

TOWN OF SOUTHPORT

**PUBLIC NOTICE
TOWN OF SOUTHPORT**

TAKE NOTICE of the adoption by the Town Board of the Town of Southport on March 13, 2018, of Resolution No. 66-2018: Ordinance No. 2018-1, An Ordinance to amend the Code of the Town of Southport Chapter 444, Article I. Disposal, Section 444-9, Enforcement, Subsection A. Resolution is as follows:

RESOLUTION NO. 66-2018

**ORDINANCE
NO. 2018-1**

**AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF SOUTHPORT CHAPTER 444, ARTICLE I.
DISPOSAL, SECTION 444-9, ENFORCEMENT, SUBSECTION A**

Resolution by: Roman
Seconded by: Gunderman

WHEREAS, the Town of Southport Town Board wishes to address concerns related to the efficiency and cost for mailing notices for enforcement of Chapter 444, Solid Waste, Article I. Disposal, §444-9 Enforcement, (A), which currently requires that the notice shall be mailed to the owner or agent of the subject property by certified mail, return receipt requested or served personally, and

WHEREAS, proper notice can still be achieved by mailing to the owner or agent of the subject property by certified mail without the need for a return receipt, and

WHEREAS, the Town of Southport Town Board wishes to amend the Code of the Town of Southport Chapter 444, Solid Waste, Article I. Disposal, §444-9 Enforcement, (A) to no longer require the return receipt for mailing; and

WHEREAS, a public hearing was held for this proposed amendment to the subject ordinance on March 13, 2018 before the Town of Southport Town Board upon public notice as provided by law, and

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Southport, County of Chemung, State of New York that the following amendment to the Code of the Town of Southport Chapter 444, Solid Waste, Article I. Disposal, §444-9 Enforcement, (A) is hereby enacted, to wit:

Section 1: Chapter 444. Solid Waste
Article 1. Disposal

§444-9 Enforcement.

- A. The Code Enforcement Officer or his duly designated agent is authorized and empowered to notify the owner of any private property or vacant land, or the agent of such owner, to dispose properly of litter located on such owner's property, which is dangerous to the public health, safety, or welfare. Notice shall be by certified mail addressed to the last known address of said owner or agent or by personal service upon said owner or agent.

Section 2. Inconsistent Ordinances.

All ordinances inconsistent with any provision or provisions of this ordinance are hereby repealed.

Section 3. Effective Date.

This ordinance shall take effect immediately upon adoption and publication according to law.

AYES: Gunderman, Hurley, Roman, Szerszen, Sheen
NOES: None
CARRIED.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF SOUTHPORT, NEW YORK

Dated: March 22, 2018