

RESOLUTION 2021-010

**Introducing Local Law No. 2 of 2021 Repealing Article I “Village Justice” of Chapter 46
“Residency Requirements” of the Village Code**

At a meeting of the Village Board of Trustees of the Village of Millbrook (“Village Board”), held at the Village of Millbrook Village Hall on the 14th day of July, 2021, at 6:00 p.m., Village Mayor, Tim Collopy called the meeting to order, and _____, seconded by Trustee _____, moved the following resolution, to introduce the following proposed local law, to be known as Proposed Local Law No. 2 of 2021, entitled “A Local Law Repealing and Removing Article I regarding ‘Village Justice’ from Chapter 46 ‘Residency Requirement’ of the Village Code,” as follows:

BE IT ENACTED by the Board of Trustees of the Village of Millbrook as follows:

Section 1. Legislative intent: In conducting a review of the Village of Millbrook Village Code, the Village Board determined that Article I of Chapter 46 of the Village Code, which imposes Residency Requirements for the position of Village Justice, is obsolete since the Village Court, and the position of Village Justice, had previously been abolished in the Village of Millbrook. The Village Board therefore intends to repeal and remove Article I of Chapter 46 “Residency Requirements” from the Village Code in its entirety, and renumber the remaining Article of Chapter 46 accordingly.

Section 2. The existing Article I “Village Justice” of Chapter 46 “Residency Requirements” of the Village Code of the Village of Millbrook, and all sections and subsections contained within Article I of Chapter 46, is hereby repealed in its entirety and removed from the Village Code.

Section 3. The remaining Article of Chapter 46, Article II “Clerk, Deputy Clerk, Treasurer, Deputy Treasurer and Public Works Supervisor” shall remain unchanged, but shall be accordingly renumbered as Article I, and the section contained therein renumbered §46-1.

Section 4. This local law shall take effect as of the date of filing with the New York Secretary of State.

Trustee _____ advised the Board of Trustees that, pursuant to the Municipal Home Rule Law of the State of New York, it will be necessary to hold a public hearing upon this proposed local law. Trustee _____ offered the following resolution which was seconded by Trustee _____, who moved its adoption:

WHEREAS, on July 14, 2021, Trustee _____ introduced this local law for the Village of Millbrook, to be known as “A Local Law Repealing and Removing Article I regarding ‘Village Justice’ from Chapter 46 ‘Residency Requirement’ of the Village Code.”

RESOLVED, that a public hearing be held in relation to the proposed local law as set forth in the form of notice, hereinafter provided, at which hearing parties in interest and citizens shall have an opportunity to be heard, to be held at the Village Hall, 35 Merritt Avenue, Millbrook, New York, on August 11, 2021, at 6:00 o’clock, p.m., Prevailing Time, and that notice of said hearing shall be published in the official newspaper of general circulation in the Village of Millbrook, by the Village Clerk, at least five (5) days before such hearing and that such notice shall be in the following form:

NOTICE OF PUBLIC HEARING

TAKE NOTICE, that the Board of Trustees of the Village of Millbrook will hold a public hearing at the Village Hall, 35 Merritt Avenue, Millbrook, New York on August 11, 2021 at 6:00 o’clock, p.m., on Proposed Local Law No. 2 of the Year 2021, entitled “A Local Law Repealing

and Removing Article I regarding ‘Village Justice’ from Chapter 46 ‘Residency Requirement’ of the Village Code.”

TAKE FURTHER NOTICE, that copies of the aforesaid proposed local law will be available for examination at the office of the Clerk of the Village of Millbrook, at the Village Hall, 35 Merritt Avenue, Millbrook, New York between the hours of 8:00 a.m. to 12:00 p.m. and then between 1:00 p.m. to 3:00 p.m. on all business days between the date of this notice and the date of the public hearing.

TAKE FURTHER NOTICE, that all persons interested and citizens shall have an opportunity to be heard on said proposal at the time and place aforesaid.

DATED: Millbrook, New York
July 14, 2021

SARAH J. WITT, VILLAGE CLERK

The foregoing resolution was duly put to a vote which resulted as follows:

Mayor Collopy _____

Trustee Herzog _____

Trustee Contino _____

Trustee Arbogast _____

Trustee Anson _____

DATED: Millbrook, New York
July 14, 2021

SARAH J. WITT, VILLAGE CLERK
Village of Millbrook