

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

County  
City- of CUYLER  
Town  
Village--

Local Law No. 1 of the year 19 77

A local law ESTABLISHING REGULATIONS IN THE FLOOD HAZARD AREAS  
(Insert title)

IN THE TOWN OF CUYLER AND ESTABLISHING A BUILDING PERMIT SYSTEM THEREFOR

Be it enacted by the TOWN BOARD of the  
(Name of Legislative Body)

County-  
City-- of CUYLER as follows:  
Town  
--Village

SECTION 1. INTENT: The Town Board of the Town of Cuyler is desirous of obtaining participation in the National Flood Insurance Program and in order to so participate certain assurances must be made to the Federal Insurance Administration as to adoption of regulations and building permit system.

SECTION 2. DEFINITIONS:

FLOOD OR FLOODING: A general and temporary condition of partial or complete inundation of normally dry land areas from (a) the overflow of streams, rivers, or other inland areas of water, or (b) abnormally rising lake waters resulting from severe storms or hurricanes;

FLOOD HAZARD AREA--A land area adjoining a river, stream, water-course or lake which is like to be flooded and which has been indicated on an official map prepared by the U.S. Dept. of Housing and Urban Development filed with the Town Clerk of the Town of Cuyler.

SECTION 3. ESTABLISHMENT OF FLOOD HAZARD AREAS AND FLOOD HAZARD AREA REGULATIONS: BUILDING PERMIT

A. Flood hazard areas within the Town of Cuyler are hereby established and the boundary lines of such areas shall be interpreted from the Official Map on file with the Town Clerk of the Town of Cuyler which was prepared by the Department of Housing and Urban Development.

B. In the case of uncertainty as to the true location of a Flood Hazard Area boundary line or an interpretation of Flood Hazard Area regulation the decision of the Town Board is final.

C. Man-made structures or natural changes affecting the water-course may from time to time change the Flood Hazard Areas' boundary lines. If such changes occur, the Official Map accompanying this Ordinance should be reviewed and updated (if necessary) for accuracy.

D. No building or mobilehome within the Flood Hazard Area shall be placed, begun or extended without a building permit issued by the Town Clerk. Every application for a building permit shall state the intended use of the building, estimated cost of construction and shall be accompanied by a plot plan drawn to scale and with all dimensions shown indicating the size and place of the lot and buildings. Unless there has been substantial progress in the work for which a building permit was issued, said building permit shall expire one year from the date of issuance.

E. The Town Clerk when receiving application for a building permit including the plans and specifications for the proposed construction, will review all building permit applications to determine if the proposed construction is consistent with the need to minimize flood damage.

F. The Town Clerk shall review all building permit applications to determine if the site of the proposed construction is reasonably safe from flooding and to make recommendations for construction in all locations which have flood hazards.

G. The Town Clerk of the Town of Cuyler shall require that all construction in flood hazard areas within the Town of Cuyler:

1. Be designed and anchored to prevent the flotation, collapse or lateral movement of the structure or position of the structure due to flooding.
2. Use construction materials and utility equipment that are resistant to flood damage.
3. Be by methods and practices that will minimize flood damage.
4. Will provide adequate drainage in order to reduce exposure to flood hazards.
5. Will locate public utilities and facilities on the site in such a manner as to be elevated and constructed to minimize or eliminate flood damage, such utilities and facilities including sewer, gas, electrical and water system.
6. That the Town Clerk of the Town of Cuyler shall review subdivision proposals and other proposed new developments to assure that (1) all such proposals are consistent with the need to minimize flood damage, (2) all public utilities and facilities, such as sewer, gas electrical, and water system are located, elevated, and constructed to minimize or eliminate flood damage, and (3) adequate drainage is provided so as to reduce exposure to flood hazards; and
7. That the Town Clerk of the Town of Cuyler shall require new or replacement water supply systems and/or sanitary sewage systems to be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters and require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. .....1..... of 1977...  
-County-  
of the City -- of Cuyler was duly passed by Town Board  
Town (Name of Legislative Body)  
-Village-  
on May 3, 1977 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. .... of 19.....  
County  
of the City of ..... was duly passed by .....  
Town (Name of Legislative Body)  
Village  
on ..... 19..... and was approved by the .....  
not disapproved repassed after disapproval Elective Chief Executive Officer  
and was deemed duly adopted on ..... 19....., in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. .... of 19.....  
County  
of the City of ..... was duly passed by the .....  
Town (Name of Legislative Body)  
Village  
on ..... 19..... and was approved by the .....  
not disapproved repassed after disapproval Elective Chief Executive Officer  
on ..... 19..... Such local law was submitted to the people by reason of a  
mandatory referendum and received the affirmative vote of a majority of the qualified electors voting  
permissive general  
thereon at the special election held on ..... 19....., in accordance with the appli-  
annual  
cable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. .... of 19.....  
County  
of the City of ..... was duly passed by the ..... on  
Town (Name of Legislative Body)  
Village  
..... 19..... and was approved by the ..... on  
not disapproved repassed after disapproval Elective Chief Executive Officer  
..... 19..... Such local law being subject to a permissive referendum and no  
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on  
..... 19....., in accordance with the applicable provisions of law.

\*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or if there be none the chairman of the board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

(City local law concerning Charter revision proposed by petition.)

5. I hereby certify that the local law annexed hereto, designated as local law No. .... of 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the special election held on ..... 19 ..... became operative.

(County local law concerning adoption of Charter.)

6. I hereby certify that the local law annexed hereto, designated as Local Law No. .... of 197 ... of the County of ..... State of New York, having been submitted to the Electors at the General Election of November ....., 19 ....., pursuant to subdivisions 5 and 7 of Section 33 of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph ..... above.

*Shirley Nash* Town Clerk  
Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

Date: May , 1977

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK  
COUNTY OF ..... CORTLAND .....

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

.....  
(Title of Officer) Town Attorney  
County -  
City - of Homer  
Town  
Village -

Dated: May , 1977.

A LOCAL LAW ESTABLISHING REGULATIONS IN THE FLOOD HAZARD  
AREAS IN THE TOWN OF CUYLER AND ESTABLISHING A BUILDING  
PERMIT SYSTEM THEREFORE

BE IT ENACTED by the Town Board of the Town of CUYLER  
as follows:

SECTION 1. INTENT: The Town Board of the Town of Cuyler is desirous of obtaining participation in the National Flood Insurance Program and in order to so participate certain assurances must be made to the Federal Insurance Administration as to adoption of regulations and building permit system.

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of flood waters into the systems and discharges from the systems into flood waters and require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.