

(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 of \_\_\_\_\_  
Town of \_\_\_\_\_  
Village of \_\_\_\_\_  
Niagara

Local Law No. 4 of the year 19 98

A local law Authorizing the Making of Grants and Loans by the County to the Niagara  
(Insert Title) County Industrial Development Agency

Be it enacted by the Legislature of the  
(Name of Legislative Body)

County  
~~City~~ of \_\_\_\_\_  
~~Town~~ \_\_\_\_\_  
~~Village~~ \_\_\_\_\_  
Niagara as follows:

**A LOCAL LAW AUTHORIZING THE MAKING  
OF GRANTS AND LOANS BY THE COUNTY TO THE  
NIAGARA COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

Section 1. Intent and Purpose. It is declared to be the intent and purpose of this local law to enable the County of Niagara, as one of its public or municipal purposes, to promote, create, develop or expand business, commerce, industry or job opportunities within the corporate limits of the County of Niagara in order to benefit the inhabitants thereof.

Section 2. Public Purposes. The County shall have the power to appropriate County funds for the purpose of making and shall have the power to make advances, loans, gifts, grants, subsidies or contributions to Niagara County Industrial Development Agency for any of the following objects or purposes, each of which is found and determined to be a governmental and public purpose of the County:

- (A) the planning and effectuation of any program, activity or project to create, improve or expand job or business opportunities or job or business training, or both, for persons within the corporate limits of the County of Niagara as to whom such opportunities or training are lacking or inadequate, so as to enable such persons to earn enough to maintain a decent standard of living;
- (B) the planning and effectuation of any program, activity or project to publicize the advantages of the County region; and

(C) the establishment, operation, maintenance and promotion of foreign trade zones located within the County.

Section 3. Procedure for Authorization. Each advance, loan, gift, grant, subsidy or contribution to be made by the County to Niagara County Industrial development Agency pursuant to this local law shall be conditioned upon approval by the County Legislature of the terms and conditions of an agreement with the Agency for the making of such advance, loan, gift, grant, subsidy or contribution. Such approval shall be evidenced by a resolution adopted by the County Legislature indicating its approval of such terms and conditions. Excepting authorizations for purposes mentioned in subdivision (B) of Section 2 hereof for which period of probable usefulness shall have been provided in the Local Finance Law, no such authorization shall provide for the funding of any such advance, loan, gift, grant, subsidy or contribution out of proceeds of obligations issued by the County pursuant to the Local Finance Law.

Section 4. Severability. If any section, clause or provision of this local law or the application thereof to any person or circumstance shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the section, clause or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this local law or the application thereof to other persons or circumstances, and the County Legislature hereby declares that it would have passed this local law or the remainder thereof had such invalid application or invalid section, clause or provision been apparent.

Section 5. Inconsistent Enactments. All ordinances, local laws and parts thereof inconsistent with this local law are hereby repealed.

Section 6. Effective Date. This local law shall become effective upon the filing thereof in the Office of the Secretary of State of the State of New York, as provided for in the Municipal Home Rule Law.

(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. 4 of 1998 of the (County)(City)(Town)(Village) of Niagara was duly passed by the Niagara County Legislature on February 17 1998, 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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body)  
(Elective Chief Executive Officer\*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. 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 \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body)  
(Elective Chief Executive Officer\*)

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 19\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_, and was (approved)(not disapproved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 19\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19\_\_\_\_, in accordance with the applicable provisions of law.  
(Name of Legislative Body)  
(Elective Chief Executive Officer\*)

\*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 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 19\_\_\_\_ 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 \_\_\_\_\_ 19\_\_\_\_, 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 19\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 19\_\_\_\_, 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.

*[Handwritten Signature]*

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

Date: 2/24/98

(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 NIAGARA

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.

*[Handwritten Signature]*

Signature

*[Handwritten Title]*

Title

County  
~~XXXX~~ of Niagara  
~~XXXX~~

~~XXXX~~

Date: 2/20/98