

COUNTY OF ERIE

LOCAL LAW No. 1 - 1971

A local law amending local law number one—nineteen hundred fifty-nine entitled "Erie county, New York charter", as amended, section three hundred four thereof, and inserting therein a new section to be section three hundred nine of the Erie county charter relating to the establishment of the position of deputy Erie county executive and outlining his duties and powers.

Became a law with the approval of the county executive, March 4, 1971. Passed by the local legislative body of the county of Erie. Filed in the office of the secretary of state March 10, 1971.

*Be it enacted by the legislature of the county of Erie as follows:*

Section 1. Local law number one—nineteen hundred fifty-nine, as amended, constituting the Erie county charter, section three hundred four thereof, is hereby amended to read as follows:

ARTICLE III

EXECUTIVE BRANCH

§ 304. Deputy county executive; how designated; when to act. The deputy county executive shall be first in the order of succession and shall perform the duties of the county executive during the latter's absence. The county executive shall designate in writing one or more appointive department or executive division heads, to perform the duties of the county executive during the absence of the county executive and the deputy county executive. Such appointment, with order of succession specified, shall be filed with the clerk of the legislature. Any such designation may be revoked by the county executive at any time by filing a notice of revocation with the clerk of the legislature. If a vacancy occurs in the office of the county executive, the deputy county executive shall serve until the vacancy is filled pursuant to this charter.

In the event that no deputy county executive has been appointed or is able to serve, the legislature shall designate an appointive department or executive division head to perform the duties of the office during the inability of the county executive to perform by reason of absence from the county or disability.

§ 2. Local law number one—nineteen hundred fifty-nine, as amended, constituting the Erie county charter, is hereby amended by inserting therein a new section to be numbered section three hundred nine, to read as follows:

§ 309. The deputy county executive shall act in the absence of the county executive and shall have all of the powers and duties of the county executive when so acting. The deputy county executive shall perform such duties and have such powers as shall be delegated by the county executive.

§ 3. This local law shall take effect immediately.