

## *Local Law Filing*

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**(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. 8 of the year 2024**

**A LOCAL LAW OF THE CITY OF PORT JERVIS, COUNTY OF ORANGE,  
AMENDING CHAPTER 115, ARTICLE II, SECTION 115-15 OF THE CITY CODE  
RELATING TO THE RESIDENCY REQUIREMENTS OF CITY EMPLOYEES**

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

See attached.

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

**LOCAL LAW NO. 8 OF 2024**

**A LOCAL LAW OF THE CITY OF PORT JERVIS, COUNTY OF ORANGE,  
AMENDING CHAPTER 115, ARTICLE II, SECTION 115-15 OF THE CITY CODE  
RELATING TO THE RESIDENCY REQUIREMENTS OF CITY EMPLOYEES**

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF PORT JERVIS AS FOLLOWS:

**Section 1. Purpose**

It is increasingly difficult to hire employees for various employment positions in the City of Port Jervis due to the current requirement that with limited exceptions, such employees must reside within fifteen (15) miles of the City limits. The Common Council deems it necessary to expand the geographic radius in which persons must reside to be eligible for City employment.

**Section 2.**

The City of Port Jervis Code, Chapter 115 entitled Officers and Employees, Article II: Residency Requirements shall be amended by adding the highlighted language to Section 115-15 entitled: Certain proximity to City required:

Employees of the City of Port Jervis, other than those employees specifically set forth in § C2-2 of the Charter of the City of Port Jervis, shall be eligible for employment by the City of Port Jervis provided that they reside within **the County of Orange or 25** miles of said City of Port Jervis as measured from the nearest boundary line of said City. In case such employee, after employment, shall cease to be a resident within the limits hereinbefore set forth, his employment shall thereby be terminated.

**Section 3. 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 4. Repeal**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

**Section 5. 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 Local Law No. 7 of 2024 of the (County)(City)(Village)(Village) of Port Jervis was duly passed by the Common Council of the City of Port Jervis on November \_\_\_\_, 2024, 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. 8 of 2024 of the (County)(City)(Village)(Village) of Port Jervis was duly passed by the Common Council on November \_\_\_\_, 2024, and was approved by the Mayor and was deemed duly adopted on November \_\_\_\_, 2024 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: \_\_\_\_\_, 2024