

2021 LOCAL LAWS:	
1 of 2021	Amending Sections 3.03 And 6.06 Of The Rensselaer County Charter And Adding Section 6.04.A.7 And Section 6.05.B To The Rensselaer County Charter
2 of 2021	A Local Law Authorizing The Sale Of A Parcel Of Land Owned By The County Of Rensselaer, Consisting Of 2.00 +/- Acres Of Land Located In The Town Of North Greenbush, New York To Vanderheyden
3 of 2021	A Local Law Authorizing 12 And 13 Year Old Licensed Hunters To Hunt Deer With A Firearm Or Crossbow During Hunting Season With The Supervision Of An Adult Licensed Hunter
4 of 2021	A Local Law Establishing A Demonstration Program Imposing Owner Liability For Failure Of An Operator To Stop For A School Bus Displaying A Red Visual Signal And Stop-Arm
5 of 2021	A Local Law Of The County Of Rensselaer Establishing The Rensselaer County Animal Abuse Registry
6 of 2021	A Local Law Enacting The Rensselaer County Prescription Opioid Safe Disposal Law

# Local Law Filing

New York State Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, New York 12231-0001  
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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 of Rensselaer

Local Law No. 1 of the year 2021

A local law Amending Sections 3.03 and 6.06 of the Rensselaer County Charter and  
(Insert Title)  
Adding Section 6.04.A.7 and Section 6.05.B to the Rensselaer County Charter

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County of Rensselaer as follows:

**Section 1. Legislative Intent.** The Rensselaer County Legislature recognizes that it is advisable to update the Rensselaer County Charter.

**Section 2. Amend Sections of and Add Section to the Rensselaer County Charter.** Upon the adoption of this local law, the Rensselaer County Charter is hereby amended and added to as follows:

A. Article 3 County Executive, Section 3.03, Powers and Duties, subsection C-Contracts., is amended to read as follows:

C-Contracts. He/She shall make, sign and implement all contracts as authorized by the County Legislature on behalf of the County within the terms and appropriations approved therefore except that the County Executive may make, sign or implement such contracts not exceeding \$10,000.00 without authorization of the County Legislature.

B. The following Section 6.04.A.7 is added to Article 6 Executive Department, Section 6.04 Bureau of Central Services:

7. Oversee all information and technology services, including all telecommunication and electronic operations in the County, and be responsible to the County Executive for planning, improvement, coordination and administration of the County's data processing.

C. The following Section 6.05.B is added to Article 6 Executive Department, Section 6.05 Bureau of Tax Services as follows:

B. Mapping Duties. The Director shall oversee geographic mapping for all participating taxable districts within the County, and work with applicable entities internally and externally to provide mapping information and data, as required by New York State Real Property Tax Law Section 503, and any amendments or successors thereto.

D. Article 6 Executive Department, Section 6.06 Bureau of Research and Information Services is amended to delete Section 6.06 in its entirety.

**Section 3. Effective Date.** This local law shall take effect upon filing with the office of the Secretary of State of the state of New York, pursuant to the applicable provisions of the Municipal Home Rule Law.

**Local Law ADOPTED by the following vote:**

**Ayes:** 19

**Nays:** 0

**Abstain:** 0

**January 12, 2021**

**Approved by the County Executive:**

**Dated:** \_\_\_\_\_

1/21/21

  
\_\_\_\_\_  
**Steven F. McLaughlin**  
**County Executive**

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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 of Rensselaer

Local Law No. 2 of the year 2021

A local law Authorizing the Sale of a Parcel of Land Owned by the County of Rensselaer,  
Consisting of 2.00 +/- Acres of Land Located in the Town of North Greenbush,  
New York to Vanderheyden.  
(Insert Title)

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County of Rensselaer as follows:

**Section 1. Legislative Intent.** Vanderheyden Hall Inc. ("Vanderheyden") is a New York State not-for-profit organization located in the County of Rensselaer pursuing the mission of empowering youth, individuals and families to build brighter futures by providing individuals with the skills necessary to enhance self-esteem and self-confidence, to engage in experiences that lead to personal growth, and to live healthy and productive lives. Pursuant to Rensselaer County Resolution G-492-17, the County leases to Vanderheyden the entire Property, as defined below, consisting of approximately 2.00+/- acres and the approximately 5,584 +/- square foot building located on the Property. Vanderheyden has located at the Property its Career Center project ("Project"), which is a multi-phase project that began in October 2019. In Phase 1 of the Project, Vanderheyden successfully obtained New York State Education Department approval for expansion of its Career Center activities. The next phase of the Project consists of fitting up space for classrooms for vocational programming in building trades, data input and landscaping, which programming will also be enhanced by soft skills training. To provide for the successful implementation of the Project, Vanderheyden desires to purchase and own the Property. Under Rensselaer County Resolution G-492-17, the Rensselaer County Legislature established the purchase price for the Property to be the appraised value at or about the time of the sale with a credit for certain items including improvements made by Vanderheyden to the Property, and, after the County obtaining an updated appraisal from a certified appraiser and Vanderheyden documenting its improvements to the Property, Vanderheyden proposes to purchase the Property and restrict the use and ownership of the Property for its current charitable purposes for \$1.00. The Rensselaer County Legislature has by resolution heretofore determined such Property to be no longer necessary for public use. Further, the Rensselaer County Legislature

hereby finds that such conveyance will be in the best interests of the citizens of Rensselaer County.

**Section 2. Authorization of Conveyance.** Based upon the foregoing considerations and prior legislative action by the Rensselaer County Legislature, the County of Rensselaer is hereby authorized and empowered to convey to Vanderheyden, for and in consideration of the payment pursuant to Rensselaer County Resolution G-492-17, of the sum of \$1.00 plus all recording fees and disbursements incurred in connection therewith, that parcel of land consisting of 2.00+/- acres located at 586 NY-355 (Cooper Hill Road) in the Town of North Greenbush more particularly bounded and described in Appendix A annexed hereto and made a part hereof by reference ("Property"), which such conveyance shall be made by private sale and without the necessity of advertising or competitive bidding, and which such conveyance shall restrict the use and ownership of the Property to its current charitable purposes. The Rensselaer County Executive, or his designee, is authorized and empowered on behalf of the County to execute any and all documents or instruments necessary to complete such conveyance, subject to the approval as to form by the Rensselaer County Attorney.

**Section 3. Effective Date.** This local law shall take effect upon filing with the office of the Secretary of State of the state of New York, pursuant to the applicable provisions of the Municipal Home Rule Law.


Local Law ADOPTED by the following Roll Call vote:

Ayes: 19  
Nays: 0  
Abstain: 0  
February 9, 2021

Approved by the County Executive:

Dated: \_\_\_\_\_

5/11/21

  
\_\_\_\_\_  
Steven F. McLaughlin  
County Executive

Appendix A

## APPENDIX A

ALL THAT CERTAIN TRACT, piece or parcel of land situated in the Town of North Greenbush, Rensselaer County, New York, lying generally North of Cooper Hill Road and being more particularly bounded and described as follows:

COMMENCING at the point of intersection of the division line between the lands now or formerly of Vanderheyden Hall Inc., as described in Book 1271 of Deeds at page 721 on the Southwest and lands now or formerly of Harry Vonden-Driesch and Verna E. Vonden Driesch as described in Book 1057 of Deeds at page 511 3rd Book 1183 of Deeds at page 129 on the Northeast with the Northwesterly margin of Cooper Hill Road (New York State Route 3551 as established as a three rod right of way; thence from said point of commencement through the lands of said Vanderheyden Hall, Inc., South 66 deg. 26 min. 53 sec. West 1,344.98 feet to the point of beginning of the herein described parcel; said point of beginning also being situate at the point of intersection of the reputed town line between the Town of North Greenbush on the West and the Town of Poestenkill on the East with the Northerly margin of Cooper Hill Road New York State Route 355 as established as a three rod right of way; thence from said point of beginning along said Northerly road margin South 81 deg. 03 min. 41 sec. West 54.29 feet to a point; thence through the lands of said Vanderheyden Hall, Inc., the following five (51 courses; 1) North 13 deg. 59 min. 29 sec. East 256.75 feet to a point; 2) North 76 deg. 00 min. 31 sec. West 150.00 feet to a point; 3) North 13 deg. 59 min. 29 sec. East 356.60 feet to a point; 4) South 85 deg. 54 min. 35 sec. East 203.02 feet to a point; and 51 South 13 deg. 59 min. 29 sec. West 627.11 feet to the point or place of beginning containing 2.00 +/- acres of land.

Subject to any easements, restrictions, or covenants of record.

The above described parcel is shown in its entirety on a map entitled "Boundary and topographic Survey of a Portion of Land Now or Formerly of Vanderheyden Hall, Inc., to be conveyed to the County of Rensselaer", Town of North Greenbush, Rensselaer County, New York, dated December 27, 1990, prepared by C.T. MALE ASSOCIATES, P.C. and filed in the Rensselaer County Clerk's Office on October 25, 1991 as Map 165 in Drawer 1991.

EXCEPTING AND RESERVING therefrom a permanent easement for the granter, its successors and assigns, their guests and invitees for ingress and egress to the remaining lands of the granter for access to granter's existing facilities as well as to future development over a 30 foot strip of land, being more particularly bounded described as follows: ALL that certain tract, piece of parcel of land situate in the Town of North Greenbush, Rensselaer County, New York lying generally Northerly of Cooper Hill Road (NYS Rte. 355):

BEGINNING at the point of intersection of the division line between the lands now or formerly of Vanderheyden Hall, Inc. as described in Book 1271 of Deeds at Page 721 on the East and lands above conveyed on the west with the Northerly margin of Cooper Hill Road (NYS Route 3551 as established as a 3-rod right-of-way; said point of beginning also being situate at the point of intersection of the reputed Town Line between the Town of North Greenbush on the West and the Town of Poestenkill on the East with the Northerly margin of Cooper Hill Road; thence from said point of beginning along said Northerly road margin, South 81 deg. 03 min. 41 sec. west 32.57 feet to a point; thence through the lands of said above conveyed, North 13 deg. 59 min. 29 sec. East 634.56 feet to its point of intersection with the division line between the lands above conveyed on the South and lands of said Vanderheyden Hall, Inc. on the North; thence along said division line, South 85 deg. 54 min. 35 sec. East 30.45 feet to its point of intersection with the above first mentioned division line; thence along said above first mentioned division line, South 13 deg. 59 min. 29 sec. West 627.11 feet to the point or place of beginning.

Intending to describe a strip of land 30 feet in width, extending Northerly from Cooper Hill Road to the Northerly boundary of lands of, the County of Rensselaer.

The party of the second part agrees to construct, maintain at its own expense, a common driveway on the above-described easement to the extent to which it is used as a common driveway by both parties. Such maintenance shall include paving, plowing and repairing said driveway and keeping it in good condition and repair.

The above described easement is shown in its entirety on a map entitled "Boundary and Topographic Survey of a Portion of Lands Now or Formerly of Vanderheyden Hall, Inc., to be conveyed to the County of Rensselaer", Town of North Greenbush, Rensselaer County, New York, dated December 27, 1990, last revised May 31, 1991, prepared by C.T. Male Associates, P.C. and filed in the Rensselaer County Clerk's Office on October 2, 1991 as Map 165 in drawer 1991.

The party of the first part further grants a permanent 20 foot easement to the party of the second part the right to construct, utilize, maintain and repair underground water service line bounded and described as follows:

ALL that certain tract, piece or parcel of land situate in the Town of North Greenbush, Rensselaer County, New York, lying generally Northerly of Cooper Hill Road, (NYS Rte. 355):

BEGINNING at a point on the division line between the lands now or formerly of Vanderheyden Hall, Inc. as described in Book 1271 of Deeds at Page 721 on the West and lands above conveyed lands on the East; said point being located South 13 deg. 59 min. 29 sec. West 198.12 feet along said division line from the Northwesterly corner of said lands of the County of Rensselaer; thence from said point of beginning along said division line, south 13 deg. 59 min. 29 sec. West 20.97 feet to a point; thence through the lands of said Vanderheyden Hall, Inc. the following five (5) courses: 1) South 86 deg. 29 min. 29 sec. West 246.71 feet to a point; 2) North 61 deg. 30 min. 31 sec. West 31.87 feet to a point; 3) North 28 deg. 29 min. 29 sec. East 20.00 feet to a point; 4) South 61 deg. 30 min. 31 sec. East 26.13 feet to a point; and 5) North 86 deg. 29 min. 29 sec. East 247.29 feet to the point or place of beginning.

Intending to describe a 20 foot easement for the purpose of a proposed water service.

The above described easement parcel is shown in its entirety on a map entitled "Boundary and Topographic Survey of a Portion of Lands Now or Formerly of Vanderheyden Hall, Inc., to be conveyed to the County of Rensselaer", Town of North Greenbush, Rensselaer County, New York, dated December 27, 1990, last revised May 31, 1991, prepared by C.T. Male Associates, P.C. and filed in the Rensselaer County Clerk's Office on October 28, 1991 as Map 165 in drawer 1991.

The party of the second part shall maintain said easement in good repair. Following any construction, installment, maintenance and servicing of said water lines, the party of the second part shall return the disturbed premises to its condition prior to the commencement of said work.

THE PARTY OF THE FIRST PART FURTHER GRANTS a permanent easement to the party of the second part for the right to construct, utilize, maintain and repair a sewer outfall and sewer tile field bounded and described as follows:

ALL that certain piece or parcel of land situate in the Town of North Greenbush, Rensselaer County, New York lying generally Northerly of Cooper Hill Road (NYS Route. 355) and being more particularly bounded and described as follows:

BEGINNING at a point, said point being the Northwesterly corner of the above described parcel: thence from said point of beginning through the lands of Vanderheyden Hall, Inc. the following eleven (11) courses: 1) North 11 deg. 42 min. 54 sec. West 8.01 feet to a point; 2) North 45 deg. 39 min. 20 sec. West 23.17 feet to a point; 3) South 84 deg. 47 min. 44 sec. West 265.07 feet to a point; 4) South 81 deg. 14 min. 07 sec. West 163.56 feet to a point; 5) North 11 deg. 00 min. 55 sec. West 104.04 feet to a point; 6) North 85 deg. 38 min. 17 sec. East 96.56 feet to a point; 7) South



11 deg. 00 min. 55 sec. East 76.61 feet to a point; 8) North 81 deg. 14 min. 07 sec. East 68.98 feet to a point; 9) North 84 deg. 47 min. 44 sec. East 274.93 feet to a point; 10) South 45 deg. 39 min. 20 sec. East 38.50 feet to a point; and 11) South 11 deg. 42 min. 54 sec. East 19.77 feet to its point of intersection with the division line between the lands above described on the South and lands of said Vanderheyden Hall, Inc. on the North; thence along said division line, North 85 deg. 54 min. 35 sec. West 20.79 feet to the point or place of beginning.

Intending to describe an easement for the purpose of a proposed sewer outfall and sewer tile field.

The party of the second part shall maintain said easement in good repair. Following any construction, installment, maintenance and servicing of said sewer outfall and sewer tile field, the party of the second part shall return the disturbed premises to its condition prior to the commencement of said work.

The above described easement parcel is shown in its entirety on a map entitled "Boundary and Topographic Survey of a Portion of Lands Now or Formerly of Vanderheyden Hall, Inc., to be conveyed to the County of Rensselaer", Town of North Greenbush, Rensselaer County, New York, dated December 27, 1990, last revised May 31, 1991, prepared by C.T. Male Associates, P.C. and filed in the Rensselaer County Clerk's Office on October 25, 1991 as Map 165 in Drawer 1991.

BEING a portion of the premises conveyed to Vanderheyden Hall, Inc. by The People of the State of New York by a deed dated May 20, 1975 and recorded June 11, 1975 in the Rensselaer County Clerk's Office in Book 1271 of Deeds at page 721.

# Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE  
41 STATE STREET, ALBANY, NY 12231-0001

(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 of Rensselaer

Local Law No. 3 of the year 2021

A local law AUTHORIZING 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF AN ADULT LICENSED HUNTER

By: Herrington, Casale, Tesman, Patire, Wysocki

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County of Rensselaer as follows:

## Section 1. Legislative Intent

The intent of this Local Law is to authorize Rensselaer County to permit 12 and 13 year old individuals to participate in the new and safe hunting opportunities in accordance with Environment Conservation Law § 11-0935. The enacted 2021-2022 New York State Budget, include a pilot program, allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbow through 2023 if a county authorizes such action within their municipality. Rensselaer County is passing this local law as hunting is a valued tradition for many families, and this new opportunity allows experienced, licensed adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

## Section 2. Pilot Program Authorization

Pursuant to Environmental Conservation Law, ECL 11-0935, Rensselaer County elects to participate in the temporary program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or crossbow through 2023.

## Section 3. State Requirements to Adhere Once Authorized

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and

- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times when other hunters may use crossbows; and
- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters as well as their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year old with a firearm or crossbow.

#### **Section 4. Local Law Filing Requirements**

A copy of this local law shall be sent to the New York State Department of Conservation as well as the NYS Department of State.

#### **Section 5. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

#### **Section 5. Effective Date**

This local law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

**Local Law ADOPTED by the following vote:**

**Ayes:** 16  
**Nays:** 1 (Fleming)  
**Abstain:** 0  
**May 11, 2021**

**Approved by the County Executive:**

**Dated:** 6/8/21

  
**Steven F. McLaughlin**  
**County Executive**

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County of Rensselaer

Local Law No. 4 of the year 2021

A local law ESTABLISHING A DEMONSTRATION PROGRAM IMPOSING OWNER LIABILITY FOR FAILURE OF AN OPERATOR TO STOP FOR A SCHOOL BUS DISPLAYING A RED VISUAL SIGNAL AND STOP-ARM

By: Hoffman, Grant, Bayly, Fiacco

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County of Rensselaer as follows:

## Section 1. Legislative Intent

In April 2019, the Governor signed legislation (S04524-B/A04950) authorizing local governments to enter into agreements with school districts for the installation and operation of school bus photo violation monitoring systems on school buses owned or operated by such school districts.

The State legislation allows local governments to impose liability on the owners of motor vehicles for the failure of the drivers of such vehicles to comply with the Law prohibiting the overtaking and/or passing of stopped school buses displaying red visual signals.

Multiple jurisdictions across the state and country have enacted similar legislation in response to a growing concern over the number of violations that occur while a school bus stop-arm is deployed; thereby endangering the lives of children.

Technological advancements now allow for the monitoring, capture, transfer and review of school bus stop arm infractions in violation of New York State Vehicle and Traffic Law. This Legislature finds that the use of comprehensive school bus photo violation monitoring systems can play an instrumental role in ensuring child safety and motorist accountability throughout Rensselaer County; therefore

BE IT ENACTED by the Legislature of the County of  
Rensselaer as follows:

## **Section 2. Definitions**

For purposes of this Local Law, the following terms shall have the following meanings:

- a. "County" shall mean the County of Rensselaer;
- b. "Manual on uniform traffic control devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the Commissioner of Transportation pursuant to section 680 of the New York Vehicle and Traffic Law;
- c. "Owner" shall have the meaning provided in article two-b of the New York Vehicle and Traffic Law; and
- d. "School bus photo violation monitoring system" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop arm which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operation in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law.

## **Section 3. Program Established**

- a. There is hereby established a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with section 1174 of the New York Vehicle and Traffic Law.
- b. Under such demonstration program the County is empowered to install and operate school bus photo violation monitoring systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and operated by such school district or privately owned and operated for compensation under contract with such district. Provided however, that:
  - i. No stationary school bus photo violation monitoring system shall be installed or operated by the County

except on roadways under jurisdiction of the County.

- ii. No mobile school bus photo violation monitoring system shall be installed or operated on any such school buses unless the County and such district enter into an agreement for such installation and operation.
- c. The County Executive is hereby authorized to enter into agreements with school districts for the installation, maintenance and use of school bus photo violation monitoring systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this Section and §1174 of the New York State Vehicle and Traffic Law. Provided however, that the County shall not enter into an agreement with any city school district wholly contained within a city.
- d. Nothing in this Local Law shall be construed to prevent the County or a school district at any time from withdrawing or terminating any agreement entered into pursuant to this Local Law; provided, however, that the County or the school district shall provide no less than thirty (30) days' notice to other signatories of such agreement before withdrawing or terminating.
- e. The cost to the school district of the installation, maintenance and uses of school bus photo violation monitoring systems pursuant to an agreement authorized by this Local Law shall be borne entirely by the County. On or before September first of each year, the school district shall determine and certify to the County the total cost to the school district for the school year ending the preceding June thirtieth of installing, maintaining and using such systems within the County, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other record images and data produced by such systems to the County. On or before the following December first of each year, the County shall pay to the school district such cost so certified to it on or before the preceding September first.
- f. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo violation monitoring device. Such measures shall include:

- i. The utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school bus violation monitoring systems shall not include images that identify the driver, the passengers, or the contents of the vehicle, pedestrians and cyclists;

A. However, a Notice of Liability issued pursuant to this Section shall not be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provide however that the County has made reasonable efforts to comply with the provisions of this paragraph;

- ii. A prohibition on the use or dissemination of vehicle's license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law; The installation of signage in conformance with standards established in the MUTCD at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating section 1174 of the New York State Vehicle and Traffic Law. For purposes of this paragraph the terms "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County; and

- iii. Oversight procedures to ensure compliance with the aforementioned privacy protection measures.

#### **Section 4. Penalties**

An owner found liable for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law shall be liable pursuant to this Local Law for monetary penalties in accordance with the following fee schedule of fines and penalties:

- a. Two hundred and fifty dollars for a first violation;
- b. Two hundred and seventy five dollars for a second violation committed within eighteen months of the first violation;
- c. Three hundred dollars for a third or subsequent violation, all of which were committed within eighteen months from the first violation, and
- d. An additional penalty of twenty-five dollars for each violation for the failure to respond to a notice of liability within the prescribed time period.

## **Section 5. Notice of Liability**

- a. A Notice of Liability shall be sent by first class mail to each person alleged to be liable as an owner of a vehicle, for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of delivery to the owner of the vehicle.
- b. A Notice of Liability shall contain:
  - i. the name and current address of the person alleged to be liable as an owner for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law; and
  - ii. the registration number of the vehicle involved in such violation; and
  - iii. the specific location where such violation took place, including the name of the road/street, the abutting address, the town/city/village, and the county and state; and
  - iv. the date and time of such violation; and
  - v. the identification number of the camera which recorded the violation or other document locator number.
- c. A Notice of Liability shall contain information advising the owner of the manner and the time in which he or she may contest the liability alleged in the notice.
- d. Such Notice of Liability shall also contain a warning to advise the owners that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.
- e. The Notice of Liability shall be prepared and mailed by the County or local municipality in which the violation occurred, or by an entity authorized by the County or local municipality to prepare and mail said Notice of Liability.

## **Section 6. Owner Liability**

- a. The demonstration program established hereunder shall provide that the owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law, and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this section where the operator of such vehicle has been convicted of the underlying violation of NY Vehicle and



Traffic Law §1174(a) pursuant to this Local Law. For purposes of this subsection, there shall be a rebuttable presumption that such vehicle was used and operated with the consent of the owner at the time it as used or operated in violation of NY Vehicle and Traffic Law §1174(a).

- b. If an owner receives a Notice of Liability pursuant to this Local Law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid affirmative defense to an allegation of liability for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that the vehicle had been stolen and reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the affirmative defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent by first class mail to the court having jurisdiction.
- c. An owner who is a lessor of a vehicle to which a Notice of Liability was issued pursuant to this Local Law shall not be liable for the violation of subdivision
  - (a) of section 1174 of the New York Vehicle and Traffic Law, provided that the entity or person sends to the Court a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency of the date and time of such violation, together with the other information contained in the original notice of liability. Failure to send such information within such 37-day time period shall render the owner liable for the penalty prescribed by this Local Law. Where the Lessor complies with the provisions of this paragraph, the Lessee of such vehicle on the date of such violation shall be deemed to be the owner of such vehicle for purposes of this section, shall be subject to liability for the violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law and shall be sent a notice of liability pursuant to section 4 of this Local Law.
- d. A certificate sworn to or affirmed by a technician employed by the County, or a facsimile thereof, based upon inspection of photographs, microphotographs, videotape or other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotape or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability

for such violation, and shall be preserved for said proceeding.

- e. It shall be a defense to any prosecution for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that such school bus stop-arms were malfunctioning at the time of the alleged violation, and said photographs, microphotographs, videotape or other recorded images shall be made available to any person or entity issued a Notice of Liability or violation to use for a defense.
- f. For the purpose of informing and educating owners of motor vehicles in this County, during the first thirty-day period in which a school bus violation monitoring system is in operation pursuant to the provisions of this Local Law, all owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with subdivision (a) of section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of section 375 of such law, shall be issued a written warning in lieu of a notice of liability.

#### **Section 7. Adjudication of Liability**

Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the local municipality wherein such violation occurred.

#### **Section 8. Action for Indemnification**

If the owner held liable for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

#### **Section 9. Annual Report**

- a. The County shall submit an annual report on the results of the use of a school bus photo violation monitoring system as required and provided for in NY Vehicle and Traffic Law § 1174-a(m).
- b. The County shall annually provide a copy of the annual report submitted pursuant to this Local Law, to each local law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

#### **Section 10. SEQRA Determination.**

This County Legislature determines that the adoption of this Local Law constitutes a "Type II action" as said term is defined in the State Environmental Quality Review Act ("SEQRA"), and that no further action with respect to same is required under SEQRA.

#### **Section 11. Severability**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

#### **Section 12. Effective Date**

This Local Law shall be effective upon filing with the Secretary of State.

**Local Law ADOPTED by the following vote:**

**Ayes: 17**

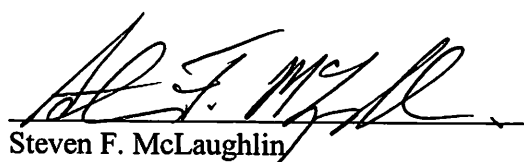
**Nays: 0**

**Abstain: 0**

**July 13, 2021**

Approved by the County Executive:

Dated: 8/10/21, 2021

  
Steven F. McLaughlin  
County Executive

2021 AUG 18 PM 2:54

*[Signature]*  
Name: [illegible]  
Title: [illegible]

*[Signature]*  
Name: [illegible]  
Title: [illegible]

# Local Law Filing

New York State Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, New York 12231-0001  
www.dos.state.ny.us/corps

(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 of Rensselaer

Local Law No. 5 of the year 2021

A local law of the County of Rensselaer Establishing the Rensselaer County Animal Abuse Registry

By: Hoffman, Grant, Weaver

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County of Rensselaer as follows:

## Section 1. Title

This Local Law shall be known as the Rensselaer County Animal Abuse Registration Act

## Section 2. Legislative Findings and Purpose

The Legislature finds and determines:

First, that animal cruelty is a serious problem, resulting in the abuse of thousands of animals each year; and

Second, that, while the State of New York has criminalized the cruel treatment of animals, animal abuse and cruelty continues to occur in Rensselaer County and throughout New York State; and

Third, that people who have abused animals in the past are likely to do so in the future, and studies show that there is a near-100% recidivism rate for certain types of abuse, such as animal hoarding; and

Fourth, that individuals who abuse animals are statistically more likely to commit violent acts against humans and, in particular, the Legislature also determines that a strong correlation has been established linking individuals who abuse animals with incidents of domestic violence; and

Fifth, that animals in need of homes need to be protected from potential abusers; and

Sixth, that it is in the best interest of the residents of Rensselaer County and their animals that an online registry be established identifying individuals residing in Rensselaer County convicted of animal abuse crimes that will prevent these individuals convicted of animal cruelty from adopting, purchasing, or otherwise obtaining animals, as "Animal" is defined in Section 400 of the New York State Agriculture and Markets Law, from any Animal Shelter as hereinafter defined, or professional, licensed and/or accredited "Pet Dealer", as defined in Section 400 of the New York State Agriculture and Markets Law, located in Rensselaer County, involved in the exchange of animals by adoption, sale, or other means.

**THEREFORE:** The Purpose of enacting this local law is to establish an online registry for individuals who are convicted of animal abuse and neglect crimes.

## Section 3. Definitions

As used in this Local Law, the following terms shall have the meanings indicated:

A. "Animal Abuse and Neglect Crime" shall mean the commission of crimes against an animal as set

forth in the New York State Agriculture and Markets Law (hereinafter "AML") § 351, § 353, § 353-a, §353-C, §355, §356, §360, § 361, § 365, §366 (3), §366-a, § 368, § 380, §381, and New York State Penal Law (hereinafter "PL") § 130.20 (3), § 195.11, § 195.12, §242.10, and §242.15.

- B. **"Animal Abuse Offender"** shall mean any person convicted of an Animal Abuse and Neglect Crime
- C. **"Animal Abuse Registry"** shall mean the on-line registry established by this Local Law for registering any person residing in Rensselaer County convicted of an Animal Abuse and Neglect Crime.
- D. **"Animal Shelter"** shall mean any public or privately owned organization located in Rensselaer County, including, but not limited to, any duly incorporated humane society, pound, animal protective association, or animal rescue group which maintains buildings, structures, or other property for the purpose of harboring animals which may be stray, unwanted, lost, abandoned, or abused and seeks to find appropriate temporary or permanent homes for such animals.
- E. **"Conviction"** shall mean an adjudication of guilty by any court of competent jurisdiction, whether upon verdict after trial, plea of guilty, or *nolo contendere/Alford* plea.
- F. **"Animal"** means a dog or a cat.
- G. **"Pet Dealer"** means any person or entity located in Rensselaer County who engages in the sale or offering for sale of more than nine animals per year for profit to the public. Such definition shall include breeders who sell or offer to sell animals; provided that it shall not include any breeder who sells or offers to sell directly to the consumer fewer than twenty-five animals per year that are born and raised on the breeder's residential premises;

#### **Section 4. Establishment of an Animal Abuse Registry**

A registry is hereby created which shall contain the names and residence information of individuals who are convicted of Animal Abuse and Neglect Crimes. The Rensselaer County District Attorney is hereby authorized and empowered to establish and maintain a publicly accessible registry for such individuals. All fees collected by Rensselaer County District Attorney associated with the registration shall be used for the maintenance and administration of the registry

#### **Section 5. Registration Requirements**

- A. All persons either at sixteen (16) years of age or older who has been convicted of an Animal Abuse and Neglect Crime on or after the effective date of this Local Law must register with the Rensselaer County Animal Abuse Registry within ten (10) days of their release from incarceration or, if not incarcerated, from the date of judgment of conviction.
- B. Each person required to register with the Animal Abuse Registry shall submit:
  - i. Their name and any aliases that they may be known by;
  - ii. Their residence address;
- C. Every person required to register with the Animal Abuse Registry shall update their registry information annually and within ten (10) days of any change of address.
- D. Every person required to register pursuant to this Local Law shall remain on the Animal Abuse Registry for ten (10) years following their release from incarceration or the date the judgment of conviction was rendered, whichever is later. Any currently or previously registered Animal Abuse Offender convicted of a subsequent Animal Abuse and Neglect Crime shall be placed on the registry for life following the second conviction.
- E. Upon notification to the Rensselaer County District Attorney's Office, or their authorized agent, of a successful appeal of a conviction of an Animal Abuse and Neglect Crime by an individual that has been required to register pursuant to this Local Law, the registration information for that individual shall be removed from the Animal Abuse Registry within (5) days following the notification.

- F. Every person required to register with the Animal Abuse Registry shall pay an annual fee of fifty (\$50.00) Dollars to the Rensselaer County District Attorney's Office. All such fees shall be used to pay the administrative and maintenance costs of maintaining the registry.
- G. The Rensselaer County District Attorney's Office is hereby authorized and empowered to promulgate such rules and regulations as may be necessary to implement the Animal Abuse Registry.

#### **Section 6. Sharing of Registration Information**

- A. The Rensselaer County District Attorney, or their authorized agent, shall make the Animal Abuse Registry available to the Rensselaer County Child Protective Service and the Department of Social Services, and is authorized to make the Animal Abuse Registry available to any state, regional, or national government-operated registry of animal abusers for the purpose of sharing information.
- B. The Rensselaer County District Attorney, or their authorized agent, may accept files from any state, regional, or national registry of animal abusers.
- C. The Rensselaer County District Attorney, or their authorized agent, is authorized to make the registry information available within a reasonable amount of time to any animal registry.

#### **Section 7. Animal Abuse Shelters and Pet Sellers Prohibited from Transferring Animal Ownership to Animal Abuse Offenders**

No Animal Shelter, or professional, licensed and/or accredited Pet Dealer located in Rensselaer County shall sell, exchange, or otherwise transfer the ownership of any animal to any person listed as an Animal Abuse Offender on the Animal Abuse Registry. Prior to the sale, exchange, or other transfer of ownership of any animal, the Animal Shelter, or professional, licensed and/or accredited Pet Dealer located in Rensselaer County is required to examine the Animal Abuse Registry to confirm that the name of the potential owner of the animal is not listed.

#### **Section 8. Fees and Penalties**

- A. Any Animal Abuse Offender required to register with the Animal Abuse Registry who fails to so register shall be guilty of a misdemeanor punishable by incarceration for a period of not more than one (1) year and/or a fine not to exceed One Thousand Dollars (\$1,000.00) for each day that the Animal Abuse Offender fails to register. For purposes of this Local Law, each day that the Animal Abuse Offender fails to register after the date set for registering shall be deemed a separate offense.
- B. Any Animal Shelter, or professional, licensed and/or accredited Pet Dealer, located in Rensselaer County, that violates Section 7 of this Local Law shall be guilty of a violation and subject to a fine of not less than Zero (\$0) and no more than One Thousand (\$1,000.00) Dollars. It shall not be a violation of this law if the Animal Shelter, or professional, licensed and/or accredited Pet Dealer, located in Rensselaer County, checked with the Animal Abuse Registry and the name did not appear thereon.

#### **Section 9. Severability**

If any clause, sentence, paragraph, section, subdivision or other part of this Local Law or its applications shall be adjudged by a Court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect except as limited by such order or judgment.

**Section 10. Effective Date and Applicability**

This Local Law shall be effective ninety (90) days subsequent to its filing in the office of the Secretary of State and shall apply to all transactions occurring on or after the effective date of this local law.

Local Law ADOPTED by the following vote:

Ayes: 17

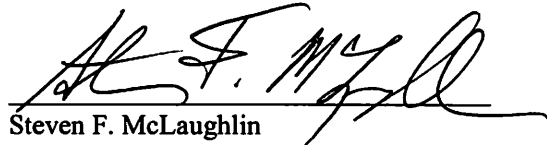
Nays: 0

Abstain: 0

July 13, 2021

Approved by the County Executive:

Dated: 8/10/21, 2021

  
Steven F. McLaughlin  
County Executive



2021 AUG 18 PM 2:54

*[Faint signature]*  
John F. McLaughlin  
Chairman

*[Faint signature]*  
John F. McLaughlin  
Chairman

G.M.

# Local Law Filing

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Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, New York 12231-0001  
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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 of Rensselaer

Local Law No. 6 of the year 2021

A local law Enacting The Rensselaer County Prescription Opioid Safe Disposal Law

By: Bendett, Casale, Loveridge, Stammel

Be it enacted by the County Legislature of the  
(Name of Legislative Body)

County of Rensselaer as follows:

## SECTION 1: TITLE

This Local Law shall be known as "The Rensselaer County Prescription Opioid Safe Disposal Law".

## SECTION 2: PURPOSE AND INTENT

By Local Law No. 1 of 2018, the County of Rensselaer ("County") declared the opioid epidemic, and its effects on the County, a public nuisance. The opioid epidemic continues as one of the greatest challenges facing the County. The availability of opioids, including unused and expired prescription opioids, continues to negatively affect the health, safety and welfare of County residents. Further, as a result of the continued opioid epidemic, costs related to healthcare, family and social services, criminal justice, addiction and rehabilitation, and many other areas, continue to mount, with many of these costs paid by the County. In addition to, but separate and distinct from, Rensselaer County Drug Take-Back Events and other programs, another technology driven strategy that has emerged to reduce the availability of opioids and combat opioid misuse in our community is to provide, at the point of distribution, prescribed opioid patients with a portable personal use pharmaceutical disposal system that enables for the safe and environmentally friendly deactivation and disposal of any unused or expired amount of prescribed opioids. Available portable personal use pharmaceutical disposal systems are more environmentally friendly than certain take-back events and drop box locations and, unlike other recommended drug disposal alternatives, do not contaminate water supplies. Under The Rensselaer County Prescription Opioid Safe Disposal Law, points of distribution for prescription opioids within the County will be required to provide each patient with a portable personal use pharmaceutical disposal system with each opioid prescription. Placing

prescription opioid disposal systems directly in the hands of patients when the prescription is delivered will provide a more immediate and efficient opportunity for patients to deactivate and properly dispose of prescribed opioids thereby further mitigating the adverse effects of opioids on our County residents and the community.

### **SECTION 3: DEFINITIONS**

- 3.1 "Controlled opioid" means each opioid-related drug and other substance listed in paragraphs (b) and (c) of Schedule II of Section 1308.12 of Part 1308-Schedules of Controlled Substances of Title 21 of the Code of Federal Regulations.
- 3.2 "Deliver" or "delivery" means the actual, constructive or attempted transfer from one person to another of a prescribed opioid, whether or not there is an agency relationship.
- 3.3 "Dispense" means to deliver a prescribed opioid to an ultimate user, including by means of the internet, and includes the packaging, labelling, or compounding necessary to prepare the substance for delivery.
- 3.4 "Internet" means, collectively, computer and telecommunications facilities which comprise the worldwide network of networks that employ a set of industry standards and protocols, or any predecessor or successor protocol to such protocol, to exchange information of all kinds. "Internet," as used in this Local Law, also includes other networks, whether private or public, used to transmit information by electronic means.
- 3.5 "Non-retrievable" means the condition or state to which an Opioid shall be rendered following a process that permanently alters that Opioid's physical or chemical condition or state through irreversible means and thereby renders the Opioid unavailable and unusable for all practical purposes. An Opioid is considered "Non-retrievable" when it cannot be transformed to a physical or chemical condition or state as a controlled substance, as defined in 21 C.F.R. 802(6), or controlled substance analogue, as defined in 21 C.F.R. 802(32)(A).
- 3.6 "Opioid" means any drug or other substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having such addiction-forming or addiction-sustaining liability.
- 3.7 "Person" means means individual, institution, corporation, business trust, estate, trust, partnership or association, or any other legal entity.
- 3.8 "Pharmaceutical disposal system" means a portable product designed for personal use by the ultimate user for the purpose of allowing the ultimate user of a prescribed opioid to deactivate the prescribed opioid to a non-retrievable condition or state.
- 3.8 "Practitioner" means a physician, dentist, podiatrist, or other person licensed or otherwise permitted under law to dispense a prescribed

opioid. Such person shall be deemed a "practitioner" only as to such substances, or conduct relating to such substances, as is permitted by his or her license, permit or otherwise permitted by law.

- 3.9 "Prescribed opioid" means any controlled opioid dispensed pursuant to a prescription by a practitioner.
- 3.10 "Prescription" shall mean an official New York state prescription, an electronic prescription, an oral prescription, an out-of-state prescription, or any one of the foregoing.
- 3.11 "Ultimate user" means a person who has lawfully obtained, and who possesses, a prescribed opioid for his or her own use or for the use of a member of his or her household.

#### **SECTION 4: PHARMACEUTICAL DISPOSAL SYSTEM REQUIREMENT**

- 4.1 Simultaneously with the delivery of a prescribed opioid in the County to an ultimate user, the person authorized by law to dispense such prescribed opioid must also simultaneously deliver to the ultimate user a pharmaceutical disposal system.
- 4.2 No person delivering a pharmaceutical disposal system to an ultimate user pursuant to Section 4.1 of this Local Law may charge the ultimate user a fee or other monetary amount for the pharmaceutical disposal system itself, the delivery of the pharmaceutical disposal system to the ultimate user, or any other cost incurred by such person with respect to his, her or its compliance with Section 4.1 of this Local Law.

#### **SECTION 5: ENFORCEMENT**

- 5.1 The County Department of Health is hereby granted and shall have the authority to enforce this Local Law on behalf of the County. The County Department of Health may coordinate enforcement with the County Department of Consumer Affairs.
- 5.2 A violation of this Local Law shall, in addition to a violation of this Local Law, be deemed a violation of the County Sanitary Code.
- 5.3 Upon a violation of this Local Law and, by extension under Section 5.2 of this Local Law, upon the deemed violation of the County Sanitary Code, the County Department of Health is hereby authorized to enforce this Local Law by exercise of any one or more of its powers granted to it under the County Sanitary Code or New York State Public Health Law and regulations thereunder, including, without limitation, imposition of a civil penalty not to exceed two thousand dollars(\$2,000) upon a person for any and each and every violation of, or failure to comply with, any provision of this Local Law.
- 5.4 The Department of Health may establish administrative procedures for implementing Section 5 of this Local Law.

## **SECTION 6: ADDITIONAL PROVISIONS**

- 6.1 In adopting and implementing this Local Law, the County assumes an undertaking only to promote the general welfare. The County does not assume or impose upon its officials and employees an obligation by which any one or more of them could be liable in money damages to any person or entity who claims that a breach proximately caused injury.
- 6.2 This Local Law shall be construed so as not to conflict with applicable federal or state laws, rules or regulations. Nothing in this Local Law shall authorize any County bureau or department to impose any duties or obligations in conflict with limitations on municipal authority established by state or federal law at the time such bureau or department action is taken. The County shall suspend enforcement of this Local Law to the extent that said enforcement would conflict with any preemptive state or federal legislation subsequently adopted.
- 6.3 Nothing in this Local Law is intended to protect anticompetitive or collusive conduct nor shall this Local Law be construed to modify, impair, or supersede the operation of any antitrust law or unfair competition law of the State of New York or the United States.
- 6.4 This Local Law shall be construed in accordance with New York State law, including, without limitation, Title 15 (Storage, Treatment, Disposal and Transportation of Regulated Medical Waste) of Article 27 of the New York State Environmental Conservation Law, and shall not be construed in any way that would result in conflict with or preemption by any state law.
- 6.5 This Local Law shall be null and void on the date that statewide or federal legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this Local Law, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County. The County Legislature may determine by resolution whether or not identical or substantially similar statewide legislation has been enacted for the purposes of triggering the provisions of this Section 6.5.
- 6.6 The County Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this Local Law constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and/or (27) of Title 6 of the New York Code of Rules and Regulations and within the meaning of Section 8-0109(2) of the New York Environmental Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection.
- 6.7 If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any

court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its specific application.

**SECTION 7: EFFECTIVE DATE**

This Local Law shall become effective as provided in Municipal Home Rule Law §27.

Local Law ADOPTED by the following vote:

Ayes: 17

Nays: 0

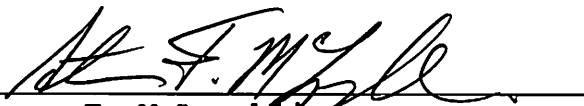
Abstain: 0

July 13, 2021

Approved by the County Executive:

Dated: \_\_\_\_\_

8/11/21

  
\_\_\_\_\_  
Steven F. McLaughlin  
County Executive

2021 AUG 20 PM 12:52

County Executive:

by the following vote:

in favor of the measure as provided in the attached

and the date

  
Steven F. McLaughlin  
County Executive