

October 9, 2012

**RECEIVED**  
OCT 10 2012  
VILLAGE OF LYNDONVILLE

Teri Woodworth, Clerk-Treasurer  
Village of Lyndonville  
2 South Main Street  
P.O. Box 270  
Lyndonville, NY 14098

Re: Local Law No. 4 for the Year 2012  
A Local Law Authorizing The Disposal of Certain Materials By Village Residents At  
A Designated Site

Dear Teri:

Please find enclosed herewith fully executed original Local Law in the above-referenced matter for your files.

Very truly yours,



David C. Schubel

DCS/sm  
Enclosure

October 9, 2012

 COPY

CERTIFIED MAIL - RETURN RECEIPT

NYS Department of State  
State Records and Laws Bureau  
99 Washington Avenue, Suite 600  
(1 Commerce Plaza)  
Albany, NY 12231

Re: Local Law No. 4 for the Year 2012  
A Local Law Authorizing The Disposal Of Certain Materials By Village Residents At  
A Designated Site

Dear Sir or Madam:

Please find enclosed a certified copy of the above captioned numbered Local Law for  
filing in your office.

Very truly yours,

David C. Schubel  
Lyndonville Village Attorney

DCS/sm  
Enclosure

cc: Teri Woodworth, Village Clerk



RECEIVED

OCT 30 2012

WEBSTER SCHUBEL & MEIER

STATE OF NEW YORK  
DEPARTMENT OF STATE  
ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001

ANDREW M. CUOMO  
GOVERNOR

CESAR A. PERALES  
SECRETARY OF STATE

October 25, 2012

David C Schubel  
Village Attorney  
113 West Center Street, Suite 2  
Medina NY 14103

**RE: Village of Lyndonville, Local Law 4 2012, filed on October 17, 2012**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, [www.dos.state.ny.us](http://www.dos.state.ny.us).

Sincerely,  
State Records and Law Bureau  
(518) 474-2755



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OCT 25 2012

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ALBANY, NY 12231-0001

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(518) 474-2755

Local Law Filing

New York State Department of State  
Suite 600, 99 Washington Ave., 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 Lyndonville  
Town  
Village

Local Law No. 4 of the year 2012.

A local law entitled A Local Law Authorizing The Disposal Of Certain Materials By  
Village Residents At A Designated Site  
(Insert Title)

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

County  
City of Lyndonville, New York \_\_\_\_\_ as follows:  
Town  
Village

Local law No. 4 of the Year 2012

**Section 1.**

This Local Law shall be known as a Local Law Authorizing the Disposal of Certain Materials by Lyndonville Village Residents at a Designated Site.

**Section 2.**

The purpose of this Local Law is to permit Lyndonville Village residents to dispose of certain materials at a site designated by resolution of the Village Board in the manner directed by the Superintendent of Public Works acting under authority of the Village Board. As used in this Local Law, Lyndonville Village residents includes individual, society, church, club, family or association of persons or family, engaged in a noncommercial purpose and the singular number shall include the plural number. It shall not include any individual, partnership or corporation engaged in commercial or industrial operations.

**Section 3.**

The provisions herein contained shall apply to any lands now owned or hereafter acquired by the Village of Lyndonville which have been designated by resolution of the Lyndonville Village Board as a site for the disposal of yard waste and/or for the disposal of concrete or gravel waste.

#### **Section 4.**

The Village Board may, from time to time, by resolution, designate a site for the disposal by Lyndonville Village residents of organic yard and garden waste, leaves, grass clippings, trimmings, and brush not more than 6 inches in diameter and not more than 4 feet in length. The Village Board may also designate a site for the disposal of concrete and gravel waste. The superintendent of Public Works shall be in charge of any such designated site.

#### **Section 5.**

No person shall carry or leave, or cause to be carried or left, upon a designated site as authorized herein any refuse, ashes, garbage or other putrescible materials, televisions or other electronic devices, waste metals, cinders, glass, papers, dead animals or parts thereof, vegetable matter, tree stumps, construction and demolition debris and all discarded substances of a solid nature as except as permitted herein.

#### **Section 6.**

No person shall deposit or cause to be deposited any of the permitted materials at the designated site except in the manner directed by the Village Superintendent of Public Works under authority of the Village Board, whether such direction is given personally, by another person by his authority, or by a sign or signs erected upon a site by his authority.

#### **Section 7.**

No person shall be or remain at any designated disposal site at any time from sunset until sunrise the following morning.

#### **Section 8.**

Any violation of any provisions of this Local law shall constitute a violation pursuant to the Penal Law, and any person convicted of a violation of this Local law shall be subject to a fine not exceeding \$250.00 by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment.

#### **Section 9.**

- (a) This Local law shall take effect immediately upon filing in the Office of the Secretary of State.
- (b) If any part or section of this Local Law shall be held to be invalid, the remaining provisions thereof shall not fail but shall remain in full force and effect.
- (c) All Local Laws, ordinances, rules or regulations, or parts or portions thereof that conflict or are contrary to any portion of this Local Law are hereby repealed.

**(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. 4 of 2012, of the ~~(County)~~ (City) ~~(Town)~~ (Village) of Lyndonville, New York was duly passed by the Board of Trustees on October 8, 2012, 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. \_\_\_\_\_ of 20\_\_\_\_ of the ~~(County)~~ (City) ~~(Town)~~ (Village) \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved) (not disapproved) (Name of Legislative Body) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted (Elective Chief Executive Officer\*) on \_\_\_\_\_ 2012, 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 2012 of the ~~(County)~~ (City) ~~(Town)~~ (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 2012, and was (approved) (not disapproved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 2012. Such local law was submitted to (Elective Chief Executive Officer) 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 \_\_\_\_\_ 20\_\_\_\_, 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 2012 of the ~~(County)~~ (City) ~~(Town)~~ (Village) of \_\_\_\_\_, New York was duly passed by the Board of Trustees (Name of Legislative Body) on \_\_\_\_\_, 2012, and was (approved) ~~(not disapproved)~~ ~~(repassed after disapproval)~~ by the Mayor on \_\_\_\_\_, 2012. Such local law was subject to permissive referendum and (Elective Chief Executive Officer\*) no valid petition requesting such referendum was filed as of \_\_\_\_\_, 2012, 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 20\_\_\_\_ 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 \_\_\_\_\_ 20\_\_\_\_, 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 20\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, 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 1, above.

(SEAL)

  
\_\_\_\_\_  
Teri Woodworth  
Village Clerk, Village of Lyndonville

Date: October 9, 2012