Forest Avenue; thence westerly along the centerline of Forest Avenue to its intersection with the centerline of Claremont Avenue; thence southerly along the centerline of Claremont Avenue to the centerline of Potomac Avenue.**

~~DISTRICT NO. 12~~

~~All of the Towns of Brant, North Collins, Boston, Eden, Evans, and Hamburg, except the northerly portion of the Town of Hamburg which lies in Legislative District 1.~~

~~The common line between Legislative District 1 and Legislative District 12 is described as follows:~~

~~Beginning at the shore line of Lake Erie, the west line of the County of Erie, at its intersection with the centerline of Pleasant Avenue extended to the north; thence southerly, southeasterly, southerly, and generally easterly along the centerline of Pleasant Avenue to its intersection with the centerline of West Pleasant Drive; thence easterly along the centerline of West Pleasant Drive and the centerline extended to the centerline of the New York State Thruway; thence northerly and easterly along the centerline of the New York State Thruway to its intersection with the centerline of South Park Avenue; thence northerly along the centerline of South Park Avenue to its intersection with the centerline of Southwestern Boulevard; thence northeasterly**

~~along the centerline of Southwestern Boulevard to its intersection with the centerline of the New York State Thruway; thence northerly along the centerline of the New York State Thruway to its intersection with the centerline of Big Tree Road; thence easterly along the centerline of Big Tree Road to its intersection with the centerline of McKinley Parkway; thence southerly along the centerline of McKinley Parkway to its intersection with the centerline of Bayview Road; thence southeasterly along the centerline of Bayview Road to its intersection with the centerline of Armor Duells Corner Road; thence easterly along the centerline of Armor Duells Corner Road to the east line of the Town of Hamburg.~~

~~DISTRICT NO. 13~~

~~All of the Towns of Orchard Park, Aurora, Colden, Concord and Collins.~~

~~DISTRICT NO. 14~~

~~Part of the Town of Tonawanda except Legislative Districts 10 and 11; part of the Town of Amherst except Legislative Districts 15 and 4; and part of the Town of Cheektowaga except Legislative Districts 4, 8, 9, and 2.~~

~~The common line between Legislative District 14 and Legislative District 11 is described as follows:~~

~~Beginning at the intersection of the centerline of Delaware Avenue with an extension to the west in a straight line of the rear line lots on the north side of Paramount Parkway; thence easterly along the rear line of lots on the north side of Paramount Parkway to an extension of the centerline of Jewel Street projected to the north in a straight line; thence southerly along the Jewel Street centerline projection and along the centerline of Jewel Street to the centerline of Traverse Boulevard; thence easterly along the centerline of Traverse Boulevard to its intersection with the centerline of Colvin Boulevard; thence southerly along the centerline of Colvin Boulevard to its intersection with the centerline of Sheridan Drive; thence easterly along the centerline of Sheridan Drive to the east line of the Town of Tonawanda; thence southerly along the east line of the Town of Tonawanda to the north line of the City of Buffalo; thence easterly along the north line of the City of Buffalo to the centerline of Main Street; thence northeasterly along the centerline of Main Street to the centerline of Bailey Avenue.~~

~~The common boundary between Legislative District 14 and Legislative District 10 is described as follows:~~

~~Beginning at the northeast corner of the corner of the City of Tonawanda; thence southerly along the irregular east line of the City of Tonawanda to the southeast corner of the City of Tonawanda; thence westerly along the south line of the City of Tonawanda to the centerline of former Erie Railroad; thence southeasterly along the centerline of the railroad to its intersection with the centerline of the Youngman Highway; thence westerly along the centerline of the Youngman Highway to its intersection with the centerline of Delaware Avenue; thence southeasterly along the centerline of Delaware Avenue to the intersection of the centerline of Delaware Avenue with a projection to the west of the rear lot lines of lots on the north side of Paramount Parkway.~~

~~The common line between Legislative District 15 and Legislative District 14 is described as follows:~~

~~Beginning at a point in Tonawanda Creek where it is intersected by the north line of the Town of Tonawanda and a south line of the Town of Amherst; thence easterly along the north line of the Town of Tonawanda to the west line of the Town of Amherst; thence southerly along the west line of the Town of Amherst to the centerline of Willow Ridge Drive; thence easterly along the centerline of Willow Ridge Drive to its intersection with the centerline of Chestnut Ridge Road;~~

~~thence southerly along the centerline of Chestnut Ridge Road to its intersection with the centerline of Edgewater Drive; thence easterly, northerly and easterly along the centerline of Edgewater Drive to its intersection with the centerline of Kaymar Drive; thence southerly, easterly, and northerly along the irregular centerline of Kaymar Drive to its intersection with the centerline of Willow Ridge Drive; thence easterly along the centerline of Willow Ridge Drive to its intersection with the centerline of Sweet Home Road; thence southerly and westerly along the centerline of Sweet Home Road to its intersection with the centerline of the Youngman Highway; thence southerly and easterly along the centerline of the Youngman Highway to its intersection with Main Street; thence continuing southerly on a projection to the south in a straight line of the centerline of the Youngman Highway through the lands of the State of New York to the intersection of the Youngman Highway projection with the north line of the Town of Cheektowaga.~~

~~The common boundary between Legislative District 14 and Legislative District 8 is described as follows:~~

~~Beginning at a point in the west line of the Town of Cheektowaga at its intersection with a projection to the west of the rear line of lots on the south side of Southgate Road; thence easterly along the south lot lines to a projection to the north in a straight line of the centerline of that part of the westerly part of Kenville Road which runs north and south; thence southerly and easterly along the centerline of Kenville Road and Kenville Road extended easterly in a straight line to the centerline of Harlem Road; thence along the centerline of Harlem Road to the centerline of Homesgarth Avenue; thence east along the centerline of Homesgarth Avenue to the centerline of Roycroft Boulevard; thence southerly along the centerline of Roycroft Boulevard to the centerline of Seton Road; thence east along the centerline of Seton Road to the centerline of Woodbridge Avenue; thence north along the centerline of Woodbridge Avenue to the centerline of Huth Road; thence east along the centerline of Huth Road to the centerline of the New York State Thruway.~~

~~The common boundary between Legislative District 4 and Legislative District 14 is described as follows:~~

~~Beginning at the intersection of the centerline of the New York State Thruway with the centerline of Huth Road projected to the west; thence northerly along the centerline of the Thruway and the centerline extended to the north in a straight line to the intersection of the extension with the south line of the Town of Amherst.~~

~~DISTRICT NO. 15~~

~~The Town of Amherst except Legislative Districts 14 and 4.~~

~~The common line between Legislative District 15 and Legislative District 14 is described as follows:~~

~~Beginning at a point in Tonawanda Creek where it is intersected by the north line of the Town of Tonawanda and a south line of the Town of Amherst; thence easterly along the north line of the Town of Tonawanda to the west line of the Town of Amherst; thence southerly along the west line of the Town of Amherst to the centerline of Willow Ridge Drive; thence easterly along the centerline of Willow Ridge Drive to its intersection with the centerline of Chestnut Ridge Road; thence southerly along the centerline of Chestnut Ridge Road to its intersection with the centerline of Edgewater Drive; thence easterly, northerly and easterly along the centerline of Edgewater Drive to its intersection with the centerline of Kaymar Drive; thence southerly, easterly, and northerly along the irregular centerline of Kaymar Drive to its intersection with the centerline of Willow Ridge Drive; thence easterly along the centerline of Willow Ridge Drive to~~

~~its intersection with the centerline of Sweet Home Road; thence southerly and westerly along the centerline of Sweet Home Road to its intersection with the centerline of the Youngman Highway; thence southerly and easterly along the centerline of the Youngman Highway to its intersection with Main Street; thence continuing southerly on a projection to the south in a straight line of the centerline of the Youngman Highway through the lands of the State of New York to the intersection of the Youngman Highway projection with the north line of the Town of Cheektowaga.~~

~~The common boundary between Legislative District 4 and Legislative District 15 is described as follows:~~

~~Beginning at the intersection of the south line of the Town of Amherst with a projection to the north in a straight line of the north-south portion of the New York State Thruway; thence easterly along the irregular south line of the Town of Amherst to its intersection with the centerline of Youngs Road; thence northerly along the centerline of Youngs Road to its intersection with the centerline of Main Street; thence easterly along the centerline of Main Street to the southwest corner of Lot 108, Township 12, Range 7 of the Holland Land Company's Survey; thence northerly along the west line of Lot 108 to the centerline of Sheridan Drive; thence westerly along the centerline of Sheridan Drive to its intersection with the centerline of Ayer Road; thence northerly along the irregular centerline of Ayer Road to its intersection with the centerline of Klein Road; thence easterly along the centerline of Klein Road to its intersection with the centerline of Paradise Road; thence northerly along the centerline of Paradise Road to its intersection with the centerline of Wellington Drive; thence westerly along the irregular centerline of Wellington Drive to its intersection with the centerline of Hearthstone Drive; thence northerly along the centerline of Hearthstone Drive to its intersection with the centerline of Wood Acres Drive; thence westerly and northerly along the centerline of Wood Acres Drive to its intersection with the centerline of Buttonwood Lane; thence westerly along the centerline of Buttonwood Lane to its intersection with the centerline of Youngs Road Extension; thence northerly along the centerline of Youngs Road Extension to the centerline of the former New York Central Railroad line; thence westerly along the centerline of the railroad to its intersection with the centerline of Hopkins Road; thence northerly along the centerline of Hopkins Road to the north line of the Town of Amherst.~~

~~Section 105 Amended by Local Law No. 1-2010.~~
~~Section 105 Amended by Local Law No. 3-2006.~~
~~Section 105 Amended by Local Law No. 4-2002.~~
~~Section 105 Amended by Local Law No. 2-1991.~~
~~Section 105 Amended by Local Law No. 3-1981.~~
~~Section 105 Amended by Local Law No. 6-1971.~~
~~Section 105 Amended by Local Law No. 1-1967.~~

~~Section 106. Legislative Districts, continued. The fifteen legislative districts as previously bounded and described by Local Law No. 4-2002, shall continue as such for the limited purpose of continuing in office the legislators presently elected from said districts and shall cease to exist as such on January 1, 2012. For the purpose of the general election of 2011 and all other purposes, except as herein before provided, the county of Erie is divided into eleven districts, described as contained in section one hundred five herein.~~

~~Section 106 Amended by Local Law No. 1-2010.~~

Section 3.
Article 1 Section 113 of the Erie County Charter is hereby amended as follows:
311. Veterans' service agency. There shall be in the office of the County Executive a County Veterans' Service Agency, headed by a director of veterans' services who shall be appointed by and serve at the pleasure of the County Executive. Except as otherwise provided in this Charter, the Director of the County Veterans' Service Agency shall have all the powers and duties of a County Director and a County Service Officer, as those terms are used in article 17 of the NYS executive law and section 800 of the NYS County Law, in relation to veterans' affairs generally and, in conjunction with the division of military and naval affairs and other responsible state agencies, in providing information, support and assistance to members of the armed forces, including members of the reserve components thereof and members of the organized militia ordered into active duty, and veterans, who are residents of this state, and their families, with respect to (1) matters pertaining to educational training and retraining services and facilities, (2) health, medical and rehabilitation services and facilities, (3) provisions of federal, state and local laws and regulations affording special rights and privileges to members of the armed forces and ~~war~~ veterans and their families, (4) employment and re-employment services, and (5) obtaining any benefits and awards to which they may be entitled under any federal, state or local legislation. **The** director shall perform such additional and related duties as may be proscribed by law~~,~~ **or** by the county executive ~~or by resolution of the county legislature~~.

Section 4.
Article 1 of the Erie County Charter is hereby amended by adding a new Article 1A as follows:
Article 1A - Ethics - Charter

Section	**1-A-01.**	**Ethical Governance.**
	1-A-02.	**Erie County Code of Ethics Continued, in part.**
	1-A-03.	**Definitions.**
	1-A-04.	**Erie County Board of Ethics.**
	1-A-05.	**Penalties.**
	1-A-06.	**Limits on Political Donations.**
	1-A-07.	**Fair and Equal Treatment.**
	1-A-08.	**Resignation upon Conviction.**
	1-A-09.	**Interest in Appointments.**

1-A-01. Ethical Governance. The proper operation of the County requires that public officials and employees be independent, impartial, and responsible to the people; that public offices not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, this Article applies to all officials and employees, whether elected or appointed, paid or unpaid. The purpose of this Article is to establish ethical standards of conduct for all such officials and employees by setting forth those facts or actions that are incompatible with the best interests of the County.

1-A-02. Erie County Code of Ethics Continued, in part. The Erie County Code of Ethics as established by Local Law number ten of nineteen hundred eight-nine is continued in its entirety except for Sections 9 and 10, which are repealed thirty days after this Article takes effect. The Legislature may only amend the Erie County Code of Ethics (a) by passing a local law in reaction to a recommendation from the Board of Ethics to amend the Code of Ethics as provided for in this Article; or (b) by passing a local law subject to referendum.

1-A-03. Definitions.
"Board of Ethics" as it is used within this Article, in the Erie County Code of Ethics, and in any other Local Law means the Erie County Board of Ethics established pursuant to Section 4 of this Article. The Board of Ethics established by this Article succeeds the Board of Ethics established by Local Law number ten of nineteen hundred eight-nine.
"Reporting individual" means any individual required to report an annual statement of financial disclosure under the Erie County Code of Ethics.
"Business entity" means any partnership, corporation, LLC or other legal entity that is organized with the purpose of profit.

1-A-04. Erie County Board of Ethics. There shall be an Erie County Board of Ethics as established in this Section.

a. Board of Ethics to Have Eighteen Members; Terms of Office. The Board of Ethics shall consist of eighteen members who shall serve six-year terms of office, three such terms expiring each year; provided that of the initial eighteen members appointed to the Board of Ethics three shall be appointed to one year terms; three shall be appointed to two year terms; three shall be appointed to three year terms; three shall be appointed to four year terms; three shall be appointed to five year terms; and three shall be appointed to six year terms. The lengths of the terms of the eighteen initial members of the Board of Ethics shall be determined by drawing lots. No member shall be an elected official, a political party officer, a member of a political party committee, or have substantial business interests with the County of Erie. All members shall reside in Erie County. All members shall serve without compensation, but may be reimbursed for reasonable and necessary expenses approved by the County Legislature.
b. Initial Appointment of Board Members. The Board of Ethics shall consist of eighteen members appointed as follows:
   i) One member appointed by each of the eleven County Legislators.
   ii) One member appointed by the Comptroller.
   iii) One member appointed by the Sheriff.
   iv) One member appointed by the County Clerk.
   v) Four members appointed by the County Executive.
c. Subsequent Appointments due to Vacancy. In the event that a vacancy arises with respect to a member of the Board of Ethics, whether by expiration of term or for any other reason, the vacancy shall be filled in the same manner as the original appointment.
d. Chair. The members shall elect a chair from among themselves. The chair shall serve a two-year term.
e. Repository of Financial Disclosure Statements. The board shall be the repository for completed annual statements of financial disclosure required under the Erie County Code of Ethics.
f. Powers and Duties. The Board of Ethics shall have all the powers and duties ascribed to a Board of Ethics by article eighteen of the General Municipal Law. In addition, the Board of Ethics shall have the following powers and duties:

i) To render advisory opinions. Any county officer or employee may make written request to the Board to render an advisory opinion as to any question concerning the application of the Erie County Code of Ethics or article eighteen of the General Municipal Law to his or her own affairs, or if he be the head of a county department, administrative unit, or other agency of the County, the affairs of any of his or her subordinates. The Board shall disclose its opinion only to the person who has requested it or in relation to whose affairs the opinion has been requested. To the extent that it can do so without disclosing the identity of the person who has requested the opinion or in relation to whose affairs the opinion has been requested, and subject to such omissions as may be appropriate to protect personal privacy, the Board shall make its opinions a matter of public record.

ii) To adopt and amend such rules of procedure as are appropriate.

iii) To propose recommendations of amendments to the Erie County Code of Ethics. The Legislature shall adopt, amend, or reject each recommendation received from the Board of Ethics within ninety days of receipt.

iv) To request and receive legal, administrative, or other assistance from other officers of county government. The County Executive, the County Attorney, the District Attorney, and the County Legislature will make available any support staff necessary for the Board of Ethics to carry out its duties and functions.

v) To perform such functions as may from time to time be prescribed by the County Legislature.

1-A-05. Penalties.

a. Civil Penalties for Failure to File. Any person required to file an annual financial disclosure statement pursuant to the Erie County Code of Ethics who has not so filed at the end of one week after the required filing date shall be subject to a fine of not less than two hundred fifty dollars and not to exceed one thousand dollars. In determining the amount of the fine, the Board of Ethics shall consider factors, including, but not limited to, the person's failure in prior years to file a report in a timely manner, and the length of the delay in filing. The Board of Ethics may waive a fine entirely if a person establishes that the failure to file a report in a timely manner was due to illness, injury, or other hardship. Assessment of a civil penalty hereunder shall be made by the board of ethics.

b. Referral for Prosecution. An individual who knowingly and intentionally makes a false statement or gives information which such individual knows or should have known to be false on an annual statement of financial disclosure filed pursuant to the Erie County Code of Ethics shall be referred to the District Attorney's Office for prosecution.

c. Violations Other than Failure to File. A reporting individual who files an annual statement of financial disclosure which results in a violation of the Code of Ethics, other than a violation of subsection (a) or (b) of this section, or who otherwise violates the Code of Ethics or this Article shall be assessed a civil penalty in an amount not less than five hundred dollars but not to exceed two thousand dollars in addition to the value of any gift, compensation, or benefit received in connection with such violation. Assessment of a civil penalty hereunder shall be made by the

Erie County Board of Ethics.

d. Limits on Penalties. A civil penalty for false filing may not be imposed hereunder in the event a category of "value" or "amount" reported hereunder is incorrect unless such reported information is knowingly understated. No other civil penalty may be imposed for failure to file or for false filing of such statement, except that the appointing authority may impose disciplinary action as otherwise provided by law. The Erie County Board of Ethics shall adopt rules governing the conduct of adjudicatory proceedings and appeals relating to the assessment of the civil penalties herein authorized. Such rules shall provide for due process procedural mechanisms substantially similar to those set forth in article three of the State Administrative Procedure Act but such mechanisms need not be identical in terms or scope. Assessment of a civil penalty shall be final unless modified, suspended or vacated within thirty days of imposition. Upon becoming final the assessment shall be subject to review at the instance of the affected reporting individual in a proceeding commenced against the Erie County Board of Ethics, pursuant to article seventy-eight of the Civil Practice Law and Rules.

1-A-06. Limits on Political Donations.

a) Limits on Political Donations from Partnerships, Corporations, LLCs, or Other Business Entities. No candidate for an elective county office shall knowingly solicit or accept political donations in excess of five thousand dollars from any single partnership, corporation, LLC, or other business entity during the course of a single calendar year. No partnership, corporation, LLC, or other business entity shall knowingly offer or make political donations in excess of five thousand dollars to any single candidate for elective county offices during the course of a single calendar year. If a partnership, corporation, LLC, or other business entity makes political donations in excess of five thousand dollars to a single candidate for elective county offices during the course of a single calendar year, such partnership, corporation, LLC, or other business entity shall request pro-rata refunds from such candidates for elective county offices so that net contributions by such partnership, corporation, LLC, or other business entity does not exceed five thousand dollars per candidate within one calendar year. Candidates who receive a valid request for a pro-rata refund shall refund the requested amount within fourteen days provided a refund may be made later than fourteen days if there are insufficient funds in the candidate's account. However, if this is the case, all subsequently received donations from partnerships, corporations, LLCs, or other business entities shall be allocated solely to the issuance of such refunds until all valid refund requests are fully discharged.

b) Refunds and Penalties. Any donation knowingly received in violation of (a) or (b) must be refunded so as to ensure compliance with this Section without undue delay. Notwithstanding subsection 5(d) of this Article, any person who knowingly fails to comply with this Section shall be liable for a civil penalty not to exceed one thousand dollars or treble the amount donated or accepted over and above the amounts authorized by this Section, whichever is greater. In addition to any other penalty contained in any other provision of law, any person who shall knowingly and intentionally violate this Section may be fired, suspended or removed from office or

employment in a manner provided by law.

c) **Not Retroactive. The limits established in this Section and the associated penalties and requirement to issue refunds only apply to political donations solicited, accepted, offered, or made after this Article takes effect.**

1-A-07. Fair and Equal Treatment. No county official or employee shall be terminated, appointed, promoted, reduced, or in any way favored or discriminated against because of sex, race, national origin, sexual orientation, gender identity, or religious affiliation or opinions. This section shall not be interpreted to prohibit the County from operating a bona fide affirmative action program.

1-A-08. Resignation upon Conviction. Any official appointed by the County Executive or the Legislature convicted of a felony or crime of moral turpitude, related or unrelated to his or her position, is deemed to resign his or her position effective immediately upon conviction.

Section 5.
Article 2 of the Erie County Charter is hereby amended as follows:
Article 2 – Legislative Branch - Charter

Section 201. County legislature constituted.

202. Powers and duties.

202.1 Qualifications and eligibility of county legislators.

202.2 Elections and terms of office.

202.3 Increasing the salaries of county elected officials.

202.4 Allocation of funds for the Erie County Legislature.

203. Local laws; definition; power to adopt, amend and repeal; effect on legislative acts.

204. Form and procedure.

205. Procedure for adoption of local laws.

206. Filing and publication of local laws; judicial notice.

207. Referendum.

208. Effective date.

209. Ordinances.

210. **Independent Commission on Reapportionment.** ~~Advisory committee on reapportionment.~~

211. Approval of independent auditors.

Section 6.
Article 2 Section 201 of the Erie County Charter is hereby amended as follows:
Section 201. County legislature constituted. The county legislature shall be composed of eleven members who shall be elected one from each of the eleven legislative districts ~~set forth in section one hundred five hereof~~. The county legislators representing the eleven districts

heretofore or herein created, as the case may be, when lawfully convened shall constitute the county legislature which shall be the legislative and governing body of the county.

Section 7.
Article 2 Section 202.2 of the Erie County Charter is hereby amended as follows:
Section 202.2. Election and terms of office. County legislators shall first be elected at the general election in the year nineteen hundred sixty-seven and shall assume office on January first, nineteen hundred sixty-eight. All elected County Legislators shall hold their respective offices for a term of two years**; provided that County Legislators elected or reelected in the year 2017 shall hold their respective offices for a term of four years; and provided further that county legislators elected to represent legislative districts properly established by the Independent Commission on Reapportionment pursuant to Section 210 of this Article after the year 2017 shall serve a term of four years.**

Section 8.
Article 2 Section 202.3 of the Erie County Charter is hereby amended as follows:
Section 202.3. Increasing the salaries of county elected officials. The Erie county legislature is hereby prohibited from changing the salary of any county elected official, excluding the district attorney, except in accordance with the following procedure:

1. Prior to acting upon the citizens salary review commission's biennial report, the county legislature shall hold at least one public hearing to solicit public input on said commission's recommendations.
2. Notices of all such public hearings shall be published at least once in the official newspaper or newspapers of the county and in such other newspapers as the county legislature may direct. At least five days but not more than ten days shall elapse between the first publication of such notice and the date specified for the hearing.
3. The county legislature shall have one year from the date said recommendations are submitted to adopt, modify, or reject the recommendations of the citizens salary review commission.
4. Any salaries approved by the county legislature in excess of those recommended by the citizens salary review commission shall be approved by a vote of at least two thirds of all the members of the county legislature.
5. The County Legislature shall specifically establish the effective date of any adjustments in the salaries of elected county officials. No increase in the salary of an elected official shall be permitted for any fiscal year in which there is an increase in the real property **full value** tax ~~levy~~ **rate** over the **real property full value** tax ~~levy~~ **rate** of the previous fiscal year. ~~Amended by Local Law No. 1 1992.~~
6. The county legislature's review of salaries as set forth above shall occur during every even year starting with nineteen hundred eighty six. **No increase in the salary of any county elected official shall take effect until the current term of office of the elected official that is to receive an increase in salary has ended.**

Section 9.
Article 2 of the Erie County Charter is hereby amended by adding a new section 202.4 as follows:
Section 202.4. Allocation of funds for the Erie County Legislature. The fund appropriated

for the County Legislature in the annual budget, exclusive of the funds for the Office of the Clerk of the County Legislature, shall be allocated to the majority and minority in the proportion that the majority members of the Legislature will bear to the total number of legislators, provided that the majority will not receive more than 65 percent of the funds appropriated for the County Legislature in the annual budget, exclusive of the funds for the Office of the Clerk of the County Legislature, and the proportion that the minority members of the Legislature will bear to the total number of legislators, provided that the minority will not receive less than 35 percent of the funds appropriated for the County Legislature in the annual budget, exclusive of the funds for the Office of the Clerk of the County Legislature, as of the commencement of the fiscal year for which the budget is adopted. The County Legislature shall adopt an ordinance or resolution to effect the allocation in December of each year where necessary. Notwithstanding anything else to the contrary, this section may only be altered, amended, repealed or superseded by nine affirmative votes of the County Legislature.

Section 10.
Article 2 Section 204 of the Erie County Charter is hereby amended as follows:
Section 204. Form and procedure. Every local law shall be entitled "A local law" (amending etcetera or otherwise as the case may be). If a local law amends a specific state statute or specific local law, the matter to be eliminated shall be enclosed in brackets or parentheses and the new matter underscored or italicized.

1. The Legislature shall hold a public hearing 5-days before a local law, that is not certified as to the necessity of its immediate passage, can be put to a vote; acceptable public notice for this type of public hearing includes posting a notice on the county's official website and distribution of the notice to local media outlets. **No local law shall be certified as to the necessity of its immediate passage except pursuant to a resolution adopted by 2/3 of the Legislature.**
2. **If the Legislature amends a proposed local law following a public hearing held pursuant to paragraph (1), the Legislature shall not be required to have a subsequent public hearing, provided that:**
   a) **The amendments made to original proposed local law are:**
      I. **In character with the scheme of the original proposed local law; and**
      II. **The logical outgrowth of the comments given or submitted at the public hearing or comments received from the county attorney pursuant to paragraph (3); and**
   b) **The proposed local law as amended neither:**
      I. **Materially alters the issues involved in the original proposed local law; nor**
      II. **Substantially departs from the terms or substance of the original proposed local law.**

   The final form of a proposed local law shall be upon the desks of the Legislature and accessible to the public on the County's website for at least five calendar days excluding Saturdays and Sundays prior to its final passage.

3. **Following a public hearing held pursuant to paragraph (1) or at any other time as the Legislature may by resolution request, the county attorney shall, no later than 14 days after such a public hearing or resolution, render to the Legislature an**

opinion as to whether the proposed local law or ordinance is of proper form, including, but not limited to, whether a proposed local law or ordinance is preempted by state or federal law; whether proposed local law or ordinance is written in a grammatically sound manner as to achieve its intent; and whether proposed local law or ordinance contains ambiguities which may frustrate its implementation and/or enforcement as intended.
~~**Subsection a. Amended by Local Law No. 3-2006.**~~

Section 11.
Article 2 Section 210 of the Erie County Charter is hereby amended as follows:
Section 210. Independent Commission on Reapportionment.

1. **A Commission on Reapportionment shall be established as soon as practicable after the availability of data from the census of 2020 to meet and evaluate existing legislative districts no later than 60 days after the necessary census data becomes available from the decennial federal census and reapportion them as necessary to meet established standards in state and federal law for equal and fair representation of all people in Erie County, keeping districts compact and contiguous while taking also into account existing town, city, village and election district boundaries and defining geographic features but giving no consideration to providing advantage to one or another political party. To the extent practicable, each new legislative district created by the Commission shall embrace territory substantially similar to the territory of a single existing legislative district.**
   This Commission shall consist of eleven members who are County residents, are eligible to register to vote and are not public officers or employees.
2. **To establish a pool from which members will be appointed, no later than three months prior to the anticipated first meeting of the Commission on Reapportionment, the County Executive shall widely solicit interest in serving on the Commission through such means as direct mail and e-mail contact with civic groups, public service announcements on radio and television and in daily and weekly newspapers, paid advertisement and announcement on the County website.**
3. **Initial appointments to the Commission on Reapportionment from the pool of interested parties gathered in this manner shall represent various geographic areas of the County and shall be made no later than 60 days after the census data becomes available, with two members appointed by the Legislature's Majority Leader and two members by the Legislature's Minority Leader.**
4. **These four appointed Commissioners shall select the additional seven Commission members from the pool previously established no later than 70 days after the census data becomes available. In the event that the additional seven Commission members are not appointed by the prescribed deadline, the appointment of the initial four members will no longer have force and effect and these members will no longer be eligible to serve on the Independent Commission on Reapportionment. The Majority and Minority Leaders will make alternative appointments in the manner prescribed in this section, and the four newly appointed members will appoint seven additional members so as to allow the Commission to convene no later than six months after the census data becomes available.**

5. **The Commission will reapportion in accordance with a process that allows timely input from the County Legislature and its members and the maximum of public participation and comment, and in accord with a calendar it adopts for itself after consideration of New York State Election Law that assures that elections in newly apportioned districts will be held in the year ending in "1" in every decade. The legislative districts created by the Commission shall be in effect for all elections held after the plan is filed and until a new plan is required and filed, unless amended by court order.**

~~Advisory committee on reapportionment. During the first three months of the year following the year in which a federal decennial census is taken, an advisory committee shall be created to make recommendations to the county legislature on whether and how the county legislature should be reapportioned consistent with federal and state law. During the first two months the chairman of the county legislature shall give public notice of the intent to create such an advisory committee and shall invite interested persons and groups to inform the county legislature of their availability to serve on such an advisory committee. The county legislature shall appoint the advisory committee consisting of fifteen members, as follows: the chairman of the county legislature or his or her designee, the majority and minority leaders of the legislature or their designees, the commissioners of the board of elections or their designees, and ten residents of Erie county representing interested community groups, five of whom shall be appointed by the majority leader and five of whom shall be appointed by the minority leader. The chairman of the advisory committee shall be appointed by the chairman of the legislature. The advisory committee shall submit its final report to the county legislature within sixty days of its appointment or within sixty days of the official release of certified federal census data for Erie county, whichever is later. At any time prior to the expiration of this term, the county legislature may extend such term once, for a period not to exceed thirty days.~~
~~Amended by Local Law No. 7 1981.~~

Section 12.
Article 3 Section 2 of the Erie County Charter is hereby amended as follows:
Section 2. Powers and duties

b. Except as otherwise provided in this Charter, and subject to confirmation where so provided, appoint to serve during his or her pleasure the head of every department and other administrative unit of the County and the officers and employees in his or her own office. **Prior to appointing the head of any department or other administrative unit of the County, the County Executive shall prominently display a notice on the County's webpage that there is an opening for such position for at least five business days. Before making any such appointment the County Executive will interview at least one minority or female candidate, provided that a female or minority individual legally qualified to hold the office to be appointed applies for such appointment.**

Section 13.
Article 4 of the Erie County Charter is hereby amended as follows:
Article 4 --Department of ~~Finance~~ Real Property Tax Services – Charter

Section 14.
Article 5 Section 503 of the Erie County Charter is hereby amended as follows:

Section 503. Board of health. There shall be in the department a board of health, the members of which shall be appointed by the county executive. The composition of such board in regard to the number of members and professional, governmental or other representation, and the terms of such members, shall be as provided in the Public Health Law for a County Board of Health. The board of health shall at the request of the commissioner, and may on its own initiative, advise on matters relating to the preservation and improvement of the public health and on matters relating to services and facilities of the county laboratory. **The Board may on its own initiative make recommendations and suggestions to the County Executive relative to the qualifications and appointments of the Commissioner of Health and relative to the qualifications and duties of the deputy commissioners, officers or employees of the Department of Health.** Amended by Local Law No. 8 1989.

Section 15.
Article 6 Section 601 of the Erie County Charter is hereby amended as follows:
Section 601. Department of Law; County Attorney. There shall be a department of law headed by the County Attorney, who shall be appointed by the County Executive subject to confirmation by the Legislature **for a term coterminous with the term of the County Executive who appointed him or her. A County Attorney can only be removed prior to the expiration of the term of the County Executive that appointed him or her by (a) a majority vote of the Erie County Legislature on request of (i) two countywide elected officials, if one such official is the County Executive, or (ii) three countywide elected officials; or (b) a 2/3 vote of the Erie County Legislature. He or she shall be a member in good standing of the bar of the state of New York. The County Attorney shall be solely responsible for the administration of the Department of Law, hiring its staff, and controlling its budget, subject to review of the County Legislature.**

Section 16.
Article 8 Section 803 of the Erie County Charter is hereby amended as follows:
Section 803. County parks and other recreation facilities. The county legislature is hereby authorized on behalf of the county to accept by gift and to acquire by purchase, condemnation, lease or otherwise, real property for the purposes set forth in section ~~seven~~ **eight** hundred two hereof. The county legislature may abandon such purposes by local law and may dispose of such property.

Section 17.
Article 9 of the Erie County Charter is hereby amended by adding a new Section 903 as follows:
Article 9 - Department of Personnel - Charter

Section	901.	Department of personnel; commissioner.
	902.	Powers and duties.
	903.	**Absence due to military service.**

Section 903. The County shall ensure that no personnel shall receive less than their full wages as budgeted while such employee is called to active military service.
Article 9 was formerly numbered Article VII

Section 18.
Article 10 Section 1001 of the Erie County Charter is hereby amended as follows:

Section 1001. Department of environment and planning; commissioner; qualifications. There shall be a department of environment and planning headed by a commissioner. He or she shall be appointed by the county executive, subject to confirmation by the county legislature. He or she shall possess not less than a baccalaureate degree in an appropriate subject field and suitable experience in private or public administration and environmental ~~control~~ **resource programs** or regional, county or municipal planning.

Section 19.
Article 10 of the Erie County Charter is hereby amended as follows:
Article 10 - Department of Environment and Planning – Charter
Section 1001. Department of environment and planning; commissioner; qualifications.
1002. Powers and duties of commissioner.
1003. County environmental quality code.
1004. Erie County Environmental Management Council.

Section 20.
Article 10 of the Erie County Charter is hereby amended by adding a new Section 1004 as follows:
Section 1004. Erie County Environmental Management Council

1004.1 Declaration of policy.

1004.2 Establishment of the Erie County Environmental Management Council; membership.

1004.3. Powers, duties and functions of the council.

1004.4 Compensation and expenses.

~~1004.5. Effective date.~~

Section 1004.1. Declaration of Policy. The Legislature hereby finds and declares that the management and conservation of our environment is essential to the health and well-being of the people of the county. Local understanding of the importance of all aspects of the environment is necessary for the most wise and balanced use of our natural resources. Local and inter municipal participation is imperative in the planning and control of activities which influence the ecological balance of the county and the natural and functional beauty of its surroundings.
The Legislature, therefore, deems it in the best interest of the County that an Erie County Environmental Management Council be responsible for reviewing and advising local and state government on present and proposed methods and plans for preserving, enhancing, and using the environment for the protection and benefit of all the people, and for fostering unified action on environmental problems among local governments and among public and private agencies and organizations operative within the County.

Section 1004.2. Establishment of the Erie County Environmental Management Council; membership. There is hereby established, pursuant to article 47 of New York State Environmental Conservation Law and New York Municipal Home Rule Law, a county environmental management council, to be known as the Erie County Environmental

Management Council, hereinafter called the Council. The Council shall be appointed by the County Executive, subject to the confirmation of the Legislature, and shall consist of twelve members at large and one member recommended to the County Executive by and from each town, village or city environmental or conservation management council established by the official governing body of such town, village or city. The term of all members shall be two years. Vacancies on the Council shall be filled in the same manner as the original appointment except that a vacancy occurring through circumstances other than by expiration of term of office shall be filled only for the remainder of the unexpired term. In addition, the Commissioner of Environment and Planning, and the Commissioner of Health, shall be ex officio voting members of the Council.
The County Executive shall appoint one member of the Council as chairman thereof. The Council shall meet at least four times each year. The Council shall adopt rules and procedures for its meetings, shall keep accurate records of its meetings and activities, and shall file the annual report as provided in section sixteen hundred twenty two of this law.
Amended by Local Law No. 2 1977.
Amended by Local Law No. 16 1974.
Amended by Local Law No. 1 1972.

Section 1004. 3. Powers, duties and functions of the Council. The Council shall review and investigate ecologically sound methods of planning the use of the County's resources. In conjunction with the Deputy Commissioner of Environmental Compliance it shall prepare an annual recommendations report based on that investigation, and transmit same to the County Executive and the Legislature. The report shall include a section on the needs of those living in areas of urban or rural poverty where the impact of environmental degradation may be more severe.
The Council shall keep an index of all open areas within the county, with the plan of obtaining information pertinent to sound ecological utilization of such areas including land owned by any municipality within the county. It shall keep an index of all open marsh lands, swamps, and all other wet lands in a like manner, and may recommend a program for their ecologically suitable utilization.
The Council shall develop and maintain an inventory of natural resources within the county and such other environmental information as may be appropriate. Said inventory shall include wetlands and open spaces and may include, but not be limited to, factors relating to geology, soils, slope, water resources, vegetation, wildlife habitat unique natural areas, and scenic, historic, and archaeological sites.
The Council shall advise and make recommendations to the County Executive and the legislature as they may director as may be deemed appropriate on matters affecting the preservation development, and use of the natural and human made features and conditions of the County insofar as they have a bearing on environmental quality and on the effects of human activities and development on environmental quality.
The Council shall develop, recommend and assist in the conduct of a program of public information in the County which shall be designed to increase understanding of the environmental problems and issues and to foster support for their solutions.

The Council shall develop, recommend and assist in the conduct of a program to improve the coordination and effectiveness of public and private projects and activities in the

County in accord with the purposes of this law, working in cooperation with the environmental or conservation commissions in the cities, towns, and villages within the county and with other public and private agencies, focusing particularly on those matters relating to environmental quality which require intergovernmental action.
The Council shall maintain liaison with the county planning board, local and regional planning agencies, regional water resources planning and development boards, environmental management councils or their equivalents in counties adjacent to the County of Erie, and other such public and private regional bodies in the United States and Canada affecting the conservation of environmental quality, with the purpose of improving coordination of planning and activities.

Section 1004.4. Compensation and expenses. Unless otherwise provided by recommendations of the County Executive and resolution of the Legislature, the members of the Council shall receive no compensation for their services but shall be reimbursed for their expenses actually and necessarily incurred in the performance of their duties hereunder.
~~**Section 1004.5. Effective date. This local law shall take effect immediately.**~~

Section 21.
Article 11 Section 1103 of the Erie County Charter is hereby amended as follows:
Section 1103. Divisions of the department. There shall be within the department of public works the following divisions: highways; buildings and grounds; **fleet services**; and weights and measures.

Section 22.
Article 12 of the Erie County Charter is hereby amended as follows:
Article 12 - Department of Social Services ~~Welfare~~ - Charter

Section 1201. Department of social **Services** ~~**welfare**~~; commissioner; county welfare act repealed.
1202. Powers and duties of the commissioner.
~~**1203. Welfare advisory board.**~~
1203~~4~~. Division of Youth Services.
1204~~5~~. Youth Bureau Board.
1205~~6~~. Executive Director of Youth Bureau.

Section 1201. Department of social Services ~~welfare~~; commissioner; county welfare act repealed. There shall be a department of social welfare headed by a commissioner who shall be appointed by the county executive subject to confirmation by the county legislature. The Erie county social welfare act, being chapter twenty eight of the laws of nineteen hundred thirty-eight as amended, is hereby repealed as of January first, nineteen hundred sixty-one.

Section 1202. Powers and duties of the commissioner. Except as otherwise provided in this charter, the commissioner of social **Services** ~~**welfare**~~ shall~~:~~
~~1. H~~have all the powers and perform all the duties conferred on or required of a county commissioner of public welfare under the social welfare law or other applicable law**, and**~~.~~
~~2. REPEALED by Local Law No. 9-1989.~~

~~3. Establish a system whereby foster parents shall have in their possession authorization for immediate emergency medical treatment for all foster children in their care.~~

~~4. Establish an emergency telephone service, either within the Erie county department of social services or by contract arrangement with a related agency, which emergency telephone service shall be available on a twenty four hour basis for medical, psychiatric and non medical crises.~~

~~5. P~~perform such additional and related duties as the county executive may prescribe.
Amended by Local Law No. 6 1975.

~~**Section 1203. Welfare advisory board.** There shall be in the department a welfare advisory board of seven members appointed by the county executive for five year staggered terms. At least one member of such board shall be a physician licensed to practice in the state of New York. The welfare advisory board shall at the request of the commissioner, and may on its own initiative, advise on matters relating to the operation and improvement of the department or involving social welfare.~~

Section 1203~~4~~. Division of Youth Services. There shall be within the department of social **Services** ~~**welfare**~~ a division of youth services, headed by a deputy commissioner. In addition to all other duties prescribed by local law, ordinance or resolution of the Legislature or by the commissioner of social **Services** ~~**welfare**~~, the deputy commissioner of the division of youth services shall have charge of youth detention services and the youth bureau.
~~Section 1204 added by Local Law No. 3-2006.~~

Section 1204~~5~~. Youth Bureau Board. There shall be established a youth bureau board to the division of youth services of the department of social **Services** ~~**welfare**~~.
~~Section 1205 added by Local Law No. 3-2009.~~

Section 1205~~6~~. Executive Director of Youth Bureau. There shall be an executive director of the youth bureau within the division of youth services of the department of social **Services** ~~**welfare**~~. The executive director shall be appointed by the county executive ~~**subject to confirmation by the county legislature**~~.
~~Section 1206 added by Local Law No. 3-2009~~
Article 12 was formerly numbered Article XI.

Section 23.
Article 13 of the Erie County Charter is hereby amended as follows:
Section 1301. Department of mental health; commissioner. There shall be a department of mental health, the head of which shall be the commissioner of mental health. He or she shall be appointed by the county executive subject to confirmation by the county legislature. The commissioner shall meet those qualifications fixed by the state **Office** ~~**department**~~ of mental **Health** ~~**hygiene**~~ and in existence at the time of his or her appointment.
Amended by Local Law No. 2 1988.

Section 1302. Powers and duties. Except as otherwise provided in this charter, the commissioner of mental health shall have all the powers and perform all the duties conferred or imposed upon directors of mental health and/or community health boards by law. Within

appropriations made available there for, the commissioner shall perform all duties with respect to child mental health services. **The commissioner or his or her designee shall serve as the Director of Community Services prescribed by Mental Hygiene Law §4109.** He or she shall perform such additional and related duties as the county executive may prescribe.
Amended by Local Law No. 2 1989.

Section 24.
Article 14 of the Erie County Charter is hereby amended as follows:
Article 14 - Department of Homeland Security and Emergency Services - Charter

Section 1401. Department established; commissioner of **Homeland Security and** Emergency Services.

1402. Powers and duties.

1403. Advisory boards.

Section 1401. Department established; commissioner of Homeland Security and emergency services. There shall be a department of **Homeland Security and** emergency services, the head of which shall be the commissioner of **Homeland Security and** emergency services. He or she shall be appointed by the county executive subject to confirmation by the county legislature to serve at the pleasure of the county executive.

Section 1402. Powers and duties. The commissioner of **Homeland Security and** emergency services shall:

1. Have all the powers and perform all the duties conferred or imposed upon county directors of emergency medical services by the laws of the state of New York.
2. Plan, develop and coordinate, to the extent authorized by law or agreement, the implementation of protocols and procedures for, and the provision of, emergency medical services within the county of Erie, including, but not limited to: training and certification of persons as emergency medical technicians at one or more levels of service; communications services, including medical telemetry and control, between hospitals and ambulances by medical emergency radio system; ambulance dispatching, inspection and certification.
3. Have all the powers and shall perform all of the duties conferred or imposed upon county fire coordinators by the laws of the state of New York.
4. Have all the powers and execute the duties of the county executive in his or her capacity as the county's local director of civil defense under the New York state defense emergency act, being chapter eighty four of the laws of nineteen hundred and fifty one, as amended.
5. Develop, make public and regularly amend a county disaster preparedness plan, in accordance with article two B of the executive law, for the coordination of emergency services in the event of natural or other disaster or emergency.
6. Coordinate the provision of **homeland security,** disaster**,** and emergency assistance by local disaster preparedness and civil defense forces in the event of a declaration by the county executive of a state of emergency or disaster within the county or in the case such assistance is requested by the chief executive of any city, town or village within the county.
7. Originate, coordinate, and promote programs with respect to fire safety, emergency medical services**, homeland security** and disaster preparedness within the county of Erie.

8. Perform such further duties as may be prescribed or directed by the county executive or the county legislature.
9. **Plan for emergency communications and maintain a tactical interoperable communication plan to meet federal guidelines.**

Section 25.
Article 15 of the Erie County Charter is hereby amended as follows:
Section 1501. Department of central police services; commissioner. There shall be a department of central police services, the head of which shall be the commissioner of central police services. He or she shall be appointed by the county executive, subject to confirmation by the county legislature, from a list of ~~three~~ **six** qualified candidates, **one of which must be female, and an additional one of which must be from an under-represented minority group,** provided by the central police services board of trustees. The commissioner shall serve at the pleasure of the county executive.

Section 1503. Board of trustees. The county executive shall appoint a central police services board of trustees of ~~seven~~ **nine** members which shall set the policy for the department and advise on matters relating to programs of professional and technical services to police agencies in the county. Should the office of commissioner become vacant, the central police services board of trustees shall submit a list of ~~three~~ **six** qualified candidates, **one of which must be female, and an additional one of which must be from an under-represented minority group**, to the county executive. Such board shall be composed of the commissioner of police of the city of Buffalo or the designee thereof; ~~the inspector, division of administration and communications, Buffalo police department; the Erie county sheriff or the designee thereof; a member designee of the Erie county chiefs of police association; a designee of the county executive; a member of the Erie county legislature designated by the chairman of the legislature; and a designee of the association of Erie county governments, who is an elected official~~. **two members designated by the Erie County Sheriff, one of whom can be the Erie County Sheriff; two members designated by the Erie County Chiefs of Police Association; a designee of the County Executive; a member of the Erie County Legislature designated by the Chairman of the Legislature; a member of the Erie County Legislature designated by the Minority Leader of the Legislature; and a designee of the Association of Erie County Governments, who is an elected official.** Such board shall be responsible to the County Executive.

Section 26.
Article 16 Section 1601 of the Erie County Charter is hereby amended as follows:
Section 1601. Department of senior services; commissioner. There shall be a department of senior services, the head of which shall be the commissioner. The Commissioner of said department shall be appointed by and shall serve at the pleasure of the County Executive. ~~**There shall be no deputy commissioner nor shall any position be created, by whatever title, providing for duties and emoluments which would be appurtenant in fact to the office of a deputy commissioner of the department.**~~

Section 27.
Article 17 of the Erie County Charter is hereby amended as follows:
Article 17 - ~~Office~~ Department of Public Advocacy - Charter

Section 1701. Office of public advocacy

1702. Division of equal employment opportunity, **Diversity and Inclusion.**

1703. Advisory board to division of equal employment opportunity

1704. Division on the status of women

1705. Advisory commission to division on the status of women

1706. Division for **Persons with Disabilities.** ~~the disabled~~

1707. Advisory board to division for **Persons with Disabilities.** ~~the disabled~~

~~1708. Consumer protection committee~~

Section 1701. ~~Office~~ Department of public advocacy. There shall be an ~~office~~ **Department** of public advocacy, the head of which shall be the commissioner. The commissioner of said ~~office~~ **Department** shall be appointed from among the division directors by, and shall serve at the pleasure of, the county executive, subject to approval of the county Legislature. The commissioner of the ~~office~~ **Department** shall:

1. Serve in the capacity of countywide public advocate for all residents of Erie county, overseeing the day-to-day operations of the division of equal employment opportunity, division on the status of women, division for the disabled and consumer protection committee;
2. Report to the county executive and the Legislature on an annual basis on all activities related to fulfilling the obligations of the ~~office~~ **Department** of public advocacy.

Section 1702. Division of equal employment opportunity, Diversity and Inclusion. There shall be a division of equal employment opportunity**, Diversity and Inclusion**, the head of which shall be the director. The director of said office shall be appointed by and shall serve at the pleasure of the commissioner. The division shall:

1. Direct and be responsible for all equal employment activities of the county and establish a county affirmative action plan and policies and assist in their execution;
2. Monitor personnel changes and procedures, file annual reports with the equal employment opportunity commission (EEOC), ensure Affirmative Action compliance in all County contracts, assist minority/women owned business enterprises in the certification procedures, process complaints of discrimination and sexual harassment and conduct EEO/AA training for Erie county personnel.

Section 1703. Advisory board to division of equal employment opportunity. There shall be established an advisory board to the division of equal employment opportunity**, which shall be known as the Minority and Women Utilization Advisory Board. The Board will evaluate and review the adequacy of the County's Affirmative Action Plan. It will also evaluate and review the adequacy of the County's efforts on behalf of Minority and Women's Business Enterprises. Members will receive community input for improvement of employment opportunities with the County. Appointments must reflect an equitable representation of the groups affected by the Equal Employment Opportunity Act of 1972 as amended**.

Section 1706. Division for Persons with Disabilities ~~the disabled~~. There shall be a division for **Persons with Disabilities ~~the disabled~~**, the head of which shall be the director. The director of

said office shall be appointed by and shall serve at the pleasure of the commissioner. The division shall:

1. Evaluate and provide reasonable accommodations to county employees under the Americans with Disabilities ACT (ADA) or New York Executive Law in conjunction with the county attorney's office, labor relations department and the unions;
2. Advocate the benefits and services which disabled persons are entitled to under the law and represent **persons with disabilities** ~~**the disabled**~~ in various area of concern affecting their rights as citizens;
3. Identify and recommend to public and private agencies and organizations which serve **persons with disabilities** ~~**the disabled**~~, to the county Legislature and to the county executive appropriate sources of state, federal and private financial assistance for purposes of comprehensively expanding services and programs for **persons with disabilities** ~~**the disabled**~~;
4. Act as the county administrative officer for planning and coordinating services for **persons with disabilities** ~~**the disabled**~~ in cooperation with the county executive, county Legislature, county departments and public and private agencies and organizations which serve **persons with disabilities** ~~**the disabled**~~;
5. Submit an annual report in accordance with the Americans with Disabilities ACT (ADA) of activities and recommendations to the county executive and county Legislature.

Section 1707. Advisory board to division for Persons with Disabilities ~~**the disabled**~~**.** There shall be established an advisory board to the division for **Persons with Disabilities** ~~**the disabled**~~.

~~Section 1708. Consumer protection committee. There shall be a consumer protection committee. The committee shall:~~

~~1. Undertake activities to encourage business and industry within the county to maintain high standards of honesty and fair business practices, and to act responsibly in the production, promotion and sale of consumer goods and services, in the extension of credit and in the collection of consumer debts;~~

~~2. Investigate and analyze resources and services available to consumers within the departments of Erie county government and programs funded by Erie county and shall recommend measures to coordinate, consolidate or expand these resources and services to provide maximum efficiency and effectiveness;~~

~~3. Increase consumer awareness and competence through the development of educational programs emphasizing preventive education, the creation and distribution of publications, the use of communications media and a speakers bureau;~~

~~4. Submit an annual report of its activities and recommendations to the county executive and county legislature;~~

~~5. Have a minimum of four public meetings each year at which meetings the business of the committee shall be conducted.~~

~~To effectuate the purpose of this section, the commissioner and the county executive shall require any county department, division, board, council, committee or agency to provide such facilities, assistance and data as will enable the committee to properly effectuate its powers and duties.~~

~~The number of members on the committee, the procedure for appointing them, the length of their terms, and the functioning of the committee shall be as specified in section 1607 on advisory~~

~~boards, with the exception that the county executive shall designate the chairperson from among the members of the committee.~~
~~A staff person from the office of the county executive, or other county department or division as designated by the county executive, shall serve as liaison between the committee and office of the county executive. The liaison shall attend committee meetings, secure meeting space, assign clerical assistance as needed and assign storage for documents of the committee.~~
Article 17 is former Article 18, amended by Local Law No. 3-2009.
Amended by Local Law No. 1-2008.
Added by Local Law No. 3-2006.

Section 28.
Article 18 Section 1802 of the Erie County Charter is hereby amended as follows:
Section 1802. Powers and duties. The comptroller shall:

k. With the assistance of the county attorney or his or her designee, prepare bond resolutions for approval by the county legislature and secure funds from the bond market for approved capital projects. Notification of plans to secure both funds shall be provided to the county executive and the legislature fifteen days in advance of borrowing. A report of funds secured shall be provided to the county executive, legislature, ~~**finance commissioner,**~~ and budget director within fifteen days after funds are secured. This report shall disclose the type of instrument used, all costs associated with the borrowing interest rate, and repayment schedule. In addition, once the Erie county legislature and county executive approve the bond resolution, the comptroller must, as requested, seek financing of said bond resolution. Furthermore, after the required approvals by the Erie county legislature and the county executive, funds approved for capital projects must be released by the comptroller.
l. Prepare annual cash flow statements, monitor cash flow, and when necessary, secure short term funds. Notification of plans to secure short term funds shall be provided to the county executive and the legislature fifteen days in advance of borrowing. A report of funds secured shall be provided to the county executive, legislature, ~~**finance commissioner,**~~ and budget director within fifteen days after funds are secured. This report shall disclose the type of instrument used, all costs associated with the borrowing, interest rate, and repayment schedule.
n. Provide the director of budget and management, ~~**the finance commissioner,**~~ and the county executive with complete debt service information for the annual budget, information on the monthly cash flow statements, and other reports as required, in accordance with time guidelines established by the budget director.

Section 29.
Article 21 of the Erie County Charter is hereby amended as follows:
Article 21 - Sheriff - Charter

Section	2101.	Election.
	2102.	Powers and duties.
	2103.	Deputies and employees.
	2104.	~~Erie county holding center~~ **Jail Management Division**.
	2105.	~~Appointment of superintendent~~ **Police Services Division**.

2106. Correctional Health Division.

Section 2103. Deputies and employees. The employees of the Erie County Sheriff's Office shall be in the classified service under the provisions of the Civil Service Law of the state of New York, and shall be subject to and governed and controlled by the rules and regulations of the New York State Department of Civil Service as follows:

1. **All personnel employed by the Sheriff of Erie County in the following titles, shall be within the competitive class of the classified service: assistant chief deputy, criminal; deputy sheriff, criminal; deputy sheriff, officer; corrections officer; senior communications officer; communications officer, chief identification officer; identification officer; principal guard; jail guard; hospital guard.**
2. **Personnel holding the following titles shall be within the non-competitive class of the classified service: chief criminal deputy; chief deputy civil; chief of administration; chief of technology and technical criminal services; superintendents of jails; first deputy superintendents; cook; assistant cook; registered nurse; hospital guard (PT); special deputy (PT).**
3. **Personnel holding the following title shall be within the exempt class of the classified service: chaplain.**

~~a. The deputies and employees of the Erie county sheriff's department shall be in the classified service under the provisions of the civil service law of the state of New York, and shall be subject to and governed and controlled by the rules and regulations of the New York state department of civil service as follows:~~

~~1. All personnel employed by the sheriff of Erie county in the following titles, shall be within the competitive class of the classified service: assistant chief deputy, criminal; deputy sheriff, criminal; senior communications officer; communications officer, chief identification officer; identification officer; principal guard; jail guard; hospital guard; matron; steward.~~

~~2. Personnel holding the following titles shall be within the non competitive class of the classified service: chief criminal deputy; superintendent of jails; assistant superintendent of jails; cook; assistant cook; registered nurse; medical aide; extern; hospital guard (PT); special deputy (PT).~~

~~3. Personnel holding the following titles shall be within the labor class of the classified service: laborer; cleaner; kitchen helper.~~

~~4. Personnel holding the following titles shall be within the exempt class of the classified service: protestant chaplain; catholic chaplain.~~

~~5. Detective deputies and special deputies shall be temporary assignments, to be made by the sheriff from the ranks of the criminal deputies, and to serve at his or her pleasure, within the limitations set forth in any bargaining agreement pursuant to the provisions of the public employees' fair employment act.~~

~~b. Personnel holding the following titles shall be continued within the classification known as "Flaherty": undersheriff; inspector; deputy sheriff, civil (including court deputies); deputy sheriff, female; secretary to the sheriff; principal deputy, courts; assistant chief deputy sheriff, civil; assistant to bookkeeper; chief account clerk; senior account clerk; cashier; senior clerk stenographer; clerk stenographer; clerk typist; telephone operator. Appointments to these positions shall be made by the sheriff, to serve at his or her pleasure within the limitations set forth in any bargaining agreement pursuant to the provisions of the public employees' fair employment act.~~

~~c. All titles other than those listed in subdivisions A and B above shall be classified in accordance with the rules and regulations of the civil service law of the state of New York.~~

~~d. All personnel employed by the Erie county sheriff's department who hold positions which are within the classified service under the New York state civil service law and who have served for one year in their respective positions prior to the effective date of this local law shall be covered in in the respective positions without further examination.~~

~~Subsection D. Added by Local Law No. 5-1973.~~
~~NEW section 2103 (formerly 2203, formerly 1503) Added by Local Law No. 4-1973.~~
~~Former section 1503 **REPEALED** by Local Law No. 4-1973.~~
~~Former section 1503 Added by Local Law No. 2-1969~~
~~1969 Local Laws of Cities, Counties, Towns and Villages.~~

Section 2104. Jail Management Division. The Sheriff shall appoint the Superintendent of the Jail Management Division to serve at his or her pleasure. The Erie County Jail and Correctional Facility shall be known hence forth as the Jail Management Division. Whenever the terms "Erie County Jail", "County Jail" or "Erie County Correctional facility" when used in reference to the Erie County Jail or Correctional Facility, or any variations of these terms appear in this Charter, the Erie County Administrative Code, or in any other statute, local law or ordinance, they shall be deemed as applying to the Jail Management Division.

~~Erie county holding center. The Erie county jail shall be known hence forth as the Erie county holding center. Whenever the terms "Erie county jail", "county jail", or "correctional facility" when used in reference to the Erie county jail, or any variations of these terms appear in this charter, the Erie county administrative code, or in any other statute, local law or ordinance, they shall be deemed as applying to the Erie county holding center.~~
~~Added by Local Law No. 12-1973.~~

Section 2105. Police Services Division. There shall be a Police Services Division. The Sheriff shall appoint a Chief Criminal Deputy to oversee the division who shall serve at the pleasure of the Sheriff. It shall be the duty of the Police Services Division to act as conservator of the peace, to prevent and detect crime, and to apprehend criminals.

~~The sheriff shall appoint the superintendent of the Erie county correctional facility to serve at his or her pleasure. At the discretion of the Sheriff, the superintendent may hold another position within the Erie county sheriff's department. In such a case, the superintendent shall only be paid the salary of one position as designated by the sheriff.~~
~~Added by Local Law No. 5-2000.~~

Section 2106. Correctional Health Division. There shall be a division of Correctional Health and it shall be headed by a First Deputy Superintendent – Compliance and a Director of Correctional Health Services. The First Deputy Superintendent – Compliance shall be appointed by the Sheriff and serve at his pleasure. The Director of Correctional Health Services shall be in the competitive class.

Section 30.
Article 22 of the Erie County Charter is hereby amended as follows:
Article 22 - Other County Boards, Offices, Institutions and Functions - Charter

Section	2201.	Board of elections.
	2202.	Traffic safety advisory board.
	2203.	Department of Probation.
	2204.	Other boards; how appointed.
	2205.	Advisory boards.
	2206.	Additional appointments by county executive.
	2207.	Miscellaneous administrative functions.
	2208.	~~Erie and Niagara counties regional planning board.~~ **Poverty Advisory Board.**

Section 31.
Article 22 Section 2203 of the Erie County Charter is hereby amended as follows:
Section 2203. Department of Probation. There shall be a department of Probation headed by a commissioner who shall be appointed by the county executive, subject to confirmation by the county legislature. **Probation Officers and Supervisors staffing the Probation Department shall be New York State Certified Peace Officers and have met the mandated training requirement of a Probation Officer as specified by the New York Department of Criminal Justice Service and appointed under the provisions of New York Civil Service Law.**

Section 32.
Article 22 Section 2204 of the Erie County Charter is hereby amended as follows:
Section 2204. Other boards; how appointed. The ~~**alcoholic beverage control board, the**~~ board of trustees of the Buffalo and Erie county public library~~,~~ **and** the board of trustees of the S.U.N.Y. at Erie Community College, ~~**the fire advisory board and the vocational education and extension board**~~ shall continue as provided by law except that the power of appointment residing in the county legislature or in the chairman thereof of one or more members of each of said boards is transferred to and shall be exercised on and after January first, nineteen hundred and sixty one, by the county executive, subject to confirmation by the county legislature. The appointment of any head, board or agency in relation to a county sewer, water, drainage or small water shed protection district or to any other county district of a similar nature shall be by the county executive and shall be subject to confirmation by the county legislature. Except as otherwise provided in this charter or the administrative code, other appointments to boards and like units shall be made in the manner provided by applicable law.
Amended by Local Law No. 3-2006.

Section 33.
Article 22 Section 2205 of the Erie County Charter is hereby amended as follows:
Section 2205. Advisory Boards

k. Every effort shall be made to achieve diversity on advisory boards.

Section 34.
Article 22 Section 2206 of the Erie County Charter is hereby amended as follows:
Section 2206. Additional appointments by county executive. The ~~**county historian, the veterans' service officer and the**~~ head of any other county administrative unit, except as otherwise provided in this charter, shall be appointed by the county executive, subject to confirmation by the county legislature. All such appointees shall serve at the pleasure of the county executive.

Section 35.
Article 22 Section 2208 of the Erie County Charter is hereby deleted as follows:
Section 2208. Erie and Niagara counties regional planning board.
~~**Section 2208. Erie and Niagara counties regional planning board**. The county executive shall, subject to confirmation by the county legislature, appoint all Erie county members of the Erie and Niagara counties regional planning board, not withstanding any inconsistent provisions of any general or specific law. "There shall be no ex officio members of such board." Added by Local Law No. 1 1974.~~

Section 36.
Article 22 of the Erie County Charter is hereby amended by adding new Section 8 as follows:
Section 2208. Poverty Advisory Board. There shall be a Poverty Advisory Board of seven members appointed by the County Executive for five year staggered terms. At least one member of such board shall be a physician licensed to practice in the State of New York and at least one member shall be a social worker employed in Erie County. The Poverty Advisory Board shall have at least four meetings each year with at least one meeting to be in each quarter of the year. The Poverty Advisory Board shall advise County departments on matters relating to social welfare.

Section 37.
Article 22-A of the Erie County Charter is hereby amended as follows:
Article 22-A - Erie County Environmental Management Council - Charter

~~Section 22-A-01. Declaration of policy.~~

~~22-A-02. Establishment of the Erie county environmental management council; membership.~~

~~22-A-03. Powers, duties and functions of the council.~~

~~22-A-04. Compensation and expenses.~~

~~22-A-05. Effective date.~~

~~Section 22-A-01. Declaration of policy. The legislature hereby finds and declares that the management and conservation of our environment is essential to the health and well-being of the people of the county. Local understanding of the importance of all aspects of the environment is necessary for the most wise and balanced use of our natural resources. Local and inter-municipal participation is imperative in the planning and control of activities which influence the ecological balance of the county and the natural and functional beauty of its surroundings.~~
~~The legislature, therefore, deems it in the best interest of the county that a county environmental management council be responsible for reviewing and advising local and state government on present and proposed methods and plans for preserving, enhancing, and using the environment for the protection and benefit of all the people, and for fostering unified action on environmental~~

~~problems among local governments and among public and private agencies and organizations operative within the county.~~

~~Section 22-A-02. Establishment of the Erie county environmental management council; membership. There is hereby established, pursuant to article nineteen of the conservation law and the municipal home rule, a county environmental management council, to be known as the Erie county environmental management council, hereinafter called the council. The council shall be appointed by the county executive, subject to the confirmation of the legislature, and shall consist of twelve members at large and one member recommended to the county executive by and from each town, village or city environmental or conservation management council established by the official governing body of such town, village or city. The term of all members shall be two years. Vacancies on the council shall be filled in the same manner as the original appointment except that a vacancy occurring through circumstances other than by expiration of term of office shall be filled only for the remainder of the unexpired term. In addition, the commissioner of environment and planning, the commissioner of health, and are representative of the Erie and Niagara counties regional planning board shall be ex officio voting members of the council.~~

~~The county executive shall appoint one member of the council as chairman thereof. The council shall meet at least four times each year. The council shall adopt rules and procedures for its meetings, shall keep accurate records of its meetings and activities, and shall file the annual report and plan as provided in section sixteen hundred twenty two of this law.~~

~~Amended by Local Law No. 2 1977.~~

~~Amended by Local Law No. 16 1974.~~

~~Amended by Local Law No. 1 1972.~~

~~Section 22-A-03. Powers, duties and functions of the council. The council shall review the state of the county environment as a whole, and shall present a preliminary report of its findings to the county executive and the legislature on or before September first, nineteen hundred seventy one and a full report annually thereafter. The council shall cooperate with the planning commissioner in annually preparing a plan for the protection of the county's environment and the management of its natural resources, and shall transmit it to the county executive and the legislature. The council shall investigate and recommend to the county executive and the legislature ecologically sound methods of planning the use of the county's resources.~~

~~The council shall investigate all of the operations of county government in its various departments with respect to the environment and ecology of the county, analyze such investigation, and within three months after its creation report to the county executive and the legislature the feasibility and the advisability of creating in the county of Erie a department of environmental conservation to which all of the presently scattered activities with respect to the environment and ecology would be transferred for administration in a manner similar to that of the New York state department of environmental conservation.~~

~~The council shall prepare and keep current an index of all open areas within the county, including but not limited to those open land areas, scenic and natural features, natural areas, shorelines, marshlands, swamps, and other wetlands in the county and including such lands owned by any municipality within the county, for the purpose of obtaining information pertinent to the preservation, enhancement, and use of such areas. The council may recommend to the county executive and legislature a program for the protection, preservation, and use of such areas.~~

~~The council shall advise and make recommendations to the county executive and the legislature as they may direct or as may be deemed appropriate on matters affecting the preservation, development, and use of the natural and man made features and conditions of the county insofar as they have a bearing on environmental quality and on the effects of man's activities and development on environmental quality.~~

~~The council shall develop, recommend and assist in the conduct of a program of public information in the county which shall be designed to increase understanding of the environmental problems and issues and to foster support for their solutions.~~

~~The council shall develop, recommend and assist in the conduct of a program to improve the coordination and effectiveness of public and private projects and activities in the county in accord with the purposes of this law, working in cooperation with the environmental or conservation commissions in the cities, towns, and villages within the county and with other public and private agencies, focusing particularly on those matters relating to environmental quality which require intergovernmental action.~~

~~The council shall maintain liaison with local and regional planning agencies, regional water resources planning and development boards, environmental management councils or their equivalents in counties adjacent to the county of Erie, and other such public and private regional bodies in the United States and Canada affecting the conservation of environmental quality, with the purpose of improving coordination of planning and activities.~~

~~To assist in carrying out the aforementioned functions the council may:~~

~~a. Conduct or recommend studies, surveys and inventories as are in accord with the general purposes of this law, and do so with appropriate coordination with existing or prospective work of a similar nature performed by federal, state, county, municipal, or private agencies and organizations.~~

~~b. Cooperate with and assist such other governmental or non governmental boards or organizations in the preparation of plans or reports or the review of proposals or applications as the county executive or legislature may direct.~~

~~c. Advertise, prepare, print, and distribute books, maps, charts, and pamphlets if in its judgment and within appropriations therefor it deems them necessary for its work.~~

~~d. Hold public and private hearings for specified purpose of this law.~~

~~e. Report its findings to the county executive, county legislature, public and private agencies and organizations, and interested private citizens.~~

~~Section 22-A-04. Compensation and expenses. Unless otherwise provided by recommendations of the county executive and resolution of the legislature, the members of the council shall receive no compensation for their services but shall be reimbursed for their expenses actually and necessarily incurred in the performance of their duties hereunder.~~

~~Section 22-A-05. Effective date. This local law shall take effect immediately. Added by Local Law No. 3-1971.~~

~~Article 22-A was formerly numbered 23-A, which was formerly numbered Article XVI-A.~~

Section 38.

Article 22 of the Erie County Charter is hereby amended as follows:

Article 22-~~B~~A - Citizens Salary Review Commission - Charter

Section	22-~~**B**~~**A** -01.	Establishment and membership.
	22-~~**B**~~**A** -02.	Duties of commission.

Section 22-~~B~~A-01. Establishment and membership. There is hereby established a citizens salary review commission, to be known as the citizens salary review commission of Erie County, herein after called the commission. The commission shall consist of nine members and it shall be representative of taxpayer, civic, labor, business, professional, financial and minority groups in the county of Erie. **Five** ~~Six~~ members of the commission shall be appointed by the County Executive. Two of the members of the commission shall be appointed by a majority vote of the members of the political party whose membership of the county legislature constitutes a majority of the legislature. One member of the commission shall be appointed by a majority vote of the members of the political party whose membership of the county legislature constitutes a minority vote of the legislature. **One member of the commission shall be appointed by the County Comptroller.**
Each executive, **Comptroller** and legislative appointment to the commission shall be for a full term of three years, except that the appointment of a person to fill a vacancy occurring by death, resignation, or cause other than the expiration of a term, shall be made for the unexpired term. Each member shall continue to serve until the appointment and qualification of his or her successor. Vacancies shall be filled and the appointments of successors shall be made in the same manner as original appointments by the appointing authority responsible for the original appointment. The term of office of all members of the commission shall be deemed as commencing on July first, nineteen hundred eighty six.

Section 22-~~B~~A-02. Duties of commission. Beginning on July first, nineteen hundred eighty six, the commission shall review the salaries of all elected officials of the county of Erie, except for the district attorney, and report its recommendations to the county executive and the county legislature by September first of that year. The committee shall provide ample opportunity for public input prior to making its recommendations to the county executive and county legislature. Such a review of salaries set as forth above shall occur during every even year starting with nineteen hundred eighty six.
Added by Local Law No. 6 1986.
Article 22-B was formerly numbered article 23-B, which was formerly numbered Article XVI-E*.
* See also article XVI E, Erie County Commission on the Status of Women, Added by Local Law No. 3 1987, REPEALED by Local Law No. 3-2006.

Article 22-~~C~~B - Erie County Community Coordinating Council on Children and Families - Charter

Section	22-~~C~~B -01.	Legislative declaration of policy.
	22-~~C~~B -02.	Establishment, powers and duties.
	22-~~C~~B -03.	Membership, meetings.
	22-~~C~~B -04.	The county executive.
	22-~~C~~B -05.	Staff.
	~~22-CB-06.~~	~~Effective date.~~

Section 22-~~C~~B-01. Legislative declaration of policy. It is hereby declared to be the public policy of Erie County, New York, to take all proper measures to preserve and strengthen the family unit and to aid in the establishment of a nurturing environment to encourage the proper development of children.

To further this policy the Erie county government provides evaluation, treatment and preventative services to the children and families of Erie County.
The Erie county legislature finds that this policy and these services can be more effectively administered and efficiently delivered by systematic coordination among the local government, public voluntary system of social, educational, health, mental health and other supportive and rehabilitative services to children and families.
The services system can be strengthened by:

1. Fostering cooperation among local government and both public and voluntary agencies to provide better coordination supervision of services to children and families.
2. Eliminating duplication of services where possible and maximizing service provisions through judicious use of tax dollars, grants and other funding mechanisms as may become available.
3. Stressing more meaningful accountability by providers, in all sectors, regarding the quality and quantity of services provided to children and families.
4. Improving methods of ascertaining community needs and setting program goals as they relate to services for children and families.

Section 22--~~C~~B -02. Establishment, powers and duties. There is hereby created, the Erie county community coordinating council on children and families, hereafter called council. The council shall:

1. Develop a methodology to evaluate, monitor and ascertain the effectiveness of current programs in children's services.
2. Identify problems and deficiencies in existing services and recommend corrective action.
3. Improve coordination of program and fiscal resources within the children's services system.
4. Act as a liaison between county governmental units, public voluntary programs and the state and federal government, fostering better communication between all involved.
5. Review and resolve administrative, and where appropriate, regulatory differences between agencies.
6. Develop long range plans to improve services to children and families. This should be accomplished through a five year comprehensive service plan similar to those utilized by county departments.
7. Act as a forum for community discussion of issues pertaining to services for children and families.
8. Carry out any and all activities deemed necessary to accomplish the goals of the council as stated herein.

Section 22--~~C~~B -03. Membership; meetings. The council shall consist of the following members: the Erie county commissioners of youth, social services, health and mental health, the director of the office for the disabled and the chief clerk from the Erie county family court, three consumer/client representatives, and five representatives from local charitable and/or community based organizations concerned with children and families, the director of the office of probation, one representative from a suburban school district and two representatives from the youth planning council of Buffalo and the president of the united way agency executives association, a representative of the western New York school board association and four members of the business community.

The legislature shall appoint the eight community representatives and two representatives of the business community as follows: six to be named by the majority and four to be named by the minority. Five of these members shall serve two year terms and five shall serve three year terms. These members can only be reappointed once.
The county executive shall appoint the one representative from a suburban school district and the two representatives from the youth planning council of Buffalo and the president of the united way agency executives association, a representative of the western New York school board association and two representatives of the business community.
The chair shall be appointed by the county executive and confirmed by the legislature, and shall not be one of the twenty four members previously stated.
The council shall have the authority to appoint ad hoc council members to advise them, as they may deem necessary.
The council shall have at least four meetings each year with at least one meeting to be in each quarter of the year. The council shall adopt rules and procedures for its meetings; shall keep accurate records of its meetings and activities, and shall file an annual report with the county legislature and the county executive.
The council shall convene for its first meeting in the quarter of the year in which they are appointed. The council shall present its first report to the legislature before adoption of the annual budget in the year they are appointed, and every year thereafter on June first.
The annual report shall include the methodology for acquiring accurate statistics, which the council will use to evaluate and plan for services. Also, they should report any short term budget recommendations for the nineteen hundred ninety three budget.
The council shall then make yearly budget recommendations and five year service plans.

Section 22-~~C~~B-04. The county executive. The county executive shall require any county department, division, board, council, committee, authority or agency, or other unit or any agency or organization receiving county funding, to provide such facilities, assistance and data as will enable the commission to properly effectuate its powers and duties under this article.

Section 22-~~C~~B-05. Staff. The council shall be provided with a coordinator, under the auspices of the county executive to serve the council in capacities which include managing the correspondence of the council; providing a schedule of meeting dates; distributing a calendar of information on programs and events members may be interested in attending. The coordinator shall also serve as research assistant, and coordinate and implement the use of the monitoring mechanism, so that the council shall have service and program data to use in its planning efforts. The council and its coordinator shall also have access to secretarial staff as needed to complete its tasks.

~~**Section 22-CB-06. Effective date.** This law shall take effect immediately~~.
Amended by Local Law No. 3 1992.
Amended by Local Law No. 7 1990.
Added by Local Law No. 4 1988.
Article 22-C was formerly numbered article 23-C, which was formerly numbered Article XVI-F.

Section 39.
Article 25 Section 2503 of the Erie County Charter is hereby amended as follows:

Section 2503. Tentative budget and capital program by county executive. On or before the 15th day of October of each year the county executive shall submit to the county legislature a tentative budget for the ensuing fiscal year, a financial forecast for the ~~two (2)~~ **four (4)** subsequent years, a capital program for the next six (6) fiscal years, and an accompanying message.

Section 40.
Article 25 Section 2505 of the Erie County Charter is hereby amended as follows:
Section 2505. Fund balance

c. If the proposed county budget appropriates unassigned fund balance in the General Fund reducing the unassigned General Fund fund balance below five percent as described in subsection (b), the county executive shall present a separate resolution to the county Legislature parallel with the proposed county budget requesting approval of the appropriation. The county may only approve unassigned General Fund fund balance below the five percent level upon **a two-thirds super**majority vote of the county legislature. A budget that is approved without a vote of the county legislature shall not appropriate any fund balance revenue in the General Fund in excess of the amount provided in this subsection. The county executive's tentative budget shall indicate equivalent deletions in the tentative budget that shall be executed if the use of fund balance permitted by this paragraph is not approved by the county legislature.

Section 41.
Article 25 Section 2506 of the Erie County Charter is hereby amended as follows:
Section 2506. Revenue and certain expense projections reviewed
On or before the 1st day of October the county executive shall submit to the comptroller all revenue estimates and expenditure estimates for Medicaid, public assistance, and pension contributions and health care insurance costs for county employees to be used in the proposed budget. **If not otherwise available, property tax revenue estimates shall include a maximum and minimum levy amount, which shall be used in preparing the budget.** The comptroller shall review all revenue estimates and expenditure estimates for Medicaid, public assistance and pension contributions and health care insurance costs for county employees to be used in the proposed tentative budget prepared by the county executive and submit to the legislature in writing by the 15th of October a report indicating whether or not such estimates are suitable estimates for the upcoming fiscal year. Should the comptroller determine that any such revenue or expenditure estimate is not suitable for the upcoming fiscal year, the Legislature, upon notice from the comptroller may revise any such revenue estimate downward upon a two-thirds majority vote and may revise any such expenditure estimate upward by a majority vote. The legislature shall not revise any such revenue estimate upward.

Section 42.
Article 25 Section 2507 of the Erie County Charter is hereby amended as follows:
Section 2507. Budget controls.

b. The county executive shall maintain control at all times over the expenditures of every department or other administrative unit, officer, employee and financial activity of the county, except for the departments overseen by the independently elected officials (clerk, comptroller, district attorney and sheriff) who shall have the power to manage their

departments within the parameters of the adopted budget. For such purpose, the county executive may, among other things, prescribe quotas and allotments, and no department or other administrative unit, officer, employee or financial activity of the county, except for the independently elected officials (clerk, comptroller, district attorney and sheriff), shall encumber its appropriation in an amount in excess of that allowed by any quota or allotment so prescribed. **Actions taken by independently elected officials (Clerk, Comptroller, District Attorney and Sheriff) within the parameters of the adopted budget shall be approved by the County Executive and any other necessary department or office within seven days.** The county executive may request that the legislature impose quotas, allotments or other cost control measures on the independently elected officials (clerk, comptroller, district attorney and sheriff) if the need arises. The legislature shall by resolution impose quotas, allotments or other cost control measures with a simple majority vote.

c. **For any personnel position that has been budgeted, but that has remained unfilled for a time period of one year and one day, the position is eliminated and the appropriated budget funds shall be returned to the general fund of the County, provided that the County Legislature may, by resolution, extend this time period for an additional year upon the request of the appointing authority for the unfilled position. Further, additional one-year extensions can be granted any time prior to the elimination of the position. Time attributable to military service, family or medical leave, or disability, shall be excluded from the computation of the one year and one day time period. The County Legislature shall be timely informed of any such position and funds.**

Section 43.

Article 25 Section 2508 of the Erie County Charter is hereby amended as follows:

Section 2508. Adoption of budget.

b. If the budget is passed by the county legislature with no additions or increases, such budget shall be deemed to have been adopted without any further action by the county executive; if, however, the budget as passed by the county legislature contains any such additions or increases, the same shall be presented by the clerk of the legislature to the county executive not later than the **second business day after the sixth of** ~~Wednesday following the first Tuesday in~~ December, for his or her consideration of such additions or increases. If the county executive approves all additions and increases, he or she shall affix his or her signature to a statement thereof and return the budget and such statement to the clerk of the legislature. The budget, including the additions and increases as part thereof, shall then be deemed adopted.

c. The county executive may object to any one or more of such added or increased items, and in such case shall append to the budget a statement of the added or increased items to which he or she objects with the reasons for his or her objections, and shall return the budget with his or her objections to the clerk of the county legislature who shall present the same to the county Legislature on or before the **seventh business day after the sixth of** ~~Monday preceding the second Tuesday in~~ December. The county legislature shall thereupon enter the objections upon its journal and proceed to reconsider the additions and increases so objected to. If upon such reconsideration two thirds of all members of the county legislature vote to approve such additions and increases, or any of them, the

budget with any additions and increases so approved, together with any additions and increases not so objected to by the county executive, shall be deemed adopted.

d. If a budget with additions or increases is not returned by the county executive to the clerk of the legislature with his or her objections on or before the **seventh business day after the sixth of** ~~Monday preceding the second Tuesday in~~ December, it shall be deemed adopted.

e. If a budget has not been adopted, as herein provided, on or before the **tenth business day after the sixth** ~~second Tuesday~~ of December in each year, then the tentative budget as submitted by the county executive, plus all additions and increases to which he or she has failed to object, shall be the budget for the ensuing fiscal year.

Section 44.

Article 26 of the Erie County Charter be amended by adding a new Section 2602A as follows:

Section 2602A. Amendments to contracts. No contract to which the County of Erie is a party, regardless of prior authorization granted to the County Executive or any other individual acting on behalf of the County, shall be amended to extend the term of the contract in excess of three months beyond the initial term, without the approval of the Legislature.

Section 45.

Article 26 Section 2608 of the Erie County Charter is hereby amended as follows:

Section 2608. Charter revision commission.

The Erie County Charter shall undergo a mandatory decennial review and the review shall commence by seating a Charter Review Commission by ~~**January**~~ **October** 15, 20**24**~~**16**~~, which shall report its recommendations to the Erie County Legislature no later than May 15, 20**25**~~**16.**~~ **The Charter Revision Commission shall conduct at least one (1) public hearing prior to December 31, 2024. The Charter Revision Commission shall only be required to consider those proposals submitted to the Commission on or before April 15, 2025.**

Section 46.

REFERENDUM. This Local Law shall be placed before the voters of Erie County at a general election to be held at least sixty (60) days after the adoption hereof.

Section 47.

EFFECTIVE DATE. If approved by the voters of Erie County, this Local Law shall take effect on the first day of January in the year immediately following such approval.

Section 48.

STEPS FOLLOWING EFFECTIVE DATE.

1. **Notwithstanding any provisions contained in the Local Law to the contrary, the County Attorney shall insert gender neutral language in the Erie County Charter as follows:**
   a. **All references of "he" without a corresponding reference to "she" shall be stricken and replaced by "he or she".**
   b. **All references to "him" without a corresponding reference to "her" shall be stricken and replaced by "him or her".**

c. All proper nouns including but not limited to Erie County, County of Erie, City of Buffalo, County Legislature, County Executive; all departments, councils, boards, advisory committees and commissions; all designation and/or titles of officials mentioned in the Erie Charter; all cites to State Law shall be capitalized.

2. The County Attorney shall renumber the articles, sections and subsections of the Charter, as needed, to ensure that such articles, sections and subsections are uniformly formatted and numbered and that all sections changed by this document or any other valid document are effectuated across the Charter.

3. a. The County Attorney shall prepare a supplement to the Erie County Charter which contains all additions to, and repeals and amendments of, the Charter that are set forth in the Local Law.

   b. Such supplement, which shall include the gender neutral language provided by Subsection 1 above and which shall include the renumbering of articles provided by Subsection 2 above, shall be placed upon the desks of the members of the Legislature no later than sixty (60) days after the effective date of this Local Law.

   c. Such supplement shall be posted on the Erie County website and transmitted to the Clerk of the Legislature.

Section 49.

SEVERABILITY. If any clause, sentence, paragraph, subdivision, section or part of this Local Law or the application thereof, to any person, individual, corporation, firm, partnership, entity or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order of judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Sponsor: John J. Mills