

COUNTY OF WAYNE

NOTICE OF ADOPTION OF LOCAL LAW NO. 4-2011

PLEASE TAKE NOTICE THAT on August 4, 2011, the Wayne County Board of Supervisors adopted Local Law No. 4 of 2011 which provides for modification of the voting weights of the individual members of the Wayne County Board of Supervisors to reflect the results of the 2010 Federal census.

NOTICE IS HEREBY FURTHER GIVEN THAT said Local Law is subject to a permissive referendum of the qualified electors of the County of Wayne. Such referendum may be required by the filing of a petition within forty-five (45) days from the date hereof with the undersigned Clerk of the Board of Supervisors of the County of Wayne in her office at 26 Church Street, in the Village of Lyons, New York, protesting against this Local Law, signed and authenticated in the manner provided by the election law for the signing and authentication of nominating petitions by qualified electors of the County registered to vote herein at the last preceding general election, in number equal to five per centum (5%) of the total votes cast for Governor at the last gubernatorial election in the County.

This local law shall take effect 45 days after its adoption pursuant to Municipal Home Rule Law Section 24(1), subject to the provisions thereof.

Local Law No. 4-2011 is fully set forth as follows:

COUNTY OF WAYNE - STATE OF NEW YORK

A local law relating to the reapportionment of the Board of Supervisors of the County of Wayne”.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

SECTION 1. LEGISLATIVE INTENT

The Wayne County Board of Supervisors having heretofore enacted local laws implementing adjusted weighted voting plans for simple majority votes and two-thirds majority votes, and since those enactments the 2010 Federal Census having been completed, the Wayne County Board of Supervisors did pursuant to Section 10 of the Municipal Home Rule Law prepare revised plans, utilizing the said 2010 population statistics.

SECTION 2. LEGISLATIVE AUTHORITY

This local law is enacted pursuant to the provisions of Subparagraph 13 of Paragraph a of Subdivision 1 of Section 10 of Municipal Home Rule Law.

SECTION 3. ADJUSTED WEIGHTED VOTING PLAN (SIMPLE MAJORITY)

The apportionment of the voting strength of each of the numbers of the Wayne County Board of Supervisors as determined by utilization of the 2010 Federal Census shall be as follows upon any vote requiring a simple majority vote:

Arcadia	213
Butler	34
Galen	70

Huron	35
Lyons	91
Macedon	145
Marion	77
Ontario	159
Palmyra	127
Rose	39
Savannah	29
Sodus	133
Walworth	149
Williamson	112
<u>Wolcott</u>	<u>72</u>
	1485

A total of 743 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a simple majority vote.

SECTION 4. ADJUSTED WEIGHTED VOTING PLAN (TWO-THIRDS MAJORITY)

The apportionment of the voting strength of each of the members of the Wayne County Board of Supervisors as determined by utilization of the 2010 Federal Census shall be as follows upon any vote requiring a two-thirds majority vote:

Arcadia	236
Butler	34
Galen	69
Huron	34
Lyons	90
Macedon	145
Marion	76
Ontario	160
Palmyra	126
Rose	37
Savannah	29
Sodus	131
Walworth	152
Williamson	111
<u>Wolcott</u>	<u>71</u>
	1501

A total of 1001 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a two-thirds majority vote.

SECTION 5. EFFECT OF OTHER LAWS OR ACTS

Local Law No. 2-2002 and any other law, ordinance, resolution or other act of the Wayne County Board of Supervisors relating to reapportionment is herein and hereby superseded.

SECTION 6. SEPARABILITY

If any clause, sentence, paragraph or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph or section thereof directly involved in the proceeding in which such adjudication shall have been rendered.

SECTION 7. EFFECTIVE DATE

This local law is subject to referendum on petition pursuant to Municipal Home Rule Law Section 20(2)(j). This local law shall take effect 45 days after its adoption pursuant to Municipal Home Rule Law Section 24(1), subject to the provisions thereof.

Dated: August 4, 2011
Lyons, New York

Sandra J. Sloane, Clerk
Wayne County Board of Supervisors