

Town of Westmoreland
Local Law No. 1 of 2017

This article shall be cited as the "Residence of the Codes Enforcement Officer of the Town of Westmoreland, New York."

Section 1. Purpose.

The Town Board of the Town of Westmoreland adopts this article to establish the residency requirements for the appointed office of Codes Enforcement Officer for the Town of Westmoreland.

Section 2. Statutory authority.

The Town Board of the Town of Westmoreland enacts this article under the authority granted by:

A. New York Municipal Home Rule Law, § 10 (1)(ii)(a)(1) that grants to local governments the authority to enact articles regarding the qualifications of local officers.

B. New York Public Officer's Law Article 2, § 3. This article recognizes that the state legislature amended this section adding a new subdivision expanding the residency requirements for any appointed public office in the Town of Greenburgh, Westchester County, thereby rendering Public Officers Law a special law with respect to any appointed Town officer.

Section 3. Supersession of Town Law.

This article shall supplement Town Law, § 86-3 its application to the office of Codes Enforcement Officer for the Town of Westmoreland.

Section 4. Requirements.

Residency requirements for the position of the Codes Enforcement Officer for the Town of Westmoreland. The person holding the office of Codes Enforcement Officer need not be a resident nor an elector of the Town of Westmoreland; provided, however, that such person shall reside in the county in which such Town is located or an adjoining county within the State of New York.

Section 5. Superseding Intent and Effect.

To the extent that this local law is inconsistent with any state statute or regulation, it is the intent of this law to supersede such statutes and/or regulations.

Section 6. Effective Date.

The Local Law shall take effect immediately upon filing with the New York Department of State.