

**LOCAL LAW NO. 5-16
CHAUTAUQUA COUNTY**

A LOCAL LAW AMENDING THE CHAUTAUQUA COUNTY CHARTER

BE IT ENACTED, by the County Legislature of the County of Chautauqua, New York, as follows:

Section I. Amendment to County Charter.

Section 2.05(b) of the Chautauqua County Charter regarding the budget adoption powers of the County Legislature is hereby amended as follows:

(b) To make appropriations, incur indebtedness, adopt the budget, and six (6) year capital plan, levy taxes. The adoption of an annual budget that includes the use of general unobligated fund balance which is projected by the County's chief fiscal officer to cause the general unobligated fund balance to drop below 5% of gross revenues shall require a favorable vote of at least 60% of the whole number of the Legislature's members. For purposes of this subsection, the projection of the County's year-end general unobligated fund balance by the County's chief fiscal officer shall be made as of October 1 each year. In the event the Legislature fails to finally adopt a budget for an ensuing fiscal year on or before December 1, the tentative budget shall constitute the budget for such ensuing fiscal year. The appropriation resolution and the resolution authorizing the levy of taxes shall be deemed to have been passed by the Legislature as of such date.

Section II. Effective Date.

This Local Law shall take effect sixty (60) days after adoption, or upon approval by a majority of the qualified electors in the event a permissive referendum is held in accordance with Municipal Home Rule Law.

Laid on Desks: 6/22/16

Adopted by Legislature: 7/27/16

Public Hearing by County Executive: 8/9/16

60 Day Permissive Referendum

Mailed to State: 10/11/16