



Department of State
Corporations, State Records & UCC

New York State
Department of State
DIVISION OF CORPORATIONS,
STATE RECORDS AND
UNIFORM COMMERCIAL CODE
One Commerce Plaza
99 Washington Ave.
Albany, NY 12231-0001
dos.ny.gov

Local Law Filing

Pursuant to Municipal Home Rule Law §27

Local Law Number ascribed by the legislative body of the local government listed below:

2 of the year 20 25

Local Law Title: A LOCAL LAW AMENDING CHAPTER 479 OF THE CITY CODE OF PORT JERVIS TO
PROVIDE FOR AN APPEAL PROCESS FOR THE LICENSING OF TAXI DRIVERS
CONVICTED OF FELONIES

Be it enacted by the Common Council of the
(Name of Legislative Body)

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

of Port Jervis as follows on the attached pages:
(Name of Local Government)

For Office Use Only

FILED
STATE RECORDS

MAY 22 2025

DEPARTMENT OF STATE

Department of State Local Law Index Number: 2 of the year 20 25

(The local law number assigned by the Department of State for indexing purposes may be different from the local law number ascribed by the legislative body of the local government.)



Local Law Filing Instructions

**PLEASE FOLLOW THESE INSTRUCTIONS
WHEN FILING LOCAL LAWS IN THE OFFICE OF THE SECRETARY OF STATE**

1. Each local law shall be filed in the office of the Secretary of State within 20 days after its final adoption or approval as required by section 27 of the Municipal Home Rule Law. The cited statute provides that a local law shall not become effective before it is filed in the office of the Secretary of State.
2. Each local law to be filed shall be an original certified copy.
3. Each local law shall be filed on a form provided by the Department of State. Copies of the local law text must be attached to the form. Only legible copies will be accepted.
4. Submit only the local law form and the text of the local law.
5. In the case of a local law amending a previously enacted local law, the text must be that of the law as amended. Do not include any matter in brackets, with a line through it, italicized or underscored to indicate the changes made. The printed introductory bill number for the proposed local law and explanatory matter must be omitted.
6. The date of filing of a local law is the date on which the local law is placed on file by the Department of State. The Department of State will assign a local law number for indexing purposes. The Department of State's Index Number for a local law may be different from the local law number ascribed by the legislative body of the local government.

It is suggested that municipalities use introductory identifying bill numbers for proposed local laws. After the local law is enacted (and approved by the voters, if required), the local law should then be numbered and submitted to the Department of State for filing.

7. Each copy of a local law filed in the office of the Secretary of State shall have affixed to it a certification by the Clerk of legislative body or other officer designated by the local legislative body. Please complete the appropriate certification on the Department's local law filing form.
8. A copy of each local law may be mailed or delivered to:

NYS Department of State
State Records Unit
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231.

(DO NOT FILE THIS INSTRUCTION SHEET WITH THE LOCAL LAW)

Local Law Filing

(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 ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ 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, ascribed as local law number 2 of 20 25 of the (County)(City)(Town)(Village) of Port Jervis was duly passed by the Common Council on February 10 20 25 and was (approved)(not approved)(repassed after disapproval) by the Mayor (Elective Chief Executive Officer*) on _____ 20____ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ (Elective Chief Executive Officer*) 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, ascribed as local law number _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ (Elective Chief Executive Officer*) 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.

* 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 chairperson 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.

Local Law Filing

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the City of _____ having 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 thereto, ascribed as local law number _____ 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 the paragraph _____ above.

(Seal)



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

Resubmission: May 19, 2025

(Date)

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)

of Port Jervis

Local Law No. 2 of the year 2025

**A LOCAL LAW AMENDING CHAPTER 479 OF THE CITY CODE OF PORT JERVIS
TO PROVIDE FOR AN APPEAL PROCESS FOR THE LICENSING OF TAXI DRIVERS
CONVICTED OF FELONIES**

Be it enacted by the Common Council of the City of Port Jervis as follows:

See attached.

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

**CITY OF PORT JERVIS
INTRODUCTORY LOCAL LAW NO. 2 OF 2022**

**A LOCAL LAW AMENDING CHAPTER 479 OF THE CITY CODE OF PORT JERVIS
TO PROVIDE FOR AN APPEAL PROCESS FOR THE LICENSING OF TAXI DRIVERS
CONVICTED OF FELONIES**

Be it enacted by the City Council of the City of Port Jervis, County of Orange, State of New York as follows:

Section 1. Purpose and Intent.

The Common Council of the City of Port Jervis recognizes that under certain circumstances, persons convicted of felony-level crimes may nevertheless qualify for licensure as taxi drivers pursuant to Chapter 479 of the City Code. The Common Council is of the opinion that a case-by-case appeal process should be made available to such persons seeking a taxi license from the City should have the opportunity to have their application evaluated by the Council for a determination of whether the felony conviction would prevent the applicant from driving a taxi within the City without compromising public safety. The City Code is therefore amended in accordance with this Local Law.

Section 2. Amendment

The City of Port Jervis Code, Chapter 479 entitled: "Taxicabs", Article I: "Licensing and General Regulations", Section 479-4 entitled: Application For Taxicab Driver's License, shall be amended as follows:

Add the bolded language to subsection C(1)(c):

C. Applicant qualifications.

(1) In order to be granted a City of Port Jervis taxicab driver's license, an applicant must:

(a) Hold a valid New York State driver's license in the proper class or classification necessary to drive a taxicab in New York State.

(b) Not have any wants or warrants anywhere in any jurisdiction.

(c) Have no felony convictions anywhere in any jurisdiction. **Notwithstanding the foregoing, an applicant may appeal to the Common Council of the City of Port Jervis and request a hearing before the Council for relief from this requirement. The Common Council may hear evidence from the applicant as to the nature and circumstances of the felony conviction to determine whether or not such conviction would prevent the applicant from operating a taxi within the City limits without compromising public safety in any fashion. A written decision will be issued by the Common Council within sixty (60) days of**

the hearing of any appeal. The decision of the Common Council of the City of Port Jervis on the issuance or denial of said license shall be final and binding upon the applicant, who shall be responsible for all costs associated with an appeal.

(d) Have no felony charges pending anywhere in any jurisdiction.

(e) Not be a registered or designated sex offender anywhere in any jurisdiction.

Section 3. Conflict with Other Laws

To the extent this law may conflict with applicable portions of the General City Law of the State of New York, it is the stated intention of the City Common Council to exercise its authority to supersede and amend, as granted under the Municipal Home Rule Law of the State of New York, Section 10. The City Common Council hereby provides notice that it is exercising its authority to supersede and amend pursuant to Municipal Home Rule Law of the State of New York, Section 22.

Section 4. Separability

If any provision of this local law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part 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 Common Council of the City of Port Jervis hereby declares that it would have passed this local law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 5. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 6. Effective Date

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of 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 _____ of the (County)(City)(Village)(Village) of Port Jervis was duly passed by the Common Council of the City of Port Jervis on _____, 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. 2 of 2025 of the (County)(City)(Village)(Village) of Port Jervis was duly passed by the Common Council on February 10, 2025, and was (approved)(not approved) (repassed after disapproval) by the Mayor and was deemed duly adopted on February _____ 2025 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 (County)(City)(Village)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative body) (Elective Chief Executive Officer*)

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 (County)(City)(Village)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.
(Name of Legislative body) (Elective Chief Executive Officer*)

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.

* 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 chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a Village 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.)~~

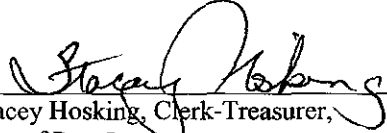
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 _____ 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 Villages 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.


Stacey Hosking, Clerk-Treasurer,
City of Port Jervis,
Clerk of the county legislative body, City, Village or Village
Clerk or officer designated by local legislative body

(Seal)

Date: May 19, 2025