

Local Law Filing

New York State Department of State
41 State Street, 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, New York
Town _____
Village _____

Local Law No. 2 of the year 2000

A local law Increasing Various Fees, Sewer Rate Charges, Water Connection Fees, Installation Fees, and Water Rate Charges By Amending Chapters 101, 190 and 230 of the Code of the Village of Lyndonville
(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. 2 for the Year 2000

A Local Law Increasing Various Fees, Sewer Rate Charges, Water Connection Fees, Installation Fees, and Water Rate Charges By Amending Chapters 101, 190 and 230 of the Code of the Village of Lyndonville

Section 1. Section 101-6 of the Code of the Village of Lyndonville is hereby changed and amended so as to provide for an increase in the fees charged for building permits and zoning. Section 101-6 shall provide as follows:

Permit fees shall be collected and paid according to the following fee schedule:

New Construction Residential Use.....\$50.00
Including Mobile Homes
Plus \$4.00 per 100 Square feet or fraction thereof.

New Construction Residential Garages	\$50.00
(Attached or Detached)	
Commercial Construction – Business Use	\$50.00
Plus \$4.00 per 100 Square feet or fraction thereof	
Maximum of \$500.00	
Additions to Permanent Structures – (Habitable Space)	\$50.00
Plus \$4.00 per 100 Square feet or fraction thereof.	
Porches, Decks, Carports, Sheds, Swimming Pools, Chimneys, Wood Burning Stoves, Satellite Dish	\$25.00
Application to Zoning Board of Appeals for Variance.....	\$50.00
Application to Planning Board for Special Permits	\$50.00
Research for Lawyers, banks or Realtors for Property Zoning Update	\$25.00

Notes:

1. Special legal and/or engineering charges incurred by the Village as a result of the permit application shall be reimbursed, at cost, by the permit applicant.

2. The minimum charge for ANY AND ALL Zoning and Code applications shall be\$25.00

Copy of Zoning Ordinance.....\$7.00

Single Pages of Zoning Ordinance.....\$.25

Section 2. Section 190-6 (B) of the Code of the Village of Lyndonville is hereby changed and amended so as to increase the inspection fee from Fifteen (\$15.00) Dollars to Twenty-Five (\$25.00) Dollars. Section 190-6 (B) shall provide as follows:

B. There shall be two (2) classes of building sewers permits: for residential and commercial service and for services to establishments producing industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the Village. The permit application shall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the Superintendent. A permit and inspection fee of Twenty-Five (\$25.00) Dollars for a residential or commercial building sewer permit and Twenty-Five (\$25.00) Dollars for an industrial building sewer permit shall be paid to the Village Treasurer at the time the application is filed. ---

Section 3. Section 190-6 (C) of the Code of the Village of Lyndonville is hereby changed and amended so as to increase the connection charge to Three Hundred Fifty (\$350.00) Dollars and also to provide for a deposit of One Hundred Fifty (\$150.00) Dollars for materials which deposit shall be paid in advance. Section 190-6 (C) shall provide as follows:

C. All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner from the street right-of-way line to the building. The Village will furnish materials and install a lateral sewer connection from the main to the street right-of-way line. A connection charge in the amount of Three Hundred Fifty (\$350.00) Dollars shall be paid, in advance, by the owner for such connection if a connection has not previously been installed by the Village or a new lateral connection location is requested by the owner. In addition to the foregoing charge, a deposit of One Hundred Fifty (\$150.00) Dollars for materials shall be paid in advance.

Section 4. Section 190-14 (E) of the Code of the Village of Lyndonville is hereby changed and amended so as to provide for an increase in the rate charged per 1,000 gallons of ninety (90%) percent of metered water from \$3.10 to \$3.85 and to delete the availability charge of \$10.00 per vacant parcel. The rate schedule shall be as follows:

Class	Charge
Class 1 1 service unit, less than 150,000 gpy	Availability charge: \$80.00 per year; \$3.85 per 1,000 gallons of 90% metered water
Class 2 First service unit Each additional service unit Flow charge	Availability charge: \$80.00 per year Availability charge: \$40.00 per year \$3.85 per 1,000 gallons of 90% of metered water
Class 3 Each service unit Nonprocess waste in excess of of 150,000 gpy	Availability charge: \$240.00 per year \$3.85 per 1,000 gallons of 90% of of metered water
Class 4 Each service unit Process waste and sanitary	Availability charge: \$320.00 per year \$3.85 per 1,000 gallons of 90% of metered water; plus charge for excess BOD, suspended solids, COD, acidity, pH and testing per local law

Section 5. Section 230-4 of the Code of the Village of Lyndonville is hereby changed and amended so as to provide for an increase in the water connection fee to Three Hundred Fifty (\$350.00) Dollars. Section 230.4 shall provide as follows:

§ 230-4. Connection Fee Inside Village.

Water connection fees inside the Village shall be Three Hundred Fifty (\$350.00) Dollars.

Section 6. Section 230-7 of the Code of the Village of Lyndonville is hereby changed and amended so as to provide for an increase in the shut-off and turn-on charges and to provide for a meter test charge. Section 230-7 shall provide as follows:

§ 230-7. Shut-off and Turn-on Charges, Meter Test Charge.

If the meter at any individual service is shut off at the request of the property owner or for any reason set forth in this Article or in Article II of the Village Law, except for emergency repairs made by the Water Department or for repairs made by the consumer, there shall be a shut-off charge of Twenty-Five (\$25.00) Dollars made to the property owner and a charge of Twenty-Five (\$25.00) Dollars for turning on the water.

If the property owner requests their meter to be tested by the Water Department, a fee of Fifty (\$50.00) Dollars shall be paid in advance. If the meter test indicates the meter is not working properly, the fee of Fifty (\$50.00) Dollars shall be returned.

Section 7. Section 230-15 D of the Code of the Village of Lyndonville is hereby changed and amended so as to provide for an increase in the cost of the connection fee to Three Hundred Fifty (\$350.00) Dollars plus a deposit of One Hundred Fifty (\$150.00) Dollars for materials to be paid in advance of installation. Section 230-15 D shall provide as follows:

D. Where a meter is installed outside of the corporate limits of the Village, the consumer shall pay an installation charge of Three Hundred Fifty (\$350.00) Dollars plus a deposit of One Hundred Fifty (\$150.00) Dollars for materials to be paid in advance of installation.

Section 8. Section 230-15 E of the Code of the Village of Lyndonville is hereby changed and amended so as to provide a Seventy-Five (\$75.00) Dollar charge for this section. Section 230-15 E shall provide as follows:

E. Where any meter is damaged by freezing, backwash of hot water or for any cause through neglect or act of the consumer, the cost of repairing such meter so damaged shall be a charge in the amount of Seventy-Five (\$75.00) Dollars upon the property owner where the meter is located.

Section 9. Section 230-21 of the Code of the Village of Lyndonville is hereby changed and amended so as to provide for an increase in the water rates. The rate schedule shall be as follows:

A. **Inside the Village:** a minimum fee of Thirty-one and 80/100 Dollars (\$31.80) for six thousand (6,000) gallons, plus Five and 30/100 Dollars (\$5.30) per one thousand (1,000) gallons thereafter.

B. **Outside the Village: rural full-use metered service:** A minimum fee of Forty-One and 70/100 Dollars (\$41.70) for six thousand (6,000) gallons, plus Six and 95/100 Dollars (\$6.95) per one thousand (1,000) gallons thereafter.

C. **Tank Use:** Eight and 00/100 Dollars (\$8.00) per one thousand (1,000) gallons upon application to and approval of the Superintendent of Public Works.

Section 10. All local laws or regulations, or parts or portions thereof that conflict or are contrary to any provision of this local law are hereby repealed.

Section 11. This local law shall take effect upon its proper filing as required by law.

(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. 2 of 19-200 of the ~~(County)~~(City)(Town)(Village) of Lyndonville ~~Board of Trustees~~ was duly passed by the Board of Trustees on 19 20, 00 accordance with the applicable provisions of law.
(Name of Legislative Body)

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 19-____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19 ____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 19____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

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 _____ on _____ 19____, and was (approved)(not approved)(repassed after disapproval) by the _____ 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.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

* 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 chairperson 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 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 _____, above.

Rebecca W Miller
Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: 5-2-2000

(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 ORLEANS

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]
Signature

Village Attorney
Title

~~County~~
~~City~~ of Lyndonville, Orleans County, New York
~~Town~~
Village

Date: Apr 26, 2000



STATE OF NEW YORK
DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231-0001

ALEXANDER F. TREADWELL
SECRETARY OF STATE

May 15, 2000

DAVID C. SCHUBEL
VILLAGE OF LYNDONVILLE
2 SOUTH MAIN ST., POB 270
LYNDONVILLE, NY 14098

RE: Village of Lyndonville, Local Law 2, 2000, filed 05/08/2000

The above referenced material was received and filed by this office as indicated. Additional local law filing forms will be forwarded upon request.

Sincerely,

A handwritten signature in cursive script that reads "Janice G. Durfee".

Janice G. Durfee
Principal File Clerk
Bureau of State Records
(518) 474-2755

JGD:ml