

**TOWN OF PREBLE  
LOCAL LAW 2 OF THE YEAR 2007**

A local law to establish the residency requirements for the appointed offices of Code Enforcement Officer, Town Attorney, and Dog Control Officer.

Be it enacted by the Town Board of the Town of Preble as follows:

**SECTION 1. Title**

The title of this Local Law shall be “Residency Requirements for the Code Enforcement Officer, Town Attorney, and Dog Control Officer for the Town of Preble.”

**SECTION 2. Authority**

This Local Law is adopted pursuant to Municipal Home Rule Law section 10(1)(ii)(a)(1) that grants local governments the authority to enact local laws regarding the qualifications of local officers.

**SECTION 3. Supersession**

This Local Law shall supersede Town Law section 23(1) in its application to the position of Code Enforcement Officer, Town Attorney, and Dog Control Officer for the Town of Preble.

**SECTION 4. Residency Requirements**

The persons holding the office of Code Enforcement Officer, Town Attorney, and Dog Control Officer in the Town of Preble need not be residents nor electors of the Town of Preble provided, however, that each such person shall reside in the county in which such town is located or an adjoining county within the State of New York.

**SECTION 5. Inconsistency**

All other local laws and ordinances of the Town of Preble that are inconsistent with the provisions of this Local Law are hereby repealed; provided however, that such repeal shall only be to the extent of such inconsistency and in all other respects this Local Law shall be in addition to such other local laws or ordinances regulating and governing the subject matter covered by this Local Law.

**SECTION 6. Savings Clause**

If any clause, sentence, paragraph, word, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder, thereof, but shall be confined in its operation of the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 7. Effective Date**

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

Dated: February 12, 2007

/s/  
Jane Davenport, Clerk  
Town of Preble