



CORTLAND COUNTY LEGISLATURE
COURT HOUSE
CORTLAND, N. Y. 13045

TELEPHONE (607) 756-2808

ROBERT J. BAYS, CHAIRMAN
ALBERT C. KENNEY, CLERK
JAMES R. O'MARA, DEPUTY CLERK

August 9, 1976

State Comptroller
Alfred E. Smith Office Bldg.
Albany, New York 12225

Dear Sir:

I am enclosing herewith one (1) copy of Local Law No. 2³
for the year 1976 for filing in your office.

Very truly yours,

Albert C. Kenney, Clerk
Cortland County Legislature

ACK/ejt
Encl:



CORTLAND COUNTY LEGISLATURE
COURT HOUSE
CORTLAND, N. Y. 13045

TELEPHONE (607) 756-2808

ROBERT J. BAYS, CHAIRMAN
ALBERT C. KENNEY, CLERK
JAMES R. O'MARA, DEPUTY CLERK

August 9, 1976

John G. Kimmich
County Clerk
Court House
Cortland, New York 13045

Dear John:

I am enclosing herewith one (1) copy of Local Law No. 2³
for the year 1976 for filing in your office.

Very truly yours,

Albert C. Kenney, Clerk
Cortland County Legislature

ACK/ejt
Encl:



CORTLAND COUNTY LEGISLATURE
COURT HOUSE
CORTLAND, N. Y. 13045

TELEPHONE (607) 756-2808

ROBERT J. BAYS, CHAIRMAN
ALBERT C. KENNEY, CLERK
JAMES R. O'MARA, DEPUTY CLERK

August 9, 1976

Secretary of State
162 Washington Avenue
Albany, New York 12210

Dear Sir:

I am enclosing herewith four (4) copies of Local Law No. ³~~2~~
for the year 1976 for filing in your office.

Very truly yours,

Albert C. Kenney, Clerk
Cortland County Legislature

ACK/ejt
Encl:



STATE OF NEW YORK
DEPARTMENT OF AUDIT AND CONTROL
ALBANY

ARTHUR LEVITT
STATE COMPTROLLER

IN REPLYING REFER TO

December 6, 1976

Cortland County Legislature
Court House
Cortland, New York 13045

Dear Sir:

I hereby acknowledge receipt as of November 26, 1976
of certified copy of Local Law No. 3
of 1976 for the Cortland County
which copy is being filed in this office.

Very truly yours,

Kendall R. Pirro
Associate Attorney

KRP:gj

cc: Secretary of State

MARIO M. CUOMO
Secretary of State



STATE OF NEW YORK

DEPARTMENT OF STATE

162 WASHINGTON AVENUE
ALBANY, NEW YORK 12231

November 26, 1976

Cortland County Legislature
Court House
Cortland, NY 13045

Dear Sir / Madam:

Please be advised that Local Law(s) No. 3
of 1976 of the Cortland County
was/were received and filed on 11/26/76.

We are enclosing additional forms for your future
use when filing local laws.

Very truly yours,

MARIO M. CUOMO
Secretary of State

by:

A handwritten signature in cursive script that reads 'James C. Aube'.

James C. Aube
Chief Clerk
State Records and Law Bureau

cc: State Comptroller
Division of Municipal Affairs

G120-006

(14)
27

DIRECTING PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 3
FOR THE YEAR 1976

WHEREAS, proposed Local Law No. 3 for the Year 1976 providing for Fresh Water Wetlands Protection for Cortland County, has been introduced by Mr. Phillips, a member of this Legislature, now therefore be it

RESOLVED, that a public hearing upon said Local Law be held before this Legislature on November 18th 1976 at 10: 30 A. M. in the chambers of the Cortland County Legislature, in the County Court House, Cortland, New York and that the Clerk of this Legislature be and he hereby is directed to publish notice of said hearing as required by the Municipal Home Rule Law of the State of New York.

STATE OF NEW YORK }
COUNTY OF CORTLAND } SS:

This is to certify that I, the undersigned, Clerk of the Cortland County Legislature of the County of Cortland have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was passed by the Cortland County Legislature, of said county on the 8th day of November 1976 and that the same is a correct and true transcript of such original resolution and of the whole thereof.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the CORTLAND COUNTY LEGISLATURE, this 8th day of November 1976
Albert C. Kenney
Clerk of the Cortland County Legislature

PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing on Local Law No. 3 for the Year 1976 for the County of Cortland, said Local Law, Providing For the Protection, Preservation and Conservation of the Freshwater Wetlands Within Its Boundaries will be held at 10:30 A. M. on November 18, 1976 at the County Legislature Chambers in the Court House, Cortland, New York.

Please take further notice, that at the time and place above mentioned, all persons interested will be afforded an opportunity to be heard.

By Order of the Cortland County
Legislature

Albert C. Kenney

Clerk

(1)

LOCAL LAW NO. 3 FOR THE YEAR 1976

A LOCAL LAW OF CORTLAND COUNTY PURSUANT TO
ARTICLE 24 OF THE NEW YORK ENVIRONMENTAL CONSERVATION
LAW TO PROVIDE FOR THE PROTECTION, PRESERVATION AND CONSERVATION
OF THE FRESHWATER WETLANDS WITHIN ITS BOUNDARIES

BE IT ENACTED by the County Legislature of the County of Cortland as follows:

SECTION 1. Pursuant to #24-0501 of the New York State Freshwater Wetlands Act (Article 24 of the New York Environmental Conservation Law), the County of Cortland shall fully undertake and exercise its regulatory authority with regard to activities subject to regulation under the Act in freshwater wetlands, as shown on the Freshwater Wetlands Map, as such map may from time to time be amended, filed by the Department of Environmental Conservation pursuant to the Act, and in all areas adjacent to any such freshwater wetland up to 100 feet from the boundary of such wetland. Such regulatory authority shall be undertaken and exercised in accordance with all of the procedures, concepts and definitions set forth in Article 24 of the New York Environmental Conservation Law and Title 23 of Article 71 of such law relating to the enforcement of Article 24, as such law may from time to time be amended.

a. Wetlands shall be subject to regulation by the County only in those towns, villages or the City of Cortland in which the respective municipal authority has failed to adopt and implement protective local laws or ordinances as prescribed by Article 24-0501(4); or in those towns, villages or the City of Cortland wherein the respective municipal authority requests in writing that the authority for regulation be transferred to the county as prescribed in Article 24-0503(1); or in those towns, villages or the City of Cortland in which the Commissioner of the New York State Department of Environmental Conservation finds and declares that a town, village or city does not possess the technical capacity or is not effectively administering the provision of the Act, as prescribed in Section 24-0503(2), and orders that the function be transferred to the County of Cortland.

SECTION 2. This law, adopted on the date set forth below, shall take effect upon the filing with the clerk of Cortland County of the final Freshwater Wetlands Map by the New York State Department of Environmental Conservation pursuant to 24-0301 of the Freshwater Wetlands Act applicable to any or all lands with the County of Cortland.

(8)
ON MOTION OF MR. PHILLIPS

RESOLUTION NO. 363

ADOPTING LOCAL LAW NO. 3 FOR THE YEAR 1976

WHEREAS, Local Law No. 3 for the Year 1976, Providing for the Protection, Preservation and Conservation of the Freshwater Wetlands within its boundaries was introduced by Mr. Phillips, a member of the Legislature at the meeting of this Legislature held on November 8, 1976, and

WHEREAS, said Local Law has been in its final form upon the desks of the members at least seven calendar days, exclusive of Sunday prior to this date, and

WHEREAS, a public hearing thereon has been held before this Legislature after publication of a notice thereof as required by law, now therefore be it

RESOLVED, that Local Law No. 3 for the Year 1976, which Local Law provides for the Protection, Preservation and Conservation of the Freshwater Wetlands within its boundaries, be passed and enacted in the following form:

SECTION 1. Pursuant to #24-0501 of the New York State Freshwater Wetlands Act (Article 24 of the New York Environmental Conservation Law), the County of Cortland shall fully undertake and exercise its regulatory authority with regard to activities subject to regulation under the Act in freshwater wetlands, as shown on the Freshwater Wetlands Map, as such map may from time to time be amended, filed by the Department of Environmental Conservation pursuant to the Act, and in all areas adjacent to any such freshwater wetland up to 100 feet from the boundary of such wetland. Such regulatory authority shall be undertaken and exercised in accordance with all of the procedures, concepts and definitions set forth in Article 24 of the New York Environmental Conservation Law and Title 23 of Article 71 of such law relating to the enforcement of Article 24, as such law may from time to time be amended.

a. Wetlands shall be subject to regulation by the County only in those towns, villages or the City of Cortland in which the respective municipal authority has failed to adopt and implement protective local laws or ordinances as prescribed by Article 24-0501(4); or in those towns, villages or the City of Cortland wherein the respective municipal authority requests in writing that the authority for regulation be transferred to the county as prescribed in Article 24-0503(1); or in those towns, villages or the City of Cortland in which the Commissioner of the New York State Department of Environmental Conservation finds and declares that a town, village or city does not possess the technical capacity or is not effectively administering the provision of the Act, as prescribed in Section 24-0503(2), and orders that the function be transferred to the County of Cortland.

SECTION 2. This Law, adopted on the date set forth below, shall take effect upon the filing with the Clerk of Cortland County of the final Freshwater Wetlands Map by the New York State Department of Environmental Conservation pursuant to 24-0301 of the Freshwater Wetlands Act applicable to any or all lands with the County of Cortland.

STATE OF NEW YORK }
 COUNTY OF CORTLAND } SS:

This is to certify that I, the undersigned, Clerk of the Cortland County Legislature of the County of Cortland have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was passed by the Cortland County Legislature, of said county on the 18 th day of November 1976 and that the same is a correct and true transcript of such original resolution and of the whole thereof.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the CORTLAND COUNTY LEGISLATURE, this

18th day of November 1976

Albert C. Kennedy
 Clerk of the Cortland County Legislature

ba

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County
~~CITY~~ of CORTLAND
~~TOWN~~
~~VILLAGE~~
Local Law No. # 3 of the year 19 76

A local law OF CORTLAND COUNTY PURSUANT TO ARTICLE 24 OF THE NEW YORK ENVIRONMENTAL
.....
(Insert title)
CONSERVATION LAW TO PROVIDE FOR THE PROTECTION, PRESERVATION AND CONSERVATION OF
THE FRESHWATER WETLANDS WITHIN ITS BOUNDARIES.

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

County
~~CITY~~ of CORTLAND as follows:
~~TOWN~~
~~VILLAGE~~

SECTION 1. Pursuant to #24-0501 of the New York State Freshwater Wetlands Act (Article 24 of the New York Environmental Conservation Law), the County of Cortland shall fully undertake and exercise its regulatory authority with regard to activities subject to regulation under the Act in freshwater wetlands, as shown on the Freshwater Wetlands Map, as such map may from time to time be amended, filed by the Department of Environmental Conservation pursuant to the Act, and in all areas adjacent to any such freshwater wetland up to 100 feet from the boundary of such wetland. Such regulatory authority shall be undertaken and exercised in accordance with all of the procedures, concepts and definitions set forth in Article 24 of the New York Environmental Conservation Law and Title 23 of Article 71 of such law relating to the enforcement of Article 24, as such law may from time to time be amended.

a. Wetlands shall be subject to regulation by the County only in those towns, villages or the City of Cortland in which the respective municipal authority has failed to adopt and implement protective local laws or ordinances as prescribed by Article 24-0501(1); or in those towns, villages or the City of Cortland wherein the respective municipal authority requests in writing that the authority for regulation be transferred to the county as prescribed in Article 24-0503(1); or in those towns, villages or the City of Cortland in which the Commissioner of the New York State Department of Environmental Conservation finds and declares that a town, village or city does not possess the technical capacity or is not effectively administering the provision of the Act, as prescribed in Section 24-0503(2), and orders that the function be transferred to the County of Cortland.

SECTION 2. This law, adopted on the date set forth below, shall take effect upon the filing with the clerk of Cortland County of the final Freshwater Wetlands Map by the New York State Department of Environmental Conservation pursuant to 24-0301 of the Freshwater Wetlands Act applicable to any or all lands with the County of Cortland.

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

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. 3 of 19 76 of the ~~CITY~~ ~~TOWN~~ ~~VILLAGE~~ of CORTLAND was duly passed by CORTLAND COUNTY LEGISLATURE (Name of Legislative Body) on NOVEMBER 18 19 76 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ County of _____ was duly passed by _____ (Name of Legislative Body) on _____ 19 _____ and was approved _____ by the _____ Elective Chief Executive Officer not disapproved _____ repassed after disapproval _____ and was deemed duly adopted on _____ 19 _____, in accordance with the applicable provisions of law.

(Final adoption by referendum.)

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

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

4. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ County of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 19 _____ and was approved _____ by the _____ Elective Chief Executive Officer not disapproved _____ repassed after disapproval _____ on _____ 19 _____ Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on _____ 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 board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

5. 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 § 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 the 19..... 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 above.

Albert P. Kennedy

Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

Date: November 24, 1976

(Seal)

(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 CORTLAND

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.

Jane Wood

(Title of Officer) County Attorney

County
~~City~~ of CORTLAND
~~Town~~
~~Village~~

Dated: November 24, 1976



CORTLAND COUNTY LEGISLATURE
COURT HOUSE CORTLAND, N. Y. 13045

TELEPHONE (607) 756-2808

ROBERT J. BAYS, CHAIRMAN
ALBERT C. KENNEY, CLERK
JAMES R. O'MARA, DEPUTY CLERK

November 24, 1976

John G. Kimmich
County Clerk
Court House
Cortland, New York 13045

Dear John:

I am enclosing herewith one (1) copy of Local Law No. 3
for the year 1976 for filing in your office.

Very truly yours,

Albert C. Kenney, Clerk
Cortland County Legislature

ACK/p
Encl:



CORTLAND COUNTY LEGISLATURE
COURT HOUSE CORTLAND, N. Y. 13045

TELEPHONE (607) 756-2808

ROBERT J. BAYS, CHAIRMAN
ALBERT C. KENNEY, CLERK
JAMES R. O'MARA, DEPUTY CLERK

November 24, 1976

Secretary of State
162 Washington Avenue
Albany, New York 12210

Dear Sir:

I am enclosing herewith four (4) copies of Local Law No. 3
for the year 1976 for filing in your office.

Very truly yours,

Albert C. Kenney, Clerk
Cortland County Legislature

ACK/p
Encl:



CORTLAND COUNTY LEGISLATURE
COURT HOUSE
CORTLAND, N. Y. 13045

TELEPHONE (607) 756-2808

ROBERT J. BAYS, CHAIRMAN
ALBERT C. KENNEY, CLERK
JAMES R. O'MARA, DEPUTY CLERK

November 24 1976

State Comptroller
Alfred E. Smith Office Bldg
Albany, New York 12225

Dear Sir:

I am enclosing herewith one (1) copy of Local Law No. 3
for the year 1976 for filing in your office.

Very truly yours,

Albert C. Kenney, Clerk
Cortland County Legislature

ACK/p

Encl: