



**Greene County Legislature**

411 Main Street  
Catskill, NY 12414

Meeting: 06/21/23 06:30 PM  
Department: Clerk of the Legislature  
Category: Motion to Adopt

**MOTION TO ADOPT**

DOC ID: 7060 A

**Motion To Adopt Local Law Number 3 Of 2023, A Local Law  
Superseding The Public Officers Law Section 3(1) As To The  
Residency Of Certain Public Officers (Assistant District  
Attorneys) In Greene County**

**MOTION TO ADOPT  
LOCAL LAW NUMBER 3 OF 2023**

Motion was made by Legislator Lennon

Seconded by Legislator Handel

**ROLL CALL VOTE:**

(10,000)

Ayes 14 Noes 0 Absent 0

CARRIED.

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**June 21<sup>st</sup>, 2023**

**LOCAL LAW NUMBER 3 OF 2023**

**A LOCAL LAW SUPERSEDING THE PUBLIC OFFICERS LAW SECTION 3(1) AS  
TO THE RESIDENCY OF CERTAIN PUBLIC OFFICERS (ASSISTANT DISTRICT  
ATTORNEYS) IN GREENE COUNTY**

**BE IT ENACTED** by the County Legislature of the County of Greene, as follows:

**SECTION 1: LEGISLATIVE INTENT**

The Greene County Legislature hereby finds that in order to assure an adequate pool of qualified applicants for Assistant District Attorney and to retain such applicants if hired, it is necessary and advisable that all personnel holding said office of Assistant District Attorney within the County of Greene be permitted to reside either within the County of Greene or any county contiguous to the County of Greene. This local law shall not apply to any person holding the office of First Assistant District Attorney. Therefore, the Greene County Legislature hereby adopts the following exemption from any provision of the New York State Public Officers Law imposing a more restrictive residency qualification for holding office of Assistant District Attorney with the County of Greene.

**SECTION 2. EXEMPTION**

In the County of Greene, the provisions of Section 3(1) of the Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the State for which such person shall be chosen or within which such person's official functions are required to be exercised, shall not prevent any person from holding office of Assistant District Attorney, provided, however, that such person performing the duties and functions of Assistant District Attorney resides in Greene, Albany, Columbia, Delaware,

Schoharie or Ulster Counties. Any contrary provision of the Public Officers Law is hereby superseded by this local law.

**SECTION 3: SEPARABILITY**

If any clause, sentence, paragraph or section of this local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof but shall be confined in its operation to the clause, sentence, paragraph or section directly involved in the controversy in which judgment shall have been rendered.

**SECTION 4. EFFECTIVE DATE**

This Local Law shall take effect immediately upon its filing with the Secretary of State.