

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE  
162 WASHINGTON AVENUE, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County \_\_\_\_\_  
City of \_\_\_\_\_ ERIE  
Town \_\_\_\_\_  
Village \_\_\_\_\_

STATE OF NEW YORK  
DEPARTMENT OF STATE  
**FILED**  
APR 28 1994

Local Law No. \_\_\_\_\_ I \_\_\_\_\_ of the year 19 \_\_\_\_\_ 94

A local law amending section five hundred four of Erie County Local Law number one of nineteen hundred (Insert Title) fifty-nine, as amended, constituting the Erie County Charter, in relation to adoption of amendments to the Erie County Sanitary Code.

Be it enacted by the \_\_\_\_\_ LEGISLATURE \_\_\_\_\_ of the  
(Name of Legislative Body)

County \_\_\_\_\_  
City of \_\_\_\_\_ ERIE \_\_\_\_\_ as follows:  
Town \_\_\_\_\_  
Village \_\_\_\_\_

The Erie County Legislature does enact as follows:

Section 1. Section five hundred four of Erie county local law number one of nineteen hundred fifty-nine, as amended, constituting the Erie county charter, is hereby amended to read as follows:

Section 504. Sanitary code. The board of health may formulate, promulgate, adopt and publish rules, regulations, orders and directions relating to health in the county, which shall not be inconsistent with the public health law or the state sanitary code. Such rules, regulations, orders and directions shall be known as the county sanitary code. Any and all provisions of the Erie county sanitary code in effect at the time of adoption of this charter shall remain in full force and effect until amended or repealed by the board of health. No amendment of the county sanitary code with respect to the establishment of

revision of schedules of fees by the board of health shall take effect until such amendment is ratified by the county legislature. If the legislature shall not ratify, modify or reject such amendments within sixty days following the presentation of such amendments to the clerk of the legislature by the board of health, then such amendments shall be deemed ratified.

The provisions of the county sanitary code shall have the force and effect of law. Penalties for violation of or non-conformance with such code shall be as provided by such code or other applicable law. Certified copies of such code shall be received in evidence in all courts and proceedings in the state.

Section 2. This local law shall take effect immediately.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

~~1. (Final adoption by local legislative body only.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ (Name of Legislative Body) on \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.~~

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1994 of the (County)(City)(Town)(Village) of Erie Erie County Legislature on March 10, 1994, and was (approved)(not disapproved)(repassed after disapproval) by the ERIE COUNTY EXECUTIVE (Elective Chief Executive Officer\*) and was deemed duly adopted on April 6, 1994 in accordance with the applicable provisions of law.

~~3. (Final adoption by referendum.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ (Name of Legislative Body) on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) on \_\_\_\_\_ 19\_\_\_\_. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.~~

~~4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ (Name of Legislative Body) on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) on \_\_\_\_\_ 19\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.~~

\*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

~~5. (City local law concerning Charter revision proposed by petition.)~~

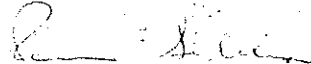
~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19 \_\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 19 \_\_\_\_\_, became operative.~~

~~6. (County local law concerning adoption of Charter.)~~

~~I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19 \_\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 19 \_\_\_\_\_ pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.~~

~~(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)~~

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2, above.



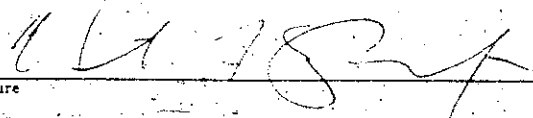
Clerk of the County legislative body, City, Town or Village Clerk  
or officer designated by local legislative body.

Date: 4-25-94

(Certification to be executed by County Attorney; Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK  
COUNTY OF ERIE

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Signature

ERIE COUNTY ATTORNEY

Title

County

ERIE

City

Town

Village

Date: April 25, 1994

(4)

COUNTY OF ERIE  
LEGAL LAW NO. 1<sup>st</sup> - 1994

A LOCAL LAW IN RELATION TO ADOPTION  
OF AMENDMENTS TO THE ERIE COUNTY  
SANITARY CODE.

DATED: APRIL 25, 1994

KENNETH A. SCHOETZ  
ERIE COUNTY ATTORNEY  
69 DELAWARE AVENUE, SUITE 300  
BUFFALO, NEW YORK 14202  
(716) 858-2200

FILED IN THE OFFICE OF THE ERIE COUNTY CLERK PURSUANT TO SECTION 27  
OF THE MUNICIPAL HOME RULE LAW.

CERTIFICATION - R-2105 CPLR  
The undersigned, an attorney  
at law, certifies that this  
copy of the foregoing, furnished  
by him, has been compared by him  
within the original and that  
copy is a true and complete copy  
thereof.  
BY: KENNETH A. SCHOETZ  
COUNTY ATTORNEY

I hereby certify that the within  
instrument is entitled to be filed,  
recorded or indexed in your office  
without charge, pursuant to the  
provision of §8017, CPLR.  
KENNETH A. SCHOETZ  
ERIE COUNTY ATTORNEY  
BY: KENNETH A. SCHOETZ  
COUNTY ATTORNEY