

# THE RENSSELAER COUNTY LEGISLATURE

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THE RENSSELAER COUNTY LEGISLATURE

LOCAL LAW OF THE YEAR 1984

By: Mr. W. Walsh.

A LOCAL LAW ELECTING A RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY CHAPTER 665, LAWS OF 1984 FOR THE ELIGIBLE EMPLOYEES OF COUNTY OF RENSSELAER AND HUDSON VALLEY COMMUNITY COLLEGE.

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

1. The County of Rensselaer hereby elects to provide all its eligible employees with a retirement incentive program authorized by Chapter 665, Laws of 1984.
2. The commencement date of the retirement incentive program shall be October 22, 1984.
3. The open period following the commencement date, during which eligible employees may retire and receive the additional retirement benefit, shall be seventy one (71) days in length through December 31, 1984.
4. The actuarial present value of the additional retirement benefits payable to the provisions of this local law shall be funded over a five year period.

The amount of the annual payment in each of the five years shall be determined by the appropriate retirement system actuary, and it shall be paid by the County of Rensselaer and the Hudson Valley Community College for their respective employees who will receive retirement benefits payable under this law.

As authorized by Chapter 665, Laws of 1984 those eligible employees shall be members of the New York State Employees Retirement System, the New York State Teachers Retirement System, or participate in the Teachers Insurance and Annuity Association - College Retirement Equities Fund (T.I.A.A.-C.R.E.F.), or other eligible optional retirement system.

5. This act shall take effect immediately.

Local Law adopted by the following vote:

AYES: 20

NOES: 0

9/12/84

"Approved by the County Executive — 9-25-85"

LOCAL LAW (INTRODUCTORY) OF THE YEAR 1984

By: Mr. Dworsky

A LOCAL LAW PROVIDING FOR THE PROPER GENDER INTERPRETATION OF THE RENSSELAER COUNTY CHARTER.

## 1984 JOURNAL OF PROCEEDINGS

Be it enacted by the County Legislature of the County of Rensselaer as follows:

**SECTION 1.** The Purpose of this Local Law is to provide for a proper gender interpretation of the Rensselaer County Charter.

**SECTION 2.** Whenever the word "he" appears in the Rensselaer County Charter, it shall be interpreted as having been written "he/she". Whenever the word "his" appears in the Rensselaer County Charter, it shall be interpreted as having been written "his/her".

**SECTION 3.** Whenever the word "Chairman" appears in the Rensselaer County Charter, it shall be interpreted as "Chairperson".

**SECTION 4.** This Local Law shall take effect immediately.

Local Law introduced: September 12, 1984.

9/12/84

THE RENSSELAER COUNTY LEGISLATURE

**LOCAL LAW OF THE YEAR 1984 (INTRODUCTORY)**

By: Mr. W. Walsh

A LOCAL LAW AMENDING THE RENSSELAER COUNTY CHARTER AS TO THE FILING OF THE ANNUAL REPORT BY THE CHIEF FISCAL OFFICER.

Be it enacted by the County Legislature of the County of Rensselaer as follows:

**SECTION 1.** Section 6.01(F) of the Rensselaer County Charter is amended to read as follows:

(F) Submit an Annual Report as required by the New York State Department of Audit and Control to that department and to the County Legislature on or before the first day of March of each year, or such later date for which an extension has been granted by the New York State Department of Audit and Control.

**SECTION 2.** This local law shall take effect immediately.

Local Law introduced: 10/9/84.

**LOCAL LAW OF THE YEAR 1984 (INTRODUCTORY)**

By: Mr. Dworsky

A LOCAL LAW GRANTING A REAL PROPERTY TAX EXEMPTION FOR THE PHYSICALLY DISABLED PURSUANT TO REAL PROPERTY TAX LAW SECTION 459.

Be it enacted by the County Legislature of the County of Rensselaer as follows:

**SECTION 1.** An improvement to any real property used solely for residential purposes as a 1, 2, or 3 family residence shall be exempt from County taxation to the extent of any increase in value attributable to such improvement if such improvement is used for the purpose of facilitating and accommodating the use and accessibility of such real property by:

- (a) a resident owner of real property who is physically disabled or
- (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

**SECTION 2.** This exemption shall apply to improvements constructed prior to or subsequent to the effective date of this local law.

**SECTION 3.** To qualify as physically disabled for the purpose of this local law, the property owner shall submit to the Assessor of the town or city wherein the residence is located, a certified statement from a physician licensed to practice in the State of New York, on a form prescribed and made available by the New York State Board of Equalization and Assessment, which states that the individual for whom the improvement is made has a permanent physical impairment which substantially limits one or more of such individual's major life activities, except that an individual who has

obtained a certificate from the state commission for the blind and visually handicapped stating that such individual is legally blind may submit such certificate in lieu of a physician's certified statement.

**SECTION 4.** The exemption shall be granted only upon application by the owner or all of the owners of the real property on a form prescribed and made available by the New York State Board of Equalization and Assessment. The applicant shall furnish such information as the New York State Board of Equalization and Assessment shall require. The application shall be filed together with the certified statement of physical disability or certificate of blindness with the appropriate assessor on or before the taxable status date of such town or city.

**SECTION 5.** If the town or city assessor is satisfied that the improvement is necessary to facilitate and accommodate the use and accessibility by a resident who is physically disabled and that the applicant is entitled to an exemption pursuant to this local law, and the provisions of Real Property Tax Law Section 459, the assessor shall approve the application and enter the taxable assessed value of the parcel for which an exemption has been granted pursuant to this local law on the assessment role with the taxable property, with the amount of exemption from County taxation as determined pursuant to Section 1 of this local law in a separate column. Once granted, the exemption shall continue on the real property until the improvement ceases to be necessary to facilitate and accommodate the use and accessibility of the property added by the resident who is physically disabled.

**SECTION 6.** This local law shall take effect immediately and be applicable to all assessment roles filed after the effective date hereof.

Local Law introduced: 10/9/84.

## LOCAL LAW NO. 2 OF THE YEAR 1984

By: Mr. Dworsky

### A LOCAL LAW PROVIDING FOR THE PROPER GENDER INTERPRETATION OF THE RENSSELAER COUNTY CHARTER.

Be it enacted by the County Legislature of the County of Rensselaer as follows:

**SECTION 1.** The Purpose of this Local Law is to provide for a proper gender interpretation of the Rensselaer County Charter.

**SECTION 2.** Whenever the word "he" appears in the Rensselaer County Charter, it shall be interpreted as having been written "he/she". Whenever the word "his" appears in the Rensselaer County Charter, it shall be interpreted as having been written "his/her".

**SECTION 3.** Whenever the word "Chairman" appears in the Rensselaer County Charter, it shall be interpreted as "Chairperson".

**SECTION 4.** This Local Law shall take effect immediately.

# THE RENSSELAER COUNTY LEGISLATURE

Local Law introduced: September 11, 1984.

Local Law adopted by the following vote:

AYES: 19

NOES: 0

10/9/84

“Approved by the County Executive — 10/26/84”

## LOCAL LAW OF THE YEAR 1984

By: Messrs. Carpinello and Cholakis

A LOCAL LAW PROVIDING FOR THE APPORTIONMENT OF THE RENSSELAER COUNTY LEGISLATURE BASED UPON THE 1980 FEDERAL CENSUS.

Be it enacted by the County Legislature of the County of Rensselaer as follows:

### SECTIONS

- 1 Legislative Intent
- 2 Membership of the Rensselaer County Legislature
- 3 County Legislative Districts
- 4 Prior Local Law Repealed
- 5 Referendum
- 6 Separability
- 7 Effective Date

**SECTION 1 LEGISLATIVE INTENT.** The intent of this local law is to reapportion the Rensselaer County Legislature in accordance with the provisions of the Rensselaer County Charter and the Municipal Home Rule Law of the State of New York to provide substantially equal representation of the County's residents based upon the 1980 Federal Census, required by the constitutions of the United States and the State of New York, while preserving existing legislative districts whenever possible, but insuring representation for the residents of the City of Rensselaer.

**SECTION 2 MEMBERSHIP OF THE RENSSELAER COUNTY LEGISLATURE.** Commencing January 1, 1986 the Rensselaer County Legislature shall be composed of nineteen (19) members elected from six (6) legislative districts hereinafter described.

**SECTION 3 COUNTY LEGISLATIVE DISTRICTS.** There shall be six (6) legislative districts, with representation as set forth:

- DISTRICT #1 represented by seven (7) county legislators, consisting of the City of Troy.
- DISTRICT #2 represented by three (3) county legislators, consisting of the Towns of East Greenbush and North Greenbush.
- DISTRICT #3 represented by three (3) county legislators, consisting of the Towns of Brunswick, Pittstown and Schaghticoke.
- DISTRICT #4 represented by three (3) county legislators, consisting of the Towns of Nasaau, Sand Lake, Schodack and Stephentown.
- DISTRICT #5 represented by two (2) county legislators, consisting of the Towns of Berlin, Grafton, Hoosick, Petersburg and Poestenkill.
- DISTRICT #6 represented by one (1) county legislator, consisting of the City of Rensselaer.

**SECTION 4 PRIOR LOCAL LAW REPEALED.** This local law shall supercede Local Law #7 for the year 1981, which is hereby repealed.

**SECTION 5 REFERENDUM.** This local law shall be subject to the referendum provisions of the subparagraph thirteen of paragraph a of subdivision one of section ten of the Municipal Home Rule Law.

**SECTION 6 SEPARABILITY.** If any provision of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy.

**SECTION 7 EFFECTIVE DATE.** This local law shall take effect immediately upon its filing and its provision shall govern the election of the members of the Rensselaer County Legislature to be elected at the 1985 general election.

Local Law adopted by the following vote:

AYES: 11

NOES: 8, Messrs. Manupella, Ashley, Denio, Doran, Dworsky, Fleming, Rock, Spain.

#### INFORMATION APPENDIX TO LOCAL LAW FOR THE YEAR 1984

DISTRICT	1980 Dist. Pop.	No. of Leg.	Population per Legis.	Variance from Norm (pop)	Variance from Norm (%)
District #1	56,638	7	8,091	- 93	-1.15%
District #2	23,309	3	7,770	+ 228	+2.93%
District #3	22,969	3	7,656	+ 342	+4.27
District #4	24,877	3	8,292	- 294	-3.68%*
District #5	15,126	2	7,563	+ 435	+5.43%*
District #6	9,047	1	9,047	-1049	-11.60%

151,966 population = 7,998/Legislator

# THE RENSSELAER COUNTY LEGISLATURE

"Vetoed by the County Executive — 10/18/84"

October 18, 1984

The Honorable T. William Bossidy  
Clerk, Rensselaer County Legislature  
County Office Building  
Troy, New York 12180

Dear Bill:

Pursuant to Section 3.06 of the Rensselaer County Charter, I return herewith to you the proposed local law, which I have vetoed. Pursuant to the Charter, I wish to set forth my reasons for this veto.

I endorse the concept in this local law, which will give the citizens of the City of Rensselaer more direct and accountable representation in the Rensselaer County Legislature. I also note at a well-attended public hearing held before you on October 8, 1984, a number of residents of Rensselaer spoke out in favor of the measure. However, during the legislative discussion of this local law, and in subsequent media accounts, an objection has been raised that your public hearing was held without prior published notice. It has also been reliably reported that this local law will be challenged in the courts on various grounds. In the event of a court challenge to the law, I do not wish to see the rights of the citizens of the City of Rensselaer denied due to a minor procedural error in the adoption of the law.

I therefore veto and return the law to you, trusting that the members of the Legislature who introduced and supported this local law will take the appropriate steps to pass it again.

Sincerely,

William J. Murphy  
County Executive

10/9/84

# LOCAL LAW OF THE YEAR 1984 (INTRODUCTORY)

By Messrs. Cholakis, Sanvidge and Spain.

A LOCAL LAW AMENDING SECTION 2.07, SUBDIVISION 13, OF THE RENSSELAER COUNTY CHARTER.

Be it enacted by the County Legislature of the County of Rensselaer, New York as follows:

**SECTION 1.** Section 2.07, Subdivision 13, of the Rensselaer County Charter is hereby amended as follows, to wit:

Section 2.07 Powers and Duties. Except as otherwise provided in this Charter, the County Legislature shall have and exercise all such powers and duties conferred on the Rensselaer County Legislature, or generally conferred on County Legislatures in the State of New York by applicable law, and all powers necessarily incidental thereto, and shall for the purposes of general laws conferring powers upon County Legislatures be a County Legislature.

The County Legislature shall have, but not by way of limitation, the following powers and duties:

\*\*\*\*\*

13. To designate one or more depositories for the deposit of all monies received by the Finance Director and specify the maximum amount which may be kept on deposit at any one time in each depository.

**SECTION 2.** This local law shall take effect pursuant to the applicable provisions of the Municipal Home Rule Law of the State of New York.

Local Law introduced: 10/25/84

# LOCAL LAW OF THE YEAR 1984 (INTRODUCTORY)

By: Messrs. Carpinello and Cholakis

A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF THE YEAR 1982.

Be it enacted by the County Legislature of the County of Rensselaer as follows:

## SECTIONS

- 1 Legislative Intent
- 2 Amendment of Local Law No. 2 of the year 1982
- 3 Referendum
- 4 Separability
- 5 Effective Date

## THE RENSSELAER COUNTY LEGISLATURE

**SECTION 1.** Legislative Intent. The intent of this Local Law is to amend the apportionment plan of the Rensselaer County Legislature set forth in Local Law No. 2 of the Year 1982, which will become effective for the election of legislators at the General Election in 1985. The intent is to provide substantially equal representation of the County's residents based upon the 1980 Federal Census required by the Constitution of the United States and the State of New York, while assuring a resident representative for the citizens of the City of Rensselaer.

**SECTION 2.** Section 3 of Local Law No. 2 of the Year 1982 is amended as follows:

**§ 3 COUNTY LEGISLATIVE DISTRICTS.** There shall be six (6) legislative districts, with representation as set forth:

- DISTRICT #1 represented by seven (7) county legislators, consisting of the City of Troy.
- DISTRICT #2 represented by three (3) county legislators, consisting of the Towns of East Greenbush and North Greenbush.
- DISTRICT #3 represented by three (3) county legislators, consisting of the Towns of Brunswick, Pittstown and Schaghticoke.
- DISTRICT #4 represented by three (3) county legislators, consisting of the Towns of Nasaau, Sand Lake, Schodack and Stephentown.
- DISTRICT #5 represented by two (2) county legislators, consisting of the Towns of Berlin, Grafton, Hoosick, Petersburg and Poestenkill.
- DISTRICT #6 represented by one (1) county legislator, consisting of the City of Rensselaer.

**SECTION 3.** Referendum. This Local Law will be subject to the referendum provisions of Subparagraph 13 of Paragraph A of Subdivision 1 of Section 10 of the Municipal Home Rule Law.

**SECTION 4.** Separability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy.

**SECTION 5.** Effective Date. This Local Law shall take effect immediately upon its filing and its provisions, together with the provisions of said Local Law No. 2 of the year 1982 shall govern the election of the members of the Rensselaer County Legislature to be elected at the 1985 General Election.

Local Law introduced: 10/25/84

**INFORMATION APPENDIX TO  
LOCAL LAW FOR THE YEAR 1984**

<b>DISTRICT</b>	<b>1980 Dist. Pop.</b>	<b>No. of Leg.</b>	<b>Population per Legis.</b>	<b>Variance from Norm (pop)</b>	<b>Variance from Norm (%)</b>
District #1	56,638	7	8,091	- 93	-1.15%
District #2	23,309	3	7,770	+ 228	+2.93%
District #3	22,969	3	7,656	+ 342	+4.27
District #4	24,877	3	8,292	- 294	-3.68%*
District #5	15,126	2	7,563	+ 435	+5.43%*
District #6	9,047	1	9,047	-1049	-11.60%

151,966 population = 7,998/Legislator

10/25/84

**LOCAL LAW NO. 3 OF THE YEAR 1984**

By Messrs. Cholakis, Sanvidge and Spain.

A LOCAL LAW AMENDING SECTION 2.07, SUBDIVISION 13, OF THE RENSSELAER COUNTY CHARTER.

Be it enacted by the County Legislature of the County of Rensselaer, New York as follows:

**SECTION 1.** Section 2.07, Subdivision 13, of the Rensselaer County Charter is hereby amended as follows, to wit:

Section 2.07 Powers and Duties. Except as otherwise provided in this Charter, the County Legislature shall have and exercise all such powers and duties conferred on the Rensselaer County Legislature, or generally conferred on County Legislatures in the State of New York by applicable law, and all powers necessarily incidental thereto, and shall for the purposes of general laws conferring powers upon County Legislatures be a County Legislature.

The County Legislature shall have, but not by way of limitation, the following powers and duties:

\*\*\*\*\*

13. To designate one or more depositories for the deposit of all monies received by the Finance Director and specify the maximum amount which may be kept on deposit at any one time in each depository.

**SECTION 2.** This local law shall take effect pursuant to the applicable provisions of the Municipal Home Rule Law of the State of New York.

Local Law adopted by the following vote:

AYES: 12

NOES: 8, Messrs. Manupella, Ashley, Denio, Doran, Dworsky, Fleming, Rock, Spain.

11/8/84

"Approved by the County Executive — 11/16/84"

**LOCAL LAW NO. 4 OF THE YEAR 1984**

By: Messrs. Carpinello and Cholakis

A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF THE YEAR 1982.

Be it enacted by the County Legislature of the County of Rensselaer as follows:

# THE RENSSELAER COUNTY LEGISLATURE

## SECTIONS

- 1 Legislative Intent
- 2 Amendment of Local Law No. 2 of the Year 1982
- 3 Referendum
- 4 Separability
- 5 Effective Date

**SECTION 1.** Legislative Intent. The intent of this Local Law is to amend the apportionment plan of the Rensselaer County Legislature set forth in Local Law No. 2 of the Year 1982, which will become effective for the election of legislators at the General Election in 1985. The intent is to provide substantially equal representation of the County's residents based upon the 1980 Federal Census required by the Constitution of the United States and the State of New York, while assuring a resident representative for the citizens of the City of Rensselaer.

**SECTION 2.** Section 3 of Local Law No. 2 of the Year 1982 is amended as follows:

§ 3 **COUNTY LEGISLATIVE DISTRICTS.** There shall be six (6) legislative districts, with representation as set forth:

- DISTRICT #1 represented by seven (7) county legislators, consisting of the City of Troy.
- DISTRICT #2 represented by three (3) county legislators, consisting of the Towns of East Greenbush and North Greenbush.
- DISTRICT #3 represented by three (3) county legislators, consisting of the Towns of Brunswick, Pittstown and Schaghticoke.
- DISTRICT #4 represented by three (3) county legislators, consisting of the Towns of Nasaau, Sand Lake, Schodack and Stephentown.
- DISTRICT #5 represented by two (2) county legislators, consisting of the Towns of Berlin, Grafton, Hoosick, Petersburg and Poestenkill.
- DISTRICT #6 represented by one (1) county legislator, consisting of the City of Rensselaer.

**SECTION 3.** Referendum. This Local Law will be subject to the referendum provisions of Subparagraph 13 of Paragraph A of Subdivision 1 of Section 10 of the Municipal Home Rule Law.

**SECTION 4.** Separability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy.

**SECTION 5.** Effective Date. This Local Law shall take effect immediately upon its filing and its provisions, together with the provisions of said Local Law No. 2 of the Year 1982 shall govern the election of the members of the Rensselaer County Legislature to be elected at the 1985 General Election.

Local Law adopted by the following vote:

AYES: 12

NOES: 8, Messrs. Manupella, Ashley, Denio, Doran, Dworsky, Fleming, Rock and Spain.

# 1984 JOURNAL OF PROCEEDINGS

## INFORMATION APPENDIX TO LOCAL LAW FOR THE YEAR 1984

DISTRICT	1980 Dist. Pop.	No. of Leg.	Population per Legis.	Variance from Norm (pop)	Variance from Norm (%)
District #1	56,638	7	8,091	- 93	-1.15%
District #2	23,309	3	7,770	+ 228	+2.93%
District #3	22,969	3	7,656	+ 342	+4.27%
District #4	24,877	3	8,292	- 294	-3.68%
District #5	15,126	2	7,563	+ 435	+5.43%
District #6	9,047	1	9,047	-1049	-11.60%

151,966 population = 7,998/Legislator

11/8/84

“Approved by the County Executive — 11/16/84”

**LOCAL LAW NO. 5 OF THE YEAR 1984**

By: Mr. W. Walsh

**A LOCAL LAW AMENDING THE RENSSELAER COUNTY CHARTER AS TO THE FILING OF THE ANNUAL REPORT BY THE CHIEF FISCAL OFFICER.**

Be it enacted by the County Legislature of the County of Rensselaer as follows:

**SECTION 1.** Section 6.01(F) of the Rensselaer County Charter is amended to read as follows:

(F) Submit an Annual Report as required by the New York State Department of Audit and Control to that department and to the County Legislature on or before the first day of March of each year, or such later date for which an extension has been granted by the New York State Department of Audit and Control.

**SECTION 2.** This local law shall take effect immediately.

Local Law adopted by the following vote:

AYES: 19

NOES: 0

11/13/84

“Approved by the County Executive — 11/26/84”

#### **LOCAL LAW NO. 6 OF THE YEAR 1984**

By: Mr. Dworsky

**A LOCAL LAW GRANTING A REAL PROPERTY TAX EXEMPTION FOR THE PHYSICALLY DISABLED PURSUANT TO REAL PROPERTY TAX LAW SECTION 459.**

Be it enacted by the County Legislature of the County of Rensselaer as follows:

**SECTION 1.** An improvement to any real property used solely for residential purposes as a 1, 2, or 3 family residence shall be exempt from County taxation to the extent of any increase in value attributable to such improvement if such improvement is used for the purpose of facilitating and accommodating the use and accessibility of such real property by:

- (a) a resident owner of real property who is physically disabled or
- (b) a member of the resident owner's household who is physically disabled, if such member resides in the real property.

**SECTION 2.** This exemption shall apply to improvements constructed prior to or subsequent to the effective date of this local law.

**SECTION 3.** To qualify a physically disabled for the purpose of this local law, the property owner shall submit to the Assessor of the town or city wherein the residence is located, a certified statement from a physician licensed to practice in the State of New York, on a form prescribed and made available by the New York State Board of Equalization and Assessment, which states that the individual for whom the improvement is made has a permanent physical impairment which substantially limits one or more of such individual's major life activities, except that an individual who has obtained a certificate from the State Commission for the Blind and Visually Handicapped stating that such individual is legally blind may submit such certificate in lieu of a physician's certified statement.

## THE RENSSELAER COUNTY LEGISLATURE

**SECTION 4.** The exemption shall be granted only upon application by the owner or all of the owners of the real property on a form prescribed and made available by the New York State Board of Equalization and Assessment. The applicant shall furnish such information as the New York State Board of Equalization and Assessment shall require. The application shall be filed together with the certified statement of physical disability or certificate of blindness with the appropriate assessor on or before the taxable status date of such town or city.

**SECTION 5.** If the town or city assessor is satisfied that the improvement is necessary to facilitate and accommodate the use and accessibility by a resident who is physically disabled and that the applicant is entitled to an exemption pursuant to this local law, and the provisions of Real Property Tax Law Section 459, the assessor shall approve the application and enter the taxable assessed value of the parcel for which an exemption has been granted pursuant to this local law on the assessment role with the taxable property, with the amount of exemption from county taxation as determined pursuant to Section 1 of this local law in a separate column. Once granted, the exemption shall continue on the real property until the improvement ceases to be necessary to facilitate and accommodate the use and accessibility of the property added by the resident who is physically disabled.

**SECTION 6.** This local law shall take effect immediately and be applicable to all assessment roles filed after the effective date hereof.

Local Law adopted by the following vote:

AYES: 19

NOES: 0

11/13/84

“Approved by the County Executive — 11/26/84”

**LOCAL LAW NO. 7 OF THE YEAR 1984**

By: Mr. W. Walsh

A LOCAL LAW IN RELATION TO THE CIVIL SERVICE CLASSIFICATION OF CERTAIN EMPLOYEES IN THE RENSSELAER SHERIFF'S DEPARTMENT.

Be it enacted by the Rensselaer County Legislature of the County of Rensselaer as follows:

**SECTION 1. Findings of Fact.** The Rensselaer County Legislature hereby finds that it is important to the citizens of Rensselaer County that continuity be maintained in the Rensselaer County Sheriff's Department in regard to its law enforcement and correctional operations and its other functions. The Rensselaer County Legislature further finds that the placement of certain such employees into Civil Service positions will promote and advance this goal.

**SECTION 2. Employees to be Placed in the Classified Service.** The titles as set forth by Addendum I to the agreement entered into between the County of Rensselaer and the Sheriff of Rensselaer

County as co-employers and the Rensselaer County Sheriff's Department Unit of the Rensselaer County Local of the Civil Service Employees Association, Inc., dated December 2, 1983, a copy of which is annexed hereto and made a part hereof, shall be in the classified service under the provisions of the Civil Service Law of the State of New York and shall be subject to and governed and controlled by the rules and regulations of the New York State Department of Civil Services.

**SECTION 3. Waiver of Examination for Certain Employees.** Notwithstanding any other provisions of law, all personnel employed in the titles set forth above, who were in the employ of the Rensselaer County Sheriff's Department for one year or more prior to December 1, 1984, and who have remained in the employ of said department to the present date, shall continue to hold their respective positions without examination.

**SECTION 4. Separability.** If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provisions directly involved in the controversy.

**SECTION 5. Effective Date.** This Local Law shall take effect immediately upon its filing.

Local Law adopted by the following vote:

AYES: 17

NOES: 3, Messrs. Ashley, Denio and Rock.

12/11/84

"Approved by the County Executive — 12/27/84"