



# CATTARAUGUS COUNTY

John R. Searles, County Administrator

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The Legislature of Cattaraugus County will meet in adjourned session at the County Center, 303 Court Street, Little Valley, New York, on **Wednesday, September 9, 2020**, for the transaction of such business as may properly come before the meeting.

***Pursuant to New York State Executive Order 202.1, public in-person access will not be permitted; however, the public may listen to the Board Meeting by calling: 1-408-418-9388 /Access Code: 173 155 0778 followed by #***

Contingent Fund Balance: \$80,764

- 4:00 p.m.      CALL TO ORDER  
                    ROLL CALL  
                    INVOCATION  
                    PLEDGE OF ALLEGIANCE  
                    COMMUNICATIONS  
                    PRIVILEGE OF THE FLOOR
- *Public Hearing – Local Law Number 4-2020*
  - *Public Hearing – Local Law Number 5-2020*
  - *Public Hearing – Local Law Number 6-2020*
- MINUTES OF PREVIOUS MEETING  
RESOLUTIONS/MOTIONS/NOTICES READY FOR ACTION  
RESOLUTIONS – IMMEDIATE CONSIDERATION  
UNFINISHED BUSINESS  
ADJOURNMENT

**ACT NO.**

**RESOLUTIONS READY FOR ACTION**

- 314-20      Mr. Helmich and Mr. Koch  
                    LOCAL LAW NUMBER 4-2020 – A LOCAL LAW AMENDING LOCAL LAW NUMBER 18-1991 (INTRO NUMBER 24-1991), AS AMENDED, TO MODIFY REFUSE DISPOSAL FEES
- 340-20      Mrs. Andreano, Mr. Benson, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schroder, Mr. Smith, Mr. VanRensselaer and Mr. Koch  
                    LOCAL LAW NUMBER 5-2020 – A LOCAL LAW AMENDING LOCAL LAW NUMBER 1-1985 PROVIDING FOR THE CREATION OF A CATTARAUGUS COUNTY PUBLIC WORKS DEPARTMENT AND THE OFFICE OF CATTARAUGUS COUNTY COMMISSIONER OF PUBLIC WORKS

342-20

Mrs. Andreano, Mr. Benson, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schroder, Mr. Smith, Mr. VanRensselaer and Mr. Koch

LOCAL LAW NUMBER 6-2020 – A LOCAL LAW AMENDING LOCAL LAW NUMBER 6-1992 PROVIDING FOR THE CREATION OF A CATTARAUGUS COUNTY DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING & TOURISM

**LOCAL LAW NUMBER 4 - 2020  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 226-b of the County Law and  
Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 18-1991 (INTRO NUMBER 24-1991),  
AS AMENDED, TO MODIFY REFUSE DISPOSAL FEES**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law Number 18-1991 (Intro Number 24-1991), as amended, to partially offset disposal costs by increasing the fee for disposal of refuse which has been given to the County for disposal.

SECTION 2. Amendment of Local Law Number 18-1991. Local Law Number 18-1991 (Intro Number 24-1991), as amended, is hereby amended as follows: Repeal Section 2 and replace with the following:

"SECTION 2. Fee Schedule.

A. Effective January 1, 2021, the following user fees are established for non-permitted users of County transfer stations:

Solid Waste (MSW)

\$ 1.50	garbage bag up to 16 gallon, or equivalent
\$ 3.00	garbage bag <del>17-32</del> <b>17-35</b> gallon, or equivalent
\$ 4.50	garbage bag <del>33-48</del> <b>36-48</b> gallon, or equivalent
\$ 6.00	garbage bag 49 – 64 gallon, or equivalent
\$20.00	per cubic yard – uncompacted solid waste
\$75.00	scaled per ton of solid waste

Construction and Demolition Debris (C&D)

\$20.00	per cubic yard of C&D
\$75.00	per ton of C&D

Miscellaneous Bulky Items

\$ 5.00	chair
\$ 5.00	propane tank
\$15.00	CRT/flat screen
	- <del>other electronics</del>
\$ 5.00	toilet
\$ 5.00	doors/windows
\$10.00	couch
\$10.00	box spring
\$10.00	mattress
\$20.00	sleeper sofa
\$10.00	carpet roll >3' long
\$15.00	Freon item (per unit for appliances containing refrigerant or appliances which have not been properly certified as refrigerant-free)

Yard Waste

- \$ 1.00 per bag of yard waste
- \$ 5.00 per cubic yard of yard waste

Tire Fee Schedule

- \$ 3.00 car (to 21")
- \$ 15.00 car (to 21" on rim)
- \$ 8.00 agricultural & industrial (15" - 21")
- \$ 6.00 large truck (19.5" – 24.5")
- \$ 2.00 oversized (larger than 24.5") per ply
- \$200.00 scaled per ton

B. Effective January 1, 2021, the following user fees are established for Cattaraugus County Department of Public Works permitted waste collectors:

Solid Waste (MSW)

- \$ 1.50 garbage bag up to 16 gallon, or equivalent
- \$ 3.00 garbage bag ~~17-32~~ **17-35** gallon, or equivalent
- \$ 4.50 garbage bag ~~33-48~~ **36-48** gallon, or equivalent
- \$ 6.00 garbage bag 49 – 64 gallon, or equivalent
- \$20.00 per cubic yard – uncompacted solid waste
- \$70.00 scaled per ton of solid waste

Construction and Demolition Debris (C&D)

- \$70.00 per ton of C&D

Miscellaneous Bulky Items

- \$ 5.00 chair
- \$ 5.00 propane tank
- \$15.00 CRT/flat screen
- ~~other electronics~~
- \$ 5.00 toilet
- \$ 5.00 doors/windows
- \$10.00 couch
- \$10.00 box spring
- \$10.00 mattress
- \$20.00 sleeper sofa
- \$10.00 carpet roll >3' long
- \$15.00 Freon item (per unit for appliances containing refrigerant or appliances which have not been properly certified as refrigerant-free)

SECTION 3. Local Law No. 18-1991. All other provisions of Local Law Number 18-1991 (Intro Number 24-1991), as amended, not otherwise repealed herein shall remain in full force and effect.

SECTION 4. Effective Date. This Local Law shall take effect upon filing with the Department of State.

**ACT NO. 340-2020**

by Mrs. Andreano, Mr. Benson, Mr. Brisky, Mr. Burr, Mr. Helmich,  
Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow,  
Mr. Parker, Ms. Schröder, Mr. Smith, Mr. VanRensselaer and Mr. Koch

**LOCAL LAW NUMBER 5 - 2020  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Article 1 of the Municipal Home Rule Law and  
Section 400 of the County Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 1-1985 PROVIDING FOR  
THE CREATION OF A CATTARAUGUS COUNTY PUBLIC WORKS DEPARTMENT AND  
THE OFFICE OF CATTARAUGUS COUNTY COMMISSIONER OF PUBLIC WORKS**

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

SECTION 1. Legislative Intent. It is the intent of this local law to remove the responsibility for the control and operation of the Onoville Marina from the Department of Public Works.

SECTION 2. Amendment of Local Law Number 1-1985. Effective January 1, 2021, Local Law Number 1-1985 (Intro No. 1-1985) is amended as follows:

2.1 In Section I. Intent., delete: "and Onoville Marina", and

2.2 In Section IV. Powers and Duties. subsection 7, delete: "and marinas".

SECTION 3. Severability. If any provision of this local law or the application thereof to any person or circumstance be held unconstitutional or invalid in whole or in part by any court, such holding of unconstitutionality or invalidity shall in no way affect or impair any other provision of this local law, or the application of any such provision to any other person or circumstance.

SECTION 4. Effective Date. This local law shall take effect immediately upon filing with the Department of State.

**ACT NO. 342-2020**

by Mrs. Andreano, Mr. Benson, Mr. Brisky, Mr. Burr, Mr. Helmich,  
Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow,  
Mr. Parker, Ms. Schröder, Mr. Smith, Mr. VanRensselaer and Mr. Koch

**LOCAL LAW NUMBER 6 - 2020  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Article 1 of the Municipal Home Rule Law and  
Section 400 of the County Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 6-1992 PROVIDING  
FOR THE CREATION OF A CATTARAUGUS COUNTY DEPARTMENT OF  
ECONOMIC DEVELOPMENT, PLANNING AND TOURISM**

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

SECTION 1. Legislative Intent. It is the intent of this local law to include the responsibility for the control, administration and operation of the Onoville Marina under the powers and duties of the Department of Economic Development, Planning and Tourism.

SECTION 2. Amendment of Local Law Number 6-1992. Effective January 1, 2021, Section 4 of Local Law Number 6-1992 (Intro Number 7-1992) is amended by adding a new subsection as follows:

"4.14 control, administer and operate the Onoville Marina."

SECTION 3. Severability. If any provision of this local law or the application thereof to any person or circumstance be held unconstitutional or invalid in whole or in part by any court, such holding of unconstitutionality or invalidity shall in no way affect or impair any other provision of this local law, or the application of any such provision to any other person or circumstance.

SECTION 4. Effective Date. This local law shall take effect immediately upon filing with the Department of State.