

County of Tioga

Local Law No. 3 of the Year 2001.

A Local Law Amending Local Law No. 5 of the Year 1991 Reapportioning the Tioga County Legislature.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

Effective January 1, 2002 the Tioga County Legislature shall consist of nine members elected from seven Legislative Districts as follows:

DISTRICT 1: That portion of the Town of Owego on the north side of the Susquehanna River bounded and described as follows:

Beginning at the northeast corner of the Town of Owego; thence in a southerly direction along the boundary line between the Town of Owego and the County of Broome to a point in the center line of the Susquehanna River; thence in a westerly direction along the center line of the Susquehanna River to a point, said point being the intersection of the center line of the Susquehanna River and the easterly boundary of the Village of Owego; thence in a northerly direction along the easterly boundary of the Village of Owego to a point, said point being the intersection of the easterly boundary line of the Village of Owego and the center line of East Front Street; thence in an easterly direction along the center line of East Front Street to a point, said point being the intersection of the center line of East Front Street and the center line of Davis Road; thence in a northerly direction along the center line of Davis Road and Lisle Road to a point, said point being the intersection of the center line of Lisle Road and the center line of Gaskill Road; thence in a northwesterly direction along the center line of Gaskill Road to a point, said point being the intersection of the center line of Gaskill Road and the center line of East Beecher Hill Road; thence in a northeasterly direction along the center line of East Beecher Hill Road to a point, said point being the intersection of the center line of East Beecher Hill Road and the center line of Pultz Hill Road; thence in an easterly direction along the center line of Pultz Hill Road to a point, said point being the intersection of the center line of Pultz Hill Road and the center line of Lisle Road; thence in a northerly direction along the center line of Lisle Road to a point, said point being the intersection of the center line of Lisle Road and the center line of Wade Hollow Road; thence in a westerly direction along the center line of Wade Hollow Road to a point on the northerly boundary of the Town of Owego; thence in

an easterly direction along the northerly boundary of the Town of Owego to the point or place of beginning.

POPULATION: 5520

REPRESENTATIVES: ONE

DISTRICT 2: That portion of the Town of Owego on the north side of the Susquehanna River, and the Village of Owego, bounded and described as follows:

Beginning at the southwest corner of the Village of Owego; thence in a northerly direction along the westerly boundary of the Village of Owego and the center line of the Owego Creek to a point, said point being the northwest corner of the Town of Owego; thence in an easterly direction along the northerly boundary of the Town of Owego to a point, said point being the intersection of the northerly boundary of the Town of Owego and the center line of Wade Hollow Road; thence in an easterly direction along the center line of Wade Hollow Road to a point, said point being the intersection of the center line of Wade Hollow Road and the center line of Lisle Road; thence in a southerly direction along the center line of Lisle Road to a point, said point being the intersection of the center line of Lisle Road and the center line of Pultz Hill Road; thence in an westerly direction along the center line of Pultz Hill Road to a point, said point being the intersection of the center line of Pultz Hill Road and the center line of East Beecher Hill Road; thence in a southwesterly direction along the center line of East Beecher Hill Road to a point, said point being the intersection of the center line of East Beecher Hill Road and the center line of Gaskill Road; thence in a southeasterly direction along the center line of Gaskill Road to a point, said point being the intersection of the center line of Gaskill Road and the center line of Lisle Road; thence in a southerly direction along the center line of Lisle Road and Davis Road, to a point, said point being the intersection of the center line of Davis Road and the center line of East Front Street (said boundary also being the westerly boundary of Legislative District No. 1); thence in a westerly direction along the center line of East Front Street to a point, said point being the intersection of the center line of East Front Street and the easterly boundary of the Village of Owego; thence in a southerly direction along the easterly boundary of the Village of Owego to a point, said point being the southeast corner of the Village of Owego; thence in a southwesterly direction along the southerly boundary of the Village of Owego to the point or place of beginning.

POPULATION: 5564

REPRESENTATIVES: ONE

DISTRICT 3: That portion of the Town of Owego on the south side of the Susquehanna River, bounded and described as follows:

Beginning at a point on the easterly boundary of the Town of Owego, said point being the intersection of the easterly boundary of the Town of Owego and the center line of the Susquehanna River; thence in a southerly direction along the easterly boundary of the Town of Owego and the westerly boundary of Broome County to a point, said point being the intersection of the center line of Bolles Hill Road and the easterly boundary of the Town of Owego; thence in a southerly and westerly direction along the center line of Bolles Hill Road to a point, said point being the intersection of the center line of Bolles Hill Road and the center line of Gaylord Road; thence in a westerly direction along the center line of Gaylord Road to a point, said point being the intersection of the center line of Gaylord Road and the center line of Lillie Hill Road; thence in a westerly direction along the center line of Lillie Hill Road to a point, said point being the intersection of the center line of Lillie Hill Road and the center line of Pennsylvania Avenue; thence in a northerly direction along the center line of Pennsylvania Avenue to a point, said point being the intersection of the center line of Pennsylvania Avenue and the center line of New Street; thence in a northerly direction along the center line of New Street to a point, said point being the intersection of the center line of New Street and the center line of West Main Street, thence in a westerly and northerly direction along the center line of West Main Street to a point, said point being the intersection of the center line of West Main Street and the center line of Watkins Avenue; thence in a westerly direction along said center line of Watkins Avenue to a point, said point being the intersection of the center line of Watkins Avenue and the center line of Holmes Avenue; thence northerly along said center line of Holmes Avenue to a point, said point being the intersection of the center line of Holmes Avenue and the center line of Hilton Road; thence easterly along the center line of Hilton Road to a point, said point being the intersection of the center line of Hilton Road and the center line of NYS Route 434; thence in a southeasterly direction along the center line of NYS Route 434 to a point, said point being the intersection of the center line of NYS Route 434 and the center line of the Apalachin Creek; thence in an easterly direction along the center line of the Apalachin Creek to a point, said point being the intersection of the center line of the Apalachin Creek as extended and the center line of the Susquehanna River; thence in an easterly direction along the center line of the Susquehanna River to the point or place of beginning.

POPULATION: 5668

REPRESENTATIVES: ONE

DISTRICT 4: That portion of the Town of Owego on the south side of the Susquehanna River, and two additional Towns, bounded and described as follows:

(A) That portion of the Town and Village of Owego on the south side of the Susquehanna River, bounded and described as follows:

Beginning at a point, said point being the southeast corner of the Town of Owego; thence in a northerly direction along the easterly boundary of the Town of Owego and the westerly boundary of Broome County to a point, said point being the intersection of the center line of Bolles Hill Road and the easterly boundary of the Town of Owego; thence in a southerly and westerly direction along the center line of Bolles Hill Road to a point, said point being the intersection of the center line of Bolles Hill Road and the center line of Gaylord Road; thence in a westerly direction along the center line of Gaylord Road to a point, said point being the intersection of the center line of Gaylord Road and the center line of Lillie Hill Road; thence in a westerly direction along the center line of Lillie Hill Road to a point, said point being the intersection of the center line of Lillie Hill Road and the center line of Pennsylvania Avenue; thence in a northerly direction along the center line of Pennsylvania Avenue to a point, said point being the intersection of the center line of Pennsylvania Avenue and the center line of New Street; thence in a northerly direction along the center line of New Street to a point, said point being the intersection of the center line of New Street and the center line of West Main Street; thence in a westerly and northerly direction along the center line of West Main Street to a point, said point being the intersection of the center line of West Main Street and the center line of Watkins Avenue; thence in a westerly direction along the center line of Watkins Avenue to a point, said point being the intersection of the center line of Watkins Avenue and the center line of Holmes Avenue; thence northerly along the center line of Holmes Avenue to a point, said point being the intersection of the center line of Holmes Avenue and the center line of Hilton Road; thence easterly along said center line of Hilton Road to a point, said point being the intersection of the center line of Hilton Road and the center line of NYS Route 434; thence in a southeasterly direction along the center line of NYS Route 434 to a point, said point being the intersection of the center line of NYS Route 434 and the center line of the Apalachin Creek; thence in an easterly direction along the center line of the Apalachin Creek as extended to a point, said point being the intersection of the center line of the Apalachin Creek as extended and the center line of the Susquehanna River; thence in a northerly and westerly direction along the center line of the Susquehanna River to a point on the easterly boundary of the Village of Owego; thence in a southerly direction along the easterly boundary of the Village of Owego to a point, said point being the southeast corner of the Village of Owego; thence in a southwesterly direction along the southerly boundary of the Village of Owego to a point, said point being the southwest corner of the Village of Owego; thence in a northerly direction along the westerly boundary of the Village of Owego to a point, said point being the intersection of the westerly boundary of the Village of Owego and the center line of the Susquehanna River; thence in a westerly direction along the center line of the Susquehanna River to a point, said point being the intersection of the center line of the Susquehanna River and the westerly boundary of the Town of Owego; thence in a southerly direction along the westerly boundary of the Town of Owego to a point on the Pennsylvania Border, said point being the southwest corner of the Town of Owego; thence in an easterly direction and along the southerly boundary of the Town of Owego and the Pennsylvania Border to the point or place of beginning.

(B) All of the Town of Nichols.

(C) All of the Town of Tioga.

POPULATION: 11037

REPRESENTATIVES: TWO, no more than one of whom shall reside in the same Town.

DISTRICT 5: That portion of the Town of Barton and the Village of Waverly, bounded and described as follows:

(A) The Village of Waverly.

(B) That portion of the Town of Barton, bounded and described as follows:

Beginning at the southwest corner of the Town of Barton; thence in a northerly direction along the westerly boundary of the Town of Barton and the easterly boundary of the County of Chemung to a point, said point being the intersection of the westerly boundary of the Town of Barton and the center line of Camptown Road; thence in an easterly direction along the center line of Camptown Road to a point, said point being the intersection of the center line of Camptown Road and the center line of NYS Highway 34; thence in a southerly direction along the center line of NYS Highway 34 to a point, said point being the intersection of the center line of NYS Highway 34 and the center line of Talmadge Hill Road West; thence in a northerly direction along the center line of Talmadge Hill Road West, to a point, said point being the center line of Talmadge Hill Road West and the center line of Austin Road; thence in a southeasterly direction along the center line of Austin Road to a point, said point being the intersection of the center line of Austin Road and the center line of the existing power line; thence in an easterly direction along the center line of the existing power line to a point, said point being the intersection of the center line of the existing power line and the center line of Talmadge Hill Road South; thence in a southerly direction along the center line of Talmadge Hill Road South to a point, said point being the intersection of the center line of Talmadge Hill Road South and the center line of Flag Marsh Run; thence in a southerly and easterly direction along the center line of Flag Marsh Run to a point, said point being the intersection of the Flag Marsh Run and the center line of Heath Road as extended; thence in a southerly direction along the centerline of Heath Road to a point, said point being the intersection of Heath Road and the center line of Rt. 17c; thence in an easterly and northerly direction along the center line of Rt. 17c to a point, said point being the intersection of the center line of Rt. 17c and the center line of Old Barton Road; thence in an easterly direction along the center line of Old Barton Road to a point, said point being the intersection of the center line of Old Barton Road and the easterly boundary of the Lehigh Valley RR; thence in a southerly direction along the easterly boundary of the Lehigh Valley RR to the point

where the boundary of the Lehigh Valley RR as extended would intersect with the westerly boundary of the Susquehanna River; thence in a southerly direction along the westerly boundary of the Susquehanna River to a point on the Pennsylvania Border; thence in a westerly direction along the southerly boundary of the Town of Barton to the point or place of beginning.

POPULATION: 6013

REPRESENTATIVES: ONE

DISTRICT 6: That portion of the Town of Barton, and the Town of Spencer, bounded and described as follows:

(A) The Town of Spencer.

(B) The Town of Barton, excluding that portion which forms a portion of District 5.

POPULATION: 6032

REPRESENTATIVES: ONE

DISTRICT 7: That portion of all of the following Towns, bounded and described as follows:

(A) Candor

(B) Newark Valley

(C) Berkshire

(D) Richford

POPULATION: 11950

REPRESENTATIVES: TWO, no more than one of whom shall reside in the same Town.

SECTION 2:

Such Legislators shall be elected for terms as set forth in Local Law 2 of the Year 1994.

SECTION 3:

Town Supervisors, Village Mayors, Members of Town Boards, Members of Village Boards of Trustees shall be ineligible to serve simultaneously as County Legislators.

SECTION 4:

Section 5 of Local Law Number 4 for the year 1971 is hereby amended to remove the requirement of submission of reapportionment plans to the Supreme Court of the State of New York for approval.

SECTION 5:

(A) For purposes of the nomination and election of County Legislators, this Local Law shall take effect immediately.

(B) For all other purposes, it shall take effect January 1, 2002, unless within forty-five days after its adoption there shall be filed with the Clerk a petition protesting against this Local Law, signed and authenticated as herein required by qualified electors of Tioga County, registered to vote therein at the last preceding general Election, in number equal to at least five per centum of the total number of votes cast for Governor at the last Gubernatorial Election in Tioga County, whereupon Section 5(B) of this Local Law shall not be effective until approved by the affirmative vote of a majority of the qualified Electors of Tioga County voting on the proposition for its approval.

(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 2001 of the (County) of Tioga was duly passed by the Tioga County Legislature on May 15 , 2001 , in accordance with the applicable provisions of law.

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 disapproved) (repassed after disapproval) by the and was deemed duly adopted on , 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 disapproved)(repassed after disapproval) by the on , 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 disapproved)(repassed after disapproval) by the on , 20 . Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of , 20 , in accordance with the applicable provisions of law.

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 , become operative.

*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 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.

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 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.

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

(Seal)

Date: May 15, 2001

(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 Tioga

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
Thomas R. Emmett
Title County Attorney
County of Tioga
City
Town
Village
Date: May 15, 2001