

RESOLUTION #2022-09
Amend Section 128-5.2 of the Village Code on Meter Repairs

At a regular meeting of the Board of Trustees of the Village of Clayton, held at the Village Municipal Building, Mary Street, Clayton, New York, on the 25th day of July, 2022, at 5:30p.m., there were:

PRESENT: Norma Zimmer, Mayor
Nancy Hyde, Deputy Mayor
John Buker, Trustee
Joe Chrisman, Trustee
Tony Randazzo, Trustee

ABSENT: NONE

WHEREAS, Local Law No. 2 of the year 2022, a local law to Amend Section 128-5.2 of the Village Code to add a Provision on Meter Repairs

SECTION 1. AUTHORITY is pursuant to the authority of Article 11 of the New York Sate Village Law and provisions of the Municipal Home Rule Law.

SECTION 2. AMENDMENT.

Section 128-5.2 of the Village Code shall herby be amended by adding the subsection thereto:

C. The cost to repair any damage which a water meter may sustain by reason of the carelessness of the owner, his agent, or tenant of the premises, or from neglect of any kind to properly protect the same, including damage or injury that may result from permitting the meter to become frozen or otherwise damaged, shall be paid to the Village of Clayton by the owner of the property being served by the meter. The following rates shall apply in calculating the cost to the owner:

1. Replacement of frosted or damaged residential meter.
a. During Business Hours: The cost of materials necessary to complete the repair, plus an additional \$50.00.
b. After Business Hours with a call in: The cost of materials necessary to complete the repair plus an additional \$110.00.

2. Replace damage AMR meter head, caused by owner/occupant negligence or purposeful action.
a. During Business Hours: The cost of materials necessary to complete the repair, plus an additional \$50.00.
b. After Business Hours: The cost of materials necessary to complete the repair, plus an additional \$110.00.

SECTION 3. EFFECTIVE DATE.

This local law shall be effective upon filing with the Department of State as required by the Municipal Home Rule Law.

WHEREAS, notice of the Public Hearing was duly published in the secondary official newspaper for the Village of Clayton as required by law, and

WHEREAS, on July 25, 2022, at 6:00 p.m., a Public Hearing was duly held at the Municipal Building, 425 Mary Street, Clayton, New York, and all persons interested in the subject of Local Law No. 2 of the year 2022 were provided an opportunity to be heard;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Clayton that Local Law No.2 of the year 2022, a local law to Amend Section 128-5.2 of the Village Code to Add a Provision on Meter Repairs enacted pursuant to the authority of Article 11 of the New York State Village Law and the provisions of the Municipal Home Rule Law, be put to a roll call vote for the adoption of Local Law #2.

The foregoing Resolution was offered by Trustee Hyde, and seconded by Trustee Randazzo, and upon a roll call vote of the Board of Trustees duly adopted Local Law #2 as follows:

Mayor Zimmer	yes
Deputy Mayor Hyde	yes
Trustee Buker	yes
Trustee Chrisman	yes
Trustee Randazzo	yes

The resolution was thereupon declared duly adopted on July 25th, 2022

Dated: July 25th, 2022



Joanne Lenhard-Boye
Village Clerk

(S E A L)