

Local Law Filing

(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 underling to indicate new matter.

County
City of Yates
Town
Village

LOCAL LAW NO. 3 OF THE YEAR 2022

ENTITLED:

A LOCAL LAW CREATING THE DEPARTMENT OF EMERGENCY SERVICES IN THE COUNTY OF YATES

Be it enacted by the County Legislature of the County of Yates, New York as follows:

Section 1. Establishment of Department of Emergency Services and Position of Director Thereof.

There is hereby created, as a separate department of Yates County government, the Yates County Department of Emergency Services, the head of which shall be the Director of Emergency Services who shall be appointed by the Yates County Legislature and hold such position at the pleasure of the Yates County Legislature. The Director shall receive an annual salary to be fixed by the Yates County Legislature.

Section 2. Powers and Duties of the Director of Emergency Services.

The Director of Emergency Services shall have the power and duty to:

- (a) Direct and coordinate the provision of emergency management services and fire control services within the County;
- (b) Appoint and remove a deputy director, other subordinates, and employees of the Department of Emergency Services, within the amounts appropriated therefore by the Yates County Legislature, and to prescribe and supervise their duties;
- (c) Insure the County's compliance with federal and state laws pertaining to natural disasters, emergency preparedness, hazard mitigation, hazardous materials response, and other related emergency response activities;
- (d) Administer training programs for the fire service and emergency medical personnel;
- (e) Promote emergency preparedness and other preventive activities to enhance public awareness of emergency management;
- (f) Coordinate inter- and intra-county mutual aid programs for both the fire and emergency medical services within the County;
- (g) Oversee the maintenance and operation of the County's Emergency Operations Center;

- (h) Oversee the management of NYS EMS Course Sponsorship and associated Certified Instructors;
- (i) Work cooperatively with local agencies on recruitment and retention;
- (j) Recommend and/or formulate administrative policies and procedures for the operation and accountability of the Department of Emergency Services; and
- (k) Perform such additional and related duties as may be prescribed from time to time by the Yates County Legislature and/or the Yates County Administrator.

Section 3. Local Law Repealed.

The following Local Law is hereby repealed and shall be superseded by this Local Law, with said repeal to take effect upon the effective date of this Local Law:

(a) Local Law No. 1 of the year 2011 entitled “A Local Law Creating the Department of Emergency Management in the County of Yates”.

Section 4. Effective Date.

This local law shall take effect immediately upon its filing with the New York Secretary of State. (June 22, 2022)

(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. 3 of 22 of the (County)(City)(Village) of Yates was duly passed by the Legislature on, 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed (Name of Legislative Body) After disapproval) by the _____ and was deemed duly adopted on (Elective Chief Executive Officer*) _____ 20__, 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed (Name of Legislative Body) after disapproval) by the _____ and was deemed duly adopted on (Elective Chief Executive Officer*) _____, 20__. Such local law was 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 _____ 20__, 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 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not approved)(repassed (Name of Legislative Body) After disapproval) by the _____ and was deemed duly adopted on (Elective Chief Executive Officer*) _____ 20__. Such local law was submitted to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__, 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 countywide basis or, if there are none, the chairperson 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 20__ 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 _____ 20__, 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 20__ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20__, 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 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 there from and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph __1__, above.

Clerk of the County legislative body, city, Town or Village Clerk
Or officer designated by local legislative body

(Seal)

Date: _____

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

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

County Attorney
Title

County
~~City~~ of Yates
Town
Village

Date: