

LOCAL LAW INTRODUCTION # _____-2010

**TOWN OF AMHERST
COUNTY OF ERIE, STATE OF NEW YORK**

A LOCAL LAW ENTITLED "A LOCAL LAW TO DECREASE THE NUMBER OF COUNCILMEN IN THE TOWN OF AMHERST, NEW YORK, FROM SIX COUNCILMEN TO FOUR COUNCILMEN"

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

Section 1. Purpose:

The purpose of this Local Law is to decrease the number of Town Councilmen from six to four, under the authority of the Municipal Home Rule Law. Pursuant to New York State Town Law §20-5-a, the terms "Councilman" and "Councilmen" whenever used in this Local Law shall include persons of both the male and female gender.

Section 2. Number of Councilmen:

The number of Town Councilmen shall be decreased from six to four, as hereinafter set forth.

Section 3. Election of Councilmen:

- A. One Councilman position shall be eliminated effective January 1, 2011.
- B. For the biennial town election to be held in November 2011, and thereafter, two Councilmen shall be elected for a term of four years each.
- C. One Councilman position shall be eliminated effective January 1, 2014. In the event that a Councilman position that was elected at the biennial town election on November 3, 2009 becomes vacant, at any time prior to January 1, 2014 that position shall be immediately eliminated and no additional position will be eliminated.
- D. For the biennial town election to be held in November 2013, and thereafter, two Councilmen shall be elected for terms of four years each.

Section 4. Authority:

This Local Law is enacted pursuant to the authority granted to towns by Section 10 (1)(ii)(a)(1) and (d)(3) of the Municipal Home Rule Law to adopt legislation concerning the number of its officers and its property, affairs and government. To the extent that this Local

Law is inconsistent with Sections 20, 24, 24-a, 64 and 81 of the Town Law of the State of New York, these Sections are superseded by this Local Law.

Section 5. Effective Date:

This Local Law shall take effect upon the affirmative vote of a majority of qualified electors voting thereon at a special election to be held on a date to be fixed by the Town Board, which date is not less than sixty (60) days after the adoption of this Local Law, and upon filing in the Office of the Secretary of State of New York in accordance with the Municipal Home Rule Law and the Code of the Town of Amherst.

Deborah Bruch Bucki
Town Clerk
Town of Amherst
Erie County, New York