

# 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 Mamaroneck

FILED  
STATE RECORDS

NOV 16 2018

DEPARTMENT OF STATE

Local Law No. 18 of the year 2016

A local law regarding the appointment of the Village Attorney, amending section 78-4 of the code of the  
(Insert Title)  
Village of Mamaroneck to transfer to the Board of Trustees, from the Mayor subject to the  
approval of the Board of Trustees, the authority to appoint the Village Attorney, and to fill  
vacancies in such office, superseding sections 3-312 and 4-400 of the Village Law of the  
State of New York.

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

☐ County ☐ City ☐ Town ☒ Village  
(Select one.)

of Mamaroneck

as follows:

See Attached:

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

## LOCAL LAW ~~§~~-2016

A LOCAL LAW REGARDING THE APPOINTMENT OF THE VILLAGE ATTORNEY, AMENDING SECTION 78-4 OF THE CODE OF THE VILLAGE OF MAMARONECK TO TRANSFER TO THE BOARD OF TRUSTEES, FROM THE MAYOR SUBJECT TO THE APPROVAL OF THE BOARD OF TRUSTEES, THE AUTHORITY TO APPOINT THE VILLAGE ATTORNEY, AND TO FILL VACANCIES IN SUCH OFFICE, SUPERSEDING SECTIONS 3-312 AND 4-400 OF THE VILLAGE LAW OF THE STATE OF NEW YORK.

Be it enacted by the Board of Trustees of the Village of Mamaroneck as follows:

**Section One.** Section 78-4 of the Code of the Village of Mamaroneck is hereby amended to read as follows:

### **§ 78-4 Appointment.**

The Board of Trustees shall appoint the Village Attorney and fill vacancies in such office.

**Section Two.** This local law is intended to supersede Sections 3-312 and 4-400 of the Village Law of the State of New York to the extent that it is inconsistent with those laws.

**Section Three.** If any section, subsection, clause, phrase or other portion of this local law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions of this local law, which other portions shall continue in full force and effect.

**Section Four.** This local law shall take effect upon its approval by referendum by the electors of the Village and subsequent filing with the Secretary of State.

(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. 18 of 2016 of the ~~County~~(City)(Town)(Village) of Mamaroneck was duly passed by the Board of Trustees on September 6 2016, 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.)**

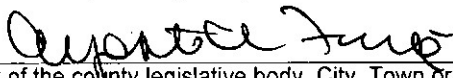
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority 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.

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

Date:

11/9/2016

(Seal)

VILLAGE OF  
CLERK OF  
11/9/2016