

Local Law Filing

(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 Town Village
(Select one.)

of Romulus

**FILED
STATE RECORDS**

JAN 31 2019

DEPARTMENT OF STATE

Local Law No. 1 of the year 2019

A local law to amend section 200-58 of the Code of the Town of Romulus, New York to
(Insert Title)
provide for appointment of alternate members of the Zoning Board of Appeals

Be it enacted by the Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Romulus

as follows:

Section 200-58 of the Code of the Town of Romulus is hereby amended, pursuant to section 10 of the Municipal Home Rule Law, to add subsection D to read as follows:

D. Alternate Members. The Town Board may appoint alternate members of the Zoning Board of Appeals to serve when members are absent or unable to participate on any matter before the Zoning Board of Appeals.

(1) Alternate members shall be appointed by the Town Board at their annual reorganizational meeting, for a term of one year with the term to expire on December 31 of each year.

(2) The chairperson of the Zoning Board of Appeals may designate an alternate to substitute for a member when such member is unable to participate on any matter before the Board. When so designated, the alternate member shall possess all the powers and responsibilities of such member of the board. Such designation shall be entered into the minutes of the initial Zoning Board of Appeals meeting at which the substitution is made.

(3) All provisions of state law pertaining to Zoning Board of Appeals member eligibility, vacancy in office, removal, compatibility of office and service on other boards, as well as any provision of local law or ordinance relating to training, continuing education, compensation and attendance, shall also apply to alternate members.

(4) This local law is hereby adopted pursuant to the provisions of Section 10 of the Municipal Home Rule Law and Part 10 of the Statute of Local Governments. It is the intent of the Town Board to supersede the provisions of Section 267 of the Town Law relating to the appointment of members to the Zoning Board of Appeals.

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

(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. 1 of 2019 of the ~~(County)(City)(Town)(Village)~~ of Romulus was duly passed by the Town Board on January 16 2019, in 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 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* 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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20____. *(Elective Chief Executive Officer*)*

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) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20____. Such local *(Elective Chief Executive Officer*)* 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.

* 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 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.)

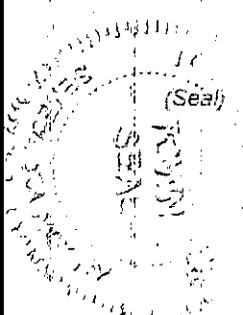
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and 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.

Jane Brauning, Roskulus Town
Clerk of the county legislative body, City, Town or Village Clerk or *Clerk*
officer designated by local legislative body

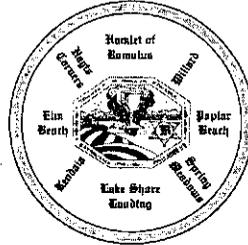
Date: *Jan 29, 2019*



TOWN OF ROMULUS

David Kaiser, Supervisor
Marjorie Van Hyning, Town Clerk
Daryl Morrell, Highway Superintendent
Kyle Collingsworth, Councilman
Michael Joslyn, Councilman

Joseph Brodnicki, Councilman



1435 Prospect Street
PO Box 177
Willard, New York 14588
PHONE: 607-869-9326
Fax: 607-869-5763
Romulus@rochester.ny.gov

January 16, 2019
Romulus Town Board Meeting

The meeting was

1. Called to order at 1900 by the Town Supervisor David Kaiser.
2. Roll Call- Supervisor David Kaiser, Councilman Kyle Collingsworth, Councilman Joseph Brodnicki, and Councilman Michael Joslyn were all present. Also present were Bill Kallsen, Planning Board, Attorney Patrick Morrell, Highway Superintendent Daryl Morrell, Ken Battle, Zoning Board, Tom Borchard
3. Pledge of Allegiance: followed by a moment of silence
4. Motion for the Public hearing was made by Mike Joslyn and second by Councilman Joseph Brodnicki Public Hearing was open and discussions began on the topic of Community Development Block Grant Program. Councilman Kyle Collingsworth and Ken Bather had question and they were answered. A motion by Councilman Mike Joslyn to close the meeting and seconded Councilman Kyle Collingsworth
5. Public Hearing for Public Law #1-Alternate Members for Zoning Board of Appeal Motion made by Councilman Mike Joslyn and second by Supervisor David Kaiser. Attorney Patrick Morell talked and cleared the fine points of this law. Meeting call closed by motion made by Councilman Joseph Brodnicki and second by Councilman Kyle Collingsworth A vote by the board in a roll call manor was made and passed by all Councilman and Supervisor voting Yes. Motion carried
6. Approval of the minutes with all attach Resolutions for
 - a. December 20, 2018 Board Meeting
 - b. December 27,2018 Close out end of year
 - c. January 2, 2019 Re-organization Meeting
7. Communication were read and acted upon as needed

7. Romulus Town Board Meeting Minutes were read and discussed by the Planning board member that were present
8. Highway report was discussed. Salt Spreaders are to be advertised this month for a best offer in the Town Shoppers and Ovid Gazette
9. Water & Sewer report....A water main break on main street and a house chimney fire were discussed
10. Bookkeepers report: There was none at this time
11. Old Business: Holiday lights to come down before the snow storm that is due to arrive this week end
12. New Business: The appointment of a Councilman to replace Councilman Ralph Walburn to happen when the candidate returns from out of state.
13. Resolutions
14. A. #07-19 Verification of payables Motion made by Supervisor David Kaiser and seconded by Councilman Michal Joslyn. Motion carried
15. Town Clerks report: for December 2018 was submitted on behalf of passed clerk
16. Motion to Adjourn was made by Councilman Mike Joslyn and seconded by Councilman Joseph Brodnicki. Meeting adjourn at 2020.

Respectfully submitted by

Romulus Town Clerk Jane Braunig

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF
ROMULUS OF LOCAL LAW 1 OF 2019

WHEREAS, a public hearing was duly held on January 16, 2019 at the Romulus Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act (SEQRA) it has been determined that by the Town Board that adoption of said proposed Local Law would be a Type II action under sections 617.5 (20) & (27) of said SEQRA regulations and has been determined not to have a significant impact on the environment, and

WHEREAS, after due deliberation, the Town Board of the Town of Romulus finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Romulus hereby adopts said Local Law No. 1 entitled A Local Law To Amend Section 200-58 Of The Code Of The Town Of Romulus, New York To Provide For Appointment Of Alternate Members Of The Zoning Board Of Appeals, a copy of which is attached hereto and made a part of this resolution, and be it further

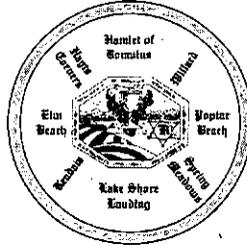
RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Laws of the Town of Romulus, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Proposed local law to amend section 200-58 of the Code of the Town of Romulus, New York to provide for appointment of alternate members of the Zoning Board of Appeals

Section 200-58 of the Code of the Town of Romulus is hereby amended, pursuant to section 10 of the Municipal Home Rule Law, to add subsection D to read as follows:

- D. **Alternate Members.** The Town Board may appoint alternate members of the Zoning Board of Appeals to serve when members are absent or unable to participate on any matter before the Zoning Board of Appeals.
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TOWN OF ROMULUS



David Kaiser, Supervisor
Marjorie Van Hying, Town Clerk
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Romulus@rochester.rr.com

RESOLUTION AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF ROMULUS OF LOCAL LAW 1 OF 2019 RESOLUTION #6-19

WHEREAS, a public hearing was duly held on January 16, 2019 at the Romulus Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act (SEQRA) it has been determined that by the Town Board that adoption of said proposed Local Law would be a Type II action under sections 617.5 (20) & (27) of said SEQRA regulations and has been determined not to have a significant impact on the environment, and

WHEREAS, after due deliberation, the Town Board of the Town of Romulus finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Romulus hereby adopts said Local Law No. 1 entitled A Local Law To Amend Section 200-58 Of The Code Of The Town Of Romulus, New York To Provide For Appointment Of Alternate Members Of The Zoning Board Of Appeals, a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Laws of the Town of Romulus, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

This Resolution shall take effect immediately. The question of the foregoing Resolution was duly put to a vote, which results as follows:

Motion by: Supervisor Dave Kaiser
Seconded by: Councilman Michael Joslyn

	Yea	Nay	Absent	Abstain
Councilman Michael Joslyn	[X]	[]	[]	[]
Councilman Joseph Brodnicki	[X]	[]	[]	[]
Councilman Kyle Collingsworth	[X]	[]	[]	[]
Supervisor David Kaiser	[X]	[]	[]	[]

Carried

This Resolution was thereupon duly adopted.

January 16 2019

Submitted by

Jane Braunig
Romulus Town Clerk