



Mary C. Weidman, County Clerk
County Office Building
5 Court Street
Norwich, NY 13815
(607) 337-1451

Chenango County Clerk Recording Cover Sheet

Received From :
CLERK OF THE BOARD- CHENANGO COUNTY
5 COURT STREET
NORWICH, NY 13815

First NAME

LOCAL LAW NO 1 OF 1969

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Recorded Information

State of New York

County of Chenango

I hereby certify that the within and foregoing was recorded in the Clerk's office for Chenango County, New York

On (Recorded Date) : 02/23/2016

At (Recorded Time) : 1:10:51 PM



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Mary C. Weidman
Mary C. Weidman, County Clerk



WARNING - THIS SHEET CONSTITUTES THE CLERK'S ENDORSEMENT, REQUIRED BY SECTION 319 & 316-A(5) OF THE REAL PROPERTY LAW OF THE STATE OF NEW YORK. DO NOT DETACH FROM THIS INSTRUMENT

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County
~~City~~ of CHENANGO
~~Town~~
~~x Village~~

Local Law No. ONE of the year 19 69

A local law to provide for a computerized weighted voting apportionment plan for the
(Insert title)
election of representatives to the Board of Supervisors.

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

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

(See attached Local Law consisting of Six pages)

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. ~~One~~ of 19 ~~69~~.

County
of the ~~City~~ of **Chenango** was duly passed by **the Board of Supervisors**
~~Town~~ (Name of Legislative Body)
~~Village~~
on **March 17** 19**69** in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
of the City of was duly passed by
Town (Name of Legislative Body)
Village
on 19..... and was approved by the
repassed after disapproval Elective Chief Executive Officer
and was deemed duly adopted on 19....., in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
of the City of was duly passed by the
Town (Name of Legislative Body)
Village
on 19..... and was approved by the
repassed after disapproval Elective Chief Executive Officer
on 19...... Such local law was submitted to the people by reason of a
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting
permissive general
thereon at the special election held on 19....., in accordance with the appli-
annual
cable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. of 19.....

County
of the City of was duly passed by the on
Town (Name of Legislative Body)
Village
..... 19..... and was approved by the on
repassed after disapproval Elective Chief Executive Officer
..... 19...... Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
..... 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 board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

(City local law concerning Charter revision proposed by petition.)

5. 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 § 36 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 election held on the 19 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 paragraph1..... above.

Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

Date: **March 22, 1969**

(Seal)

(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 **CHENANGO**.....

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.

.....
(Title of Officer) **County Attorney**
County
~~City~~ of **Chenango**.....
~~Town~~
~~Village~~

Dated: **March 22, 1969**

WHEREAS, the Supreme Court of the United States has determined that the equal protection clause of the XIV Amendment of the United States Constitution requires that the apportionment of legislative bodies be based on the principal of equality or representation, and

WHEREAS, the Courts of the State of New York have determined that this mandate of the Supreme Court of the United States applies with full force and effect to the apportionment of county legislative bodies, and

WHEREAS, it has been determined, after considerable deliberation, that the Board of Supervisors of Chenango County should be reapportioned in accordance with accepted judicial and statutory standards relating to the "one-man one-vote" principal, and

WHEREAS, it is deemed to be in the best interests of the citizens, residents, taxpayers, and voters of Chenango County to effect a computerized weighted voting apportionment plan for the election of representatives to the Board of Supervisors, now therefore, be it

RESOLVED, that the following Local Law be adopted and enacted by this Board:

LOCAL LAW NO. ONE, YEAR 1969
COUNTY OF CHENANGO, NEW YORK

A LOCAL LAW TO PROVIDE FOR A COMPUTERIZED WEIGHTED
VOTING APPORTIONMENT PLAN FOR THE ELECTION OF
REPRESENTATIVES TO THE BOARD OF SUPERVISORS.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY
OF CHENANGO AS FOLLOWS:

SECTION 1. DESIGNATION.

On and after April 1, 1969, the legislative
body of the County of Chenango shall continue to be known and des-

ignated as the Board of Supervisors, but the number of votes that each member thereof shall be entitled to cast shall be determined and fixed in accordance with the provisions of this Local Law.

SECTION 2. NUMBER, TERM.

(a) The Board of Supervisors shall consist of twenty-three (23) members, apportioned as follows:

	<u>No. of Supervisors</u>
City of Norwich	
District 1	
(Wards 1, 2, 3)	1
District 2	
(Wards 4, 5, 6)	1
Afton	1
Bainbridge	1
Columbus	1
Coventry	1
German	1
Greene	1
Guilford	1
Lincklaen	1
McDonough	1
New Berlin	1
North Norwich	1
Norwich	1
Otselic	1
Oxford	1
Pharsalia	1
Pitcher	1
Plymouth	1
Preston	1
Sherburne	1

Smithville	1
Smyrna	<u>1</u>
TOTAL	23

(b) Except as otherwise provided by law, the term of each member of the Board of Supervisors shall be two (2) years commencing on the first day of January following such member's election. The election of members of the Board of Supervisors shall be conducted at the general election in each odd-numbered year.

SECTION 3. APPORTIONMENT BASE, NUMBER OF VOTES.

(a) Commencing on April 1, 1969, the apportionment of votes among each member of the Board of Supervisors shall be based on the latest official federal decennial census for total county population, excepting however, should there be proposed an official special county census subsequent to such federal decennial census, and should the Board of Supervisors determine that the then existing apportionment is violative of then applicable provisions of law, the Board of Supervisors may effect a reapportionment which shall be in conformity with such official county census and such then applicable provisions of law.

(b) The total number of votes of all members of the Board of Supervisors shall be distributed so as to equalize the voting power of each supervisor to the per cent of the population which that supervisor represents.

(c) Based on the 1960 official federal decennial census, commencing on April 1, 1969 and continuing thereafter until a subsequent apportionment of the Board of Supervisors as hereinbefore provided, each town or city district shall be allocated that number of whole votes, so that the factor of disparity between the effective voting power of such town or city district

and its percentage of the total county population, as determined by independent computerized mathematical analysis, shall not be greater than plus or minus five per cent (± 5%).

(d) The City of Norwich shall continue to be divided into two (2) supervisory districts. District one (1) shall consist of Wards one (1), two (2) and three (3) and District two (2) shall consist of Wards four (4), five (5) and six (6). Each supervisory district within the City of Norwich shall be represented on the County Board of Supervisors by one (1) supervisor. The supervisor from each of said districts will be elected at large in accordance with law. Each supervisor so elected shall be entitled to cast the votes allocated to said supervisory district in accordance with subsection (e) hereof.

(e) Pursuant to Section 2(b) and (c), each town or city district shall be allocated the following number of votes:

City of Norwich	
District one	186
District two	228
Afton	105
Bainbridge	147
Columbus	34
Coventry	40
German	12
Greene	210
Guilford	111
Lincklaen	17
McDonough	30
New Berlin	123
North Norwich	52
Norwich	121

Otselic	40
Oxford	160
Pharsalia	24
Pitcher	31
Plymouth	47
Preston	35
Sherburne	154
Smithville	42
Smyrna	<u>50</u>
TOTAL	1999

(f) The total number of full votes which each supervisor is entitled to cast shall not be divisible and shall be cast as one (1) unit.

SECTION 4. QUORUM, PASSAGE OF RESOLUTIONS, LOCAL LAWS, MOTIONS AND PROPOSALS.

(a) The attendance of supervisors entitled to cast one thousand (1000) votes, shall be required to constitute a quorum.

(b) The affirmative vote of supervisors entitled to cast a total of at least one thousand (1000) votes shall be required for the adoption of any resolution, local law, motion or proposal, which requires a majority vote of the Board, under applicable provisions of law.

(c) The affirmative vote of supervisors entitled to cast a total of at least one thousand three hundred thirty three (1333) votes shall be required for the adoption of any resolution or proposal, which requires a two-thirds 2/3 vote under applicable provisions of law.

(d) Notwithstanding any other provisions of this local law, every member of the Board of Supervisors serving

on a committee of such Board shall be entitled to cast one (1) vote as a member of said committee.

SECTION 5. VACANCIES.

(a) In case of a vacancy in the office of supervisor of a town, other than by expiration of term, the remaining members of the Town Board, by majority vote, shall appoint a qualified elector of such town to fill such office until the first day of January following the next general election, at which time such vacancy shall be filled as provided by law.

(b) In the case of a vacancy in the office of supervisor of a district of the City of Norwich, other than by expiration of term, the Common Council of the City of Norwich shall appoint a qualified elector to such office until the first day of January following the next general election held in the city, at which election such vacancy shall have been filled as provided by law.

SECTION 6. It is intended that the apportionment provided for in this Local Law shall result in a county legislative body in conformity with such official county census and such then applicable judicial and statutory standards of equality of representation.

SECTION 7. EFFECTIVE DATE.

This Local Law shall take effect as of April 1, 1969. Local Law No. 3 of 1968 is hereby revoked and this Local Law is substituted in its place and stead and constitutes a complete substitution for said Local Law No. 3 of 1968.