



RESOLUTION ADOPTING INTRODUCTORY LOCAL LAW F (LOCAL LAW 6 OF 2017) - A LOCAL LAW AMENDING LOCAL LAW 2 OF 2017 (ECONOMIC DEVELOPMENT/PLANNING)

Resolution by Legislator: Wilson

Seconded by: Pepe

WHEREAS, Introductory Local Law F (Local Law 6 of 2017), entitled “A Local Law Amending Local Law 2 of 2017”, hereby is adopted and is incorporated as follows:

BE IT ENACTED by the Montgomery County Legislature as follows:

Local Law 2 of 2017 is hereby amended to read as follows:

SECTION 2. DEFINITIONS:

Shall also include:

Renewable Energy System Feasibility Study – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

SECTION 6. OPT-IN, ENERGIZE FINANCIAL AGREEMENT

Shall be amended to read as follows:

A. Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC acting on the behalf of Montgomery County.

The caption for Section 9 shall be amended to read as follows: **SECTION 9. VERIFICATION AND REPORT**

The rest of the law shall remain unchanged and in full force and effect.

SAVING CLAUSE: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment decree or order 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 thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect, and

EFFECTIVE DATE: This Local Law shall take effect when all applicable statutory requirements for its passage and adoption have been fully complied with and it has been filed in the Office of the Secretary of State, RESOLVED, that the Clerk of the Montgomery County Legislature hereby is authorized and directed to file one certified copy thereof in the Office of the Secretary of State and to ensure that it is published in the County’s designated legal newspapers, as required by law.

RESOLUTION VOTE, passed with Aye(9). (7/25/2017)

Statement of Legislative and Financial Impact:

I. Nature of Request:

Local law amending Local Law 2 of 2017.

II. Justification:

Minor revisions have been deemed necessary by the State.

III. *Legislative Impact:*

Pursuant to Article 2 of the Charter the Montgomery County Legislature has the authority to exercise all powers of local legislation in relation to enacting, amending or rescinding local laws, Charter laws, legalizing acts or resolutions.

IV. *Financial Impact:*

No financial impact should result from the revisions to the local law.

cc: County Clerk
County Treasurer

Voting Record

Kelly	(R)	Yes
Sweet	(R)	Yes
Dimond	(D)	Yes
Headwell, Jr.	(R)	Yes
Wilson	(R)	Yes
Duchessi	(D)	Yes
Pepe	(R)	Yes
Isabel	(D)	Yes
Purtell	(D)	Yes

STATE OF NEW YORK County of Montgomery ss.:

This is to certify that I, the Undersigned, Clerk Of The Montgomery County Legislature, have compared the foregoing copy of resolution with the original resolution now on file in the office, and which was passed by the Montgomery County Legislature on the 25th day of July, 2017, a majority of all the members elected to the Legislature voting in favor thereof, and that the same is a correct and true transcript of such original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have set my hand and the official seal of the Montgomery County Legislature this 30th day of August, 2017

Totals:	Aye:	9
	Nay:	0
	Abstained:	0
	Absent:	0

This resolution was approved by the County Executive and was enacted on 8/18/2017