

LOCAL LAW NO. 1 of 2012

RE: A LOCAL LAW PROVIDING THAT THE CODE ENFORCEMENT OFFICER AND/OR BUILDING INSPECTOR MUST BE A RESIDENT OF DELAWARE COUNTY

BE IT ENACTED by the Town Legislature of the Town of Middletown, State of New York as follows:

SECTION 1. LEGISLATIVE AUTHORIZATION

This local law is authorized by the Municipal Home Rule Law sections 2(5), 10(1)(ii)(d)(3) and 22(1).

SECTION 2. RESIDENCY REQUIREMENT FOR CODE ENFORCEMENT OFFICER AND/OR BUILDING INSPECTOR

The Code Enforcement Officer and/or Building Inspector of the Town of Middletown need not be a resident or elector of the Town of Middletown but must be a resident of Delaware County, New York. A resident of Delaware County but not a resident or elector of the Town of Middletown may be appointed even if another eligible person is a resident or elector of the Town.

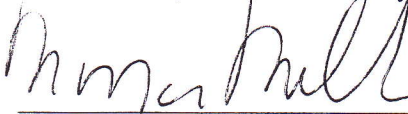

SECTION 3. STATUTES SUPERSEDED


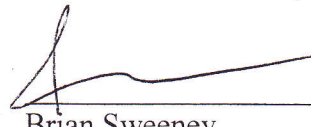
This law supersedes NYS Public Officers Law section 3(1) and Town Law Section 23.

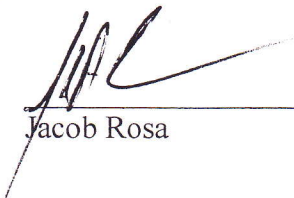
SECTION 4. EFFECTIVE DATE

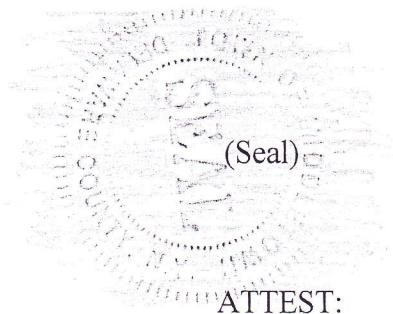
This local law shall take effect immediately up on filing with the Secretary of State.

BE IT ENACTED this 13<sup>th</sup> day of March 2012 by the Town Board of the Town of Middletown, Delaware County, New York.

 \_\_\_\_\_ Aye/Nay  \_\_\_\_\_ Aye/Nay  
Marjorie Miller, Supervisor Michael Finberg

 \_\_\_\_\_ Aye/Nay  \_\_\_\_\_ Aye/Nay  
John Roucek Brian Sweeney

 \_\_\_\_\_ Aye/Nay  
Jacob Rosa



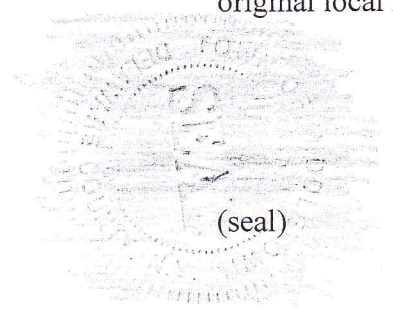
(Seal)

ATTEST:

Patricia Kelly  
Patricia Kelly, Town Clerk

I hereby certify that the local law annexed hereto, designated as Local Law No. 1 of 2012 of the Town of Middletown was duly passed by the Town Board on March 13, 2012, in accordance with the applicable provisions of law.

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 as duly adopted.



(seal)

Patricia Kelly  
Patricia Kelly, Town Clerk

Dated: March 13, 2012

STATE OF NEW YORK  
COUNTY OF DELAWARE

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.

Carey Wagner  
Carey Wagner  
Attorney for Town  
Town of Middletown  
March 13, 2012