

(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 Ontario
~~City~~ of
~~Town~~
~~Village~~

Local Law No. Two (2) of the year 19 94.
Amending Local Law No. 2 of 1974 "A Local Law Relating
A local lawto Dumping of Junk, Garbage, Refuse or Waste from.....
Sources Located Outside the County of Ontario"

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

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

Section 1: LEGISLATIVE INTENT

Local Law No. 2 of 1974 prohibits, among other things, the importation of junk, garbage, scrap, noxious wastes, and other substances of similar nature or character into Ontario County. From time to time, the importation of nonhazardous and nonindustrial solid waste from other municipalities or sources with waste streams similar to that of Ontario County would be beneficial to Ontario County, provided that said importation did not adversely impact the landfill nor contravene the permit conditions established by the New York State Department of Environmental Conservation. In addition, the New York State Department of Environmental Conservation from time to time makes beneficial use determinations regarding material that may be used as alternative daily cover at the Ontario County Landfill, and the importation of this material would reduce the operating costs of the landfill. Therefore, this Board of Supervisors hereby determines that it is in the public interest to create exceptions, upon certain conditions, to Local Law No. 2 of 1974 to enable the importation of solid waste from other municipalities and sources, upon the approval of appropriate intermunicipal agreements or other contracts, and to enable the importation of waste which is designated by the New York State Department of Environmental Conservation under a beneficial use determination for the Ontario County Landfill.

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

Section 2.

Section 2 of Local Law No. 2 of 1974 is hereby amended by inserting a new subsection to read as follows:

"(e) This Local Law shall not apply to the importation of nonhazardous and nonindustrial solid waste pursuant to intermunicipal or other agreements under Article 5-G of the General Municipal Law or County Law 226, provided that each such agreement is approved by resolution of this Board, that the waste stream of each such municipality or source is similar in profile to that of Ontario County, and that all solid waste subject to this provision is compatible with the terms of any permit issued by the New York State Department of Environmental Conservation for operation of the Ontario County Landfill."

"(f) This local law shall not apply to the importation of alternative daily covers for the Ontario County Landfill which have been designated by the Department of Environmental Conservation as beneficial use determinations, provided that each such importation is approved by resolution of the Board of Supervisors."

Section 3.

This local law shall take effect immediately.

(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. Two (2) of 19 94 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Ontario was duly passed by the Board of Supervisors on March 31 1994, 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.

Rorraine Marchildon

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

(Seal)

Date: April 4, 1994

(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

[Signature]
Ontario County Attorney

Title

County
~~City~~
~~Town~~ of ONTARIO
~~Village~~

Date: April 4, 1994