

# 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 PORT JERVIS

Local Law No. \_\_\_\_\_ of the year 20 16

A local law AMENDING SECTION 513 -3 OF CHAPTER 513 OF THE PORT JERVIS CITY CODE

(Insert Title)

AND SECTION 535-55D OF CHAPTER 535 OF THE PORT JERVIS CITY CODE TO PERMIT THE CITY OF PORT JERVIS TO DENY AND/OR TURN OFF WATER SERVICES TO PROPERTIES WHERE A CERTIFICATE OF OCCUPANCY HAS BEEN REVOKED OR DENIED FOR REASONS OF LOSS OF USE OR VIOLATION OF ANY OTHER LOCAL, COUNTY, STATE OR FEDERAL STATUTE OR REGULATION

Be it enacted by the COMMON COUNCIL of the  
(Name of Legislative Body)

County  City  Town  Village

(Select one.)

of PORT JERVIS

as follows:

SEE ANNEXED PAGES.

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

**:CITY OF PORT JERVIS, ORANGE COUNTY, NEW YORK**  
**LOCAL LAW NO.        OF 2016**

**A LOCAL LAW AMENDING SECTION 513-3 OF**  
**CHAPTER 513 OF THE PORT JERVIS CITY CODE AND**  
**SECTION 535-55D OF CHAPTER 535 OF THE PORT JERVIS**  
**CITY CODE TO PERMIT THE CITY OF PORT JERVIS TO**  
**DENY AND/OR TURN OFF WATER SERVICES TO PROPERTIES**  
**WHERE A CERTIFICATE OF OCCUPANCY HAS BEEN REVOKED**  
**OR DENIED FOR REASONS OF LOSS OF USE OR VIOLATION OF ANY**  
**OTHER LOCAL, COUNTY, STATE OR FEDERAL**  
**STATUTE OR REGULATION**

1. Purpose. The purpose of this Local Law is to allow the City of Port Jervis to deny or shut off water services to properties/structures where a Certificate of Occupancy has been revoked or denied because of failure to comply with or violation of a local, County, State or Federal statute or regulation affecting the property/structure.

2. Legislation. Section 513.3 of Chapter 513 of the Port Jervis City Code is amended to add a final sentence to that Section which states that:

“ The Building Official or Deputy Building Official may direct that water service be denied or terminated at any time at a property where the Certificate of Occupancy for that property/structure has been revoked or denied for a violation of any local, County, State or Federal statute or regulation.”

Section 535-55D of the Port Jervis City Code is hereby amended to add a sentence which states that:

“The Building Official or Deputy Building Official may direct that water service be denied or terminated at any time at a property where the Certificate of Occupancy for that property/structure has been revoked or denied for a violation of any local, County, State or Federal statute or regulation.”

PLEASE TAKE NOTICE TO THE EXTENT THAT THIS LOCAL LAW MAY CONFLICT WITH APPLICABLE PORTIONS OF THE GENERAL CITY LAW OF THE STATE OF NEW YORK, IT IS THE STATED INTENTION OF THE CITY TO EXERCISE ITS AUTHORITY TO SUPERSEDE AND AMEND, AS GRANTED UNDER THE MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK, SECTION 10. THE CITY HEREBY PROVIDES NOTICE THAT IT IS EXERCISING ITS AUTHORITY TO SUPERSEDE AND AMEND PURSUANT TO MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK SECTION 22.

**(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. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, 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. 6 of 20 16 of the ~~(County)(City)(Town)(Village)~~ of PORT JERVIS was duly passed by the COMMON COUNCIL on \_\_\_\_\_ 20 16, and was (approved)(not approved) (repassed after disapproval) by the MAYOR and was deemed duly adopted on \_\_\_\_\_ 20 

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, 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.

\* 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 , 2 above.

\_\_\_\_\_  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

Date: \_\_\_\_\_

(Seal)