

(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 Rockville Centre

Town

Village

Local Law No. 2 of the year 2011

A local law to amend the Code of the Village of Rockville Centre, in relation to expenses

(Insert Title)

incurred for removal of unlawfully deposited materials from Village property.

Be it enacted by the Board of Trustees of the

(Name of Legislative Body)

County

City

of Rockville Centre **as follows:**

Town

Village

Section one. The Code of the Village of Rockville Centre is hereby amended, by adding thereto a new section, to be section 283-18.1, to read as follows:

“§283-18.1. Liability for expenses. Any person or entity causing or permitting the deposit upon property of the Village of any material, including, without limitation, ashes, garbage or light refuse or rubbish, snow, solid waste, litter, or other solid or liquid, in violation of any provision of Articles II, III or IV of this chapter shall be liable to pay the expenses incurred by the Village in removing the said material.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

- A. In the event any such person or entity fails to pay such amount within thirty days after written demand therefore, the Village may institute such action as may be required to recover such amount, and in any such action shall be entitled in addition to recover its costs of expenses, including reasonable attorneys' fees.
- B. Where any such material is deposited upon Village property from adjoining property, and the owner(s) of such adjoining property fail or refuse to pay the expenses of removal from the Village property as provided in this section, the said unpaid expenses shall be assessed against the adjoining property in the same manner as provided for unpaid Village property taxes."

Section two. Section 283-18 of the Code of the Village of Rockville Centre is hereby amended, to read as follows:

"§ 283-18. Authorized removal; interference with Village employees.

A. No person shall prevent or interfere with any Village employee in the sweeping or cleaning of any street or in the removal of sweepings, ashes, garbage, rubbish, snow, ice or other refuse material.

B. No person other than an authorized Village employee or agent shall disturb or remove any ashes, garbage or light refuse or rubbish placed by householders or their tenants or by occupants or their servants, within the stoop or area line or in front of houses or lots, for removal, unless requested by residents of such houses."

Section three. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule 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 2011 of the ~~(County)(City)(Town)(Village)~~ of Rockville Centre was duly passed by the Board of Trustees on January 25, 2011, 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) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20__, 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20__. 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 _____ 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ on _____ 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__, in accordance with the applicable provisions of law.

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

*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.

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 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 __1__, above.

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

(Seal)

Date: January 25, 2011

(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 NASSAU

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

Village Attorney
Title

County

City

of Rockville Centre

Town

Village

Date: January 25, 2011