

LOCAL LAW NO. 4 OF 2017

**A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2015
AND ALSO AMENDING SECTION 267-36 ENTITLED
“UNDERGROUNDING OF UTILITY SERVICES”**

1. Purpose. The Common Council of the City of Port Jervis adopted Local Law No. 2 of 2015 on February 23, 2015. A portion of that Local Law required that all new utility services or replacement services and service lines for commercial or residential properties must be installed and maintained underground after the date of adoption of Local Law No. 2 of 2015 (February 23, 2015).

The Common Council wishes to amend Local Law No. 2 of 2015 by requiring that the undergrounding of utilities for new utility services or replacement services and service lines for commercial or residential properties is required for new construction only.

2. Legislation. Section 267-36 of the Port Jervis City Code, entitled “Undergrounding of Utility Services”, shall be amended so as to require that all new utility services or replacement services and service lines for commercial or residential properties must be installed and maintained underground on new construction only.

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.