

By Legislators Johns, Dondorfer and Smith

Intro No. \_\_\_\_\_

LOCAL LAW NO. \_\_\_\_\_ OF 2023

**ENACT A LOCAL LAW ENTITLED "WAIVER OF RESIDENCY REQUIREMENT FOR MONROE COUNTY ROAD PATROL DEPUTIES"**

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

**Section 1.** A new chapter shall be added as Chapter 391 of the Monroe County Code entitled "Waiver of Residency Requirement for Monroe County Road Patrol Deputies" and shall read as follows:

**§ 1 Definitions.** Defined terms used in this local law shall have the same meaning as ascribed to them below:

**COUNTY** shall mean Monroe County.

**ROAD PATROL DEPUTY** shall mean an individual employed by the Monroe County Sheriff's Office as a Deputy Sheriff- Road Patrol.

**§ 2 Residency Requirement.** Public Officers Law § 3, as amended or changed, is hereby amended and superseded in its application to the County as follows: provisions of Public Officers Law § 3, as amended or changed, requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen or which his or her official functions are required to be exercised, shall not prevent a person from holding the position of Deputy Sheriff- Road Patrol, provided that such person resides in Monroe County or any adjoining county within New York.

**Section 2.** 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 3.** This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; March 27, 2023 - CV: 5-0  
Public Safety Committee; March 28, 2023 - CV: 7-2  
Ways and Means Committee; March 28, 2023 - CV: 11-0  
File No. 23-0097.LL

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

**ACTION BY THE COUNTY EXECUTIVE**

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF LOCAL LAW: \_\_\_\_\_