

**A LOCAL LAW AMENDING CERTAIN SECTIONS
OF CHAPTER 94 OF THE CODE OF THE VILLAGE OF FORT EDWARD**

Local Law No. 4 of 2012

Be it enacted by the Board of Trustees of the Village of Fort Edward, as follows:

Section 1. Short Title and Applicability.

This Local Law shall apply to certain provisions of the Chapter 94 of the Code of the Village of Fort Edward titled "Water".

Section 2. Declaration of Policy.

The Board of Trustees of the Village of Fort Edward has reviewed the provisions contained in the Chapter 94 of the Code of the Village of Fort Edward and believes that certain amendments to the provisions contained in said Chapter 94 of the Code of the Village of Fort Edward are reasonable and necessary. The recommended amendments shall therefore be enacted and authorized pursuant to the provisions of this Local Law.

Section 3. Amendments.

A. Section 94-12(A) of Chapter 94 of the Code of the Village of Fort Edward shall be repealed and replaced with the following:

A. The Village Board reserves the right to attach meters to any service pipe at any time, and to direct the replacement of any water meters, whenever it shall deem it appropriate, and charge for the quantity of water measured. In the event of directed replacement, such replacement shall be required on no less than 30 days notice from the Village Board.

B. Section 94-12(C) of Chapter 94 of the Code of the Village of Fort Edward shall be repealed and replaced with the following:

C. The Village Board will determine the type of any water meter and may differentiate between residential, commercial and industrial meters.

C. Section 94-12(G) of Chapter 94 of the Code of the Village of Fort Edward shall be repealed and replaced with the following:

G. Any property owner who fails to install a water meter or to replace a water meter, which will be supplied by the Village at the property owner's expense, as required pursuant to this chapter within 30 days after such written notice to the property owner by ordinary first class mail at his/her address stated in the Village property tax rolls

shall be liable to the Village for the following additional charge: \$150 per billing period until the water meter has been installed, or the cost to the Village to install the water meter, whichever is greater.

Section 4. Authority.

This Local Law is hereby adopted pursuant to the provisions of Section 10 of the Municipal Home Rule Law of the State of New York.

Section 5. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State.



STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001

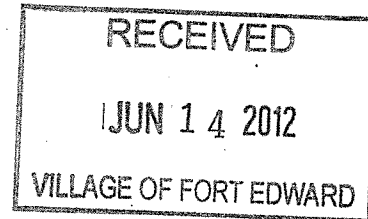
*Amend
Section
94 of code
water*

ANDREW M. CUOMO
GOVERNOR

CESAR A. PERALES
SECRETARY OF STATE

June 12, 2012

Liann M Lyons
Deputy Clerk Treasurer
118 Broadway
PO Box 345
Fort Edward NY 12828



RE: Village of Fort Edward, Local Law 4 2012, filed on June 11, 2012

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.state.ny.us.

Sincerely,
State Records and Law Bureau
(518) 474-2755