

(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~~ of Ontario
~~Town~~
Village

Local Law No. Ten of the year 19 91

A local law Establishing A Department of Solid Waste Management
(Insert Title)

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

County
~~City~~ of Ontario as follows:
~~Town~~
Village

SECTION 1: LEGISLATIVE INTENT

The Board of Supervisors of the County of Ontario hereby declares its finding that solid waste management on behalf of the County may be best accomplished by the creation of a single department charged with the performance of that activity. In addition, this Board finds that the management of such a department should be the responsibility of one individual, appointed by and accountable to the Board of Supervisors through its County Administrator.

SECTION 2: CREATION OF DEPARTMENT

- A. Pursuant to the provisions of Section 10 of the Municipal Home Rule Law, the Department of Solid Waste Management is hereby created. Said department shall be under the supervision of the Director, Solid Waste Management.
- B. The Department of Solid Waste Management shall have the responsibility for the maintenance and operation of all solid waste disposal activities undertaken by the County, which shall include, but not be limited to, landfilling, recycling, and all other forms of solid waste management now or hereafter authorized by the Board of Supervisors and the State of New York.

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

SECTION 3: DIRECTOR, SOLID WASTE MANAGEMENT

There shall be a Director, Solid Waste Management, appointed by the Board of Supervisors for a term of three years, upon recommendation of the County Administrator, who shall exercise direct supervision over the Department of Solid Waste Management and who shall report to the Board of Supervisors, through its agent, the County Administrator. The Director, Solid Waste Management, shall be responsible for the management and operation of the Department of Solid Waste Management, and shall have the powers and duties necessary to carry out the functions of the department as set forth herein and such other responsibilities as may from time to time be imposed by resolution of the Board of Supervisors. The Director shall, within the limits of the appropriation, appoint, supervise, discipline and remove all employees of the Department of Solid Waste Management, assign and reassign powers and duties to such employees, and have charge and control of all employees of the Department of Solid Waste Management in accordance with sound management principles, Board of Supervisors' policies, Civil Service Law and other administrative policies and procedures. The Director shall perform such other duties and make such reports as may be required by the Board of Supervisors, including an annual report on the activities of the Department of Solid Waste Management, to the Board of Supervisors, and shall prepare and coordinate an annual budget for said department.

SECTION 4: PRIOR ENACTMENTS REPEALED

To the extent that they contradict the terms of this local law, all prior enactments of the Board of Supervisors are hereby repealed, including but not limited to, Section 3(B)(2) of Local Law 1 of 1988, with the introductory language amended accordingly, said local law being entitled, "A Local Law Amending Local Law No. 4 of the 1987, entitled 'A Local Law Establishing A Department of Public Works'".

SECTION 5: EFFECTIVE DATE

This local law shall take effect immediately.

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(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. Ten (10) of 1991 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Ontario was duly passed by the Board of Supervisors on October 31 1991, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after
(Name of Legislative Body)
disapproval) by the _____ and was deemed duly adopted on _____ 19____,
(Elective Chief Executive Officer*)
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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after
(Name of Legislative Body)
disapproval) by the _____ on _____ 19____. Such local law was
(Elective Chief Executive Officer*)
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 _____ 19____, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not disapproved)(repassed after
(Name of Legislative Body)
disapproval) by the _____ on _____ 19____. Such local law was subject to
(Elective Chief Executive Officer*)
permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, 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 chairman 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 19__ 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 _____ 19__, 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 19__ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 19__, 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 of 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.

Lorraine M. Brooks

Clerk of the County legislative body, ~~City of _____~~
~~_____~~

(Seal)

Date: November 1, 1991

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF ONTARIO

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.

Signature

Ontario County Attorney

Title

County
~~City~~ of ONTARIO
~~_____~~
~~_____~~

Date: November 1, 1991