

**NOTICE OF PUBLIC HEARING  
COUNTY OF STEUBEN  
LOCAL LAW TENTATIVELY NO. SIX FOR THE YEAR 2021**

**NOTICE IS HEREBY GIVEN**, that the Steuben County Legislature will hold a Public Hearing at the Steuben County Legislative Chambers, 3<sup>rd</sup> Floor, Annex Building, 20 East Morris Street, Bath, New York on the 25<sup>th</sup> day of October, 2021 at 10:00 a.m. upon County of Steuben Local Law Tentative No. Six for the Year 2021, Waiving the Residency Requirement for Full-Time Steuben County Assistant District Attorneys.

The public may also participate and speak during the public hearing via a Zoom Meeting Conference at the following link:

<https://steubencountyny.gov.zoom.us/j/82740355184?pwd=Z24vWGUrK29vRmxMRUZGckpETFdCZz09>

Meeting ID: 827 4035 5184

Passcode: Steuben1

Or by phone at +1 646 558 8656 US (New York); Meeting ID: 827 4035 5184; Passcode: 75433929

Said Local Law is as follows:

**SECTION 1. INTENT**

It is the intent of this Local Law to waive the residency requirement for the position of full-time Steuben County Assistant District Attorney to allow said individuals to reside in either Steuben County or a county contiguous to Steuben County.

**SECTION 2. QUALIFICATIONS OF OFFICE**

A. In the County of Steuben, no provision of law, New York State or otherwise, requiring a person to be a resident of the political subdivision or municipal corporation of the State for which he/she shall be chosen or within which his/her official functions are required to be exercised, shall prevent a person from holding the Office of Assistant District Attorney for the County of Steuben, provided that such person resides in the State of New York and in a county contiguous to the County of Steuben in the State of New York.

As allowed or provided under the Civil Service Law of the State of New York, preference in appointment may be given by the Steuben County Personnel Office and the appointing officer to those candidates who reside in Steuben County.

B. An Assistant District Attorney who ceases to be a resident of New York State, Steuben County, or a county contiguous to Steuben County shall be deemed to have resigned his or her employment and vacated the position.

**SECTION 3. PUBLIC OFFICERS LAW - SUPERSEDED AND/OR AMENDED.**

This Local Law is intended to supersede and/or amend the provision of Public Officers Law Section 3, concerning residency requirements for local officers as the same concerns or effects the Office of Assistant District Attorney in Steuben County.

The provision of Section 3 of the Public Officers Law requiring a person to be a resident of the political subdivision for which he or she is chosen shall not prevent a person from holding the Office of Assistant District Attorney of the County of Steuben provided that such person resides in the County of Steuben or a contiguous county to the County of Steuben provided the county is within the State of New York.

**SECTION 4. SEVERABILITY**

If any section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof that can be given effect without the invalid provision, but shall be confined in its operation to the section thereof directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 5. EFFECTIVE DATE**

This Local Law shall take effect immediately and upon filing in the Office of the Secretary of State.

**ALL PERSONS ARE INVITED TO ATTEND AND BE HEARD.**

**“BY ORDER OF THE COUNTY LEGISLATURE OF STEUBEN COUNTY”**

Dated: October 7, 2021  
Village of Bath, New York

BRENDA K. SCOTCHMER  
CLERK OF THE LEGISLATURE  
COUNTY OF STEUBEN