

# 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 underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village  
(Select one:)

FILED  
STATE RECORDS

MAR 28 2023

of Sangerfield

Local Law No. 3 of the year 2023

DEPARTMENT OF STATE

A Local Law Relative to the Residency of the Deputy Town Clerk(s) in the Town of Sangerfield

Be it enacted by the Town Board of the  
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village  
(Select one:)

of Sangerfield as follows:

## TOWN OF SANGERFIELD LOCAL LAW NO. 3 OF 2023

### A LOCAL LAW RELATIVE TO THE RESIDENCY OF THE DEPUTY TOWN CLERK(S) IN THE TOWN OF SANGERFIELD

Be it enacted by the Town Board of the Town of Sangerfield as follows:

#### **SECTION 1. LEGISLATIVE PURPOSE AND INTENT.**

The Town Board of the Town of Sangerfield adopts this Local Law to establish residency requirements for the position of Deputy Town Clerk(s) of the Town of Sangerfield.

#### **SECTION 2. AUTHORITY.**

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law §10.

#### **SECTION 3. SUPERCESSION.**

This Local Law shall supersede Town Law §23(1) and Public Officers Law §(3)(1).

#### **SECTION 4. RESIDENCY REQUIREMENT.**

The person(s) holding the position of Town of Sangerfield Deputy Town Clerk(s), need not be a resident or elector of the Town of Sangerfield provided, however, that such person(s) shall reside in an adjoining Town within the State of New York.

#### **SECTION 5. SEVERABILITY.**

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

#### **SECTION 6. EFFECTIVE DATE.**

This Local Law shall be effective upon filing with the office of the Secretary of State.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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 2023** of the **Town of Sangerfield** was duly passed by the **Town Board** on **March 14, 2023**, 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 Town of Sangerfield was duly passed by the Town Board on \_\_\_, 20\_\_\_, and was (approved/not approved/ repassed after disapproval) by the Town Board 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 **Town of Sangerfield** was duly passed by the **Town Board** on \_\_\_, 20\_\_\_, and was (approved/not approved/ repassed after disapproval) by the **Town Board** 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 Town of Sangerfield was duly passed by the Town Board on \_\_\_, 20\_\_\_, and was (approved/not approved/ repassed after disapproval) by the Town Board 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.)

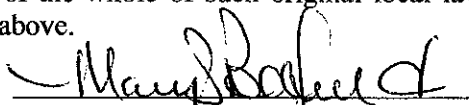
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_ of 20\_\_\_ of the City of \_\_\_ having been submitted to referendum pursuant to the provisions of section (36/37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_, 20\_\_\_, 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 therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

  
MARY BELFIELD, Town Clerk  
Town of Sangerfield

(Seal)

Date: March 14, 2023  
21 WSB

**TOWN OF SANGERFIELD  
TOWN BOARD RESOLUTION**

**March 21, 2023**

**LOCAL LAW NO. C OF 2023**

("A Local Law Relative to the Residency of the  
Deputy Town Clerk(s) of the Town of Sangerfield")

The following resolution was offered by Councilor Kelley, who moved its adoption, seconded by Councilor Lachmann, to wit:

**WHEREAS**, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law No. C of 2023, titled "A Local Law Relative to the Residency of the Deputy Town Clerk(s) of the Town of Sangerfield," was presented and introduced at a regular meeting of the Town Board of the Town of Sangerfield held on February 14, 2023; and

**WHEREAS**, a public hearing was held on such proposed local law on March 21, 2023 by the Town Board of the Town of Sangerfield and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Sangerfield in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

**WHEREAS**, the Town Board previously declared this Local Law to be an Unlisted Action, declared itself to be Lead Agency and issued a Negative Declaration for purposes of SEQRA; and

**WHEREAS**, it is in the public interest to enact said Proposed Local Law No. C of 2023.

**NOW, THEREFORE**, it is

**RESOLVED AND DETERMINED** that the Town Board of the Town of Sangerfield, Oneida County, New York, does hereby enact Proposed Local Law No. C of 2023 as Local Law No. 3 of 2023 as follows:

**“TOWN OF SANGERFIELD  
LOCAL LAW NO. 3 OF 2023**

**A LOCAL LAW RELATIVE TO THE RESIDENCY OF  
THE DEPUTY TOWN CLERK(S) IN THE TOWN OF SANGERFIELD**

Be it enacted by the Town Board of the Town of Sangerfield as follows:

**SECTION 1.      LEGISLATIVE PURPOSE AND INTENT.**

The Town Board of the Town of Sangerfield adopts this Local Law to establish residency requirements for the position of Deputy Town Clerk(s) of the Town of Sangerfield.

**SECTION 2.      AUTHORITY.**

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law §10.

**SECTION 3.      SUPERCESSION.**

This Local Law shall supersede Town Law §23(1) and Public Officers Law §(3)(1).

**SECTION 4.      RESIDENCY REQUIREMENT.**

The person(s) holding the position of Town of Sangerfield Deputy Town Clerk(s), need not be a resident or elector of the Town of Sangerfield provided, however, that such person(s) shall reside in an adjoining Town within the State of New York.

**SECTION 5.      SEVERABILITY.**

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

**SECTION 6.      EFFECTIVE DATE.**

This Local Law shall be effective upon filing with the office of the Secretary of State.”

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

<b>Kevin Kelley</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>William Lachmann</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>David Wicks</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Philip N. Olin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>William Fredericks</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

The foregoing resolution was thereupon declared duly adopted.

**DATED: March 21, 2023**

**CERTIFICATE**

**STATE OF NEW YORK    )**  
**COUNTY OF ONEIDA    )**

I, the undersigned Town Clerk of the Town of Sangerfield, Oneida County, New York, **DO**  
**HEREBY CERTIFY:**

That I have compared the foregoing Resolution with the original thereof on file in the Office of the Town Clerk of the Town of Sangerfield, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

**I FURTHER CERTIFY** that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said Town on March 21, 2023.

  
**MARY BELFIELD**  
Town Clerk

**(SEAL)**

**TOWN OF SANGERFIELD  
LOCAL LAW NO. 3 OF 2023**

**A LOCAL LAW RELATIVE TO THE RESIDENCY OF THE  
DEPUTY TOWN CLERK(S) IN THE TOWN OF SANGERFIELD**

Be it enacted by the Town Board of the Town of Sangerfield as follows:

**SECTION 1.      LEGISLATIVE PURPOSE AND INTENT.**

The Town Board of the Town of Sangerfield adopts this Local Law to establish residency requirements for the position of Deputy Town Clerk(s) of the Town of Sangerfield.

**SECTION 2.      AUTHORITY.**

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law §10.

**SECTION 3.      SUPERCESSION.**

This Local Law shall supersede Town Law §23(1) and Public Officers Law §(3)(1).

**SECTION 4.      RESIDENCY REQUIREMENT.**

The person(s) holding the position of Town of Sangerfield Deputy Town Clerk(s), need not be a resident or elector of the Town of Sangerfield provided, however, that such person(s) shall reside in an adjoining Town within the State of New York.

**SECTION 5.      SEVERABILITY.**

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

**SECTION 6.      EFFECTIVE DATE.**

This Local Law shall be effective upon filing with the office of the Secretary of State.

***Short Environmental Assessment Form***  
***Part 1 - Project Information***

**A LOCAL LAW RELATIVE TO THE RESIDENCY OF THE  
DEPUTY TOWN CLERK(S) IN THE TOWN OF SANGERFIELD**

***Part 1 - Question 1: Narrative Description***

To enact a Local Law to establish residency requirements of the Deputy Town Clerk(s) of the Town of Sangerfield. If enacted, said Local Law shall establish a residency requirement in that the person(s) holding the position of Town of Sangerfield Deputy Town Clerk(s), need not be a resident or elector of the Town of Sangerfield provided, however, that such person(s) shall reside in an adjoining Town within the State of New York.

# Short Environmental Assessment Form

## Part 1 - Project Information

### Instructions for Completing

**Part 1 – Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 – Project and Sponsor Information</b>			
Name of Action or Project: A Local Law to establish residency requirements of the Deputy Town Clerk(s) in the Town of Sangerfield			
Project Location (describe, and attach a location map): Village-wide			
Brief Description of Proposed Action: If enacted, said Local Law shall establish a residency requirement in that the person(s) holding the position of Town of Sangerfield Deputy Town Clerk (s) need not be a resident or elector of the Town of Sangerfield provided, however, that such person(s) shall reside in an adjoining Town within the State of New York.			
Name of Applicant or Sponsor: Town of Sangerfield Town Board		Telephone: 315-841-4884 E-Mail: supervisor@townofsangerfield.net	
Address: 1084 State Route 12			
City/PO: Sangerfield	State: New York	Zip Code: 13455	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			



5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>  Applicant/sponsor/name: <u>Town of Sangerfield Town Board</u> Date: <u>February 14, 2023</u>  Signature: _____      William Fredericks      Title: <u>Supervisor</u>		

Project: Deputy Town Clerk Residency

Date: February 14, 2023

## *Short Environmental Assessment Form*

### *Part 2 - Impact Assessment*

**Part 2 is to be completed by the Lead Agency.**

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	
a. public / private water supplies?	<input checked="" type="checkbox"/>	
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	

## Short Environmental Assessment Form

### Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an *environmental impact statement is required*.

☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Town of Sangerfield Town Board

February 14, 2023

Name of Lead Agency

Date

William Fredericks

Supervisor

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

### Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Town of Sangerfield Town Board

February 14, 2023

Name of Lead Agency

Date

William Fredericks

Supervisor

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

PRINT FORM