

TOWN OF LUMBERLAND  
LOCAL LAW #1-90  
SECTION E

SPECIAL NOISE PERMIT APPLICATION

NAME OF APPLICANT:

NAME OF PERSON TO CONTACT:

LOCAL ADDRESS:

MAILING ADDRESS:

TELEPHONE:

PURPOSE FOR PERMIT:

LOCATION FOR PERMIT:

DAY/DATE FOR PERMIT USE:

CIRCLE ONE: FRIDAY    SATURDAY    SUNDAY

DATE:

HOURS OF USE:

I have read and understand the Lumberland Local Law #1-90 and understand that if this permit is granted it will ONLY apply to the specific date and event on this permit.

SIGNATURE OF APPLICANT:

DATE:

SIGNATURE EMC REPRESENTATIVE:

DATE:

SIGNATURE LUMBERLAND TOWN BOARD:

DATE:

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of LUMBERLAND

Local Law No. 1 of the year 1990

A local law NOISE.

Be it enacted by the TOWN BOARD of the Town of LUMBERLAND as follows:

#### PURPOSE

Following is a Local Law to amend the code of the Town of Lumberland and replace the existing NOISE ORDINANCE with a new law. It will provide for control of unnecessary noise in the Town of Lumberland with penalties for violation of this law.

#### A. DEFINITIONS

1. Noise: A disturbing or offensive sound, din, clamor, uproar or racket of any kind which causes public inconvenience or alarm or disturbs the public's peace, comfort, health or tranquility.
2. Sound Device or Apparatus: Any apparatus or device for the making, reproduction or amplification of the human voice or other sounds.
3. Person: The word "person" as used in this chapter shall mean and include one (1) or more persons of either sex, natural persons, corporations, partnerships, associations, joint stock and membership societies and all other entities capable of being used.

#### B. GENERAL PROHIBITION

Between the hours of 9:00 p.m. and 7:00 a.m. any day of the week except as otherwise hereinafter provided, within the limits of the Town of Lumberland, any noise which unreasonably interferes with the sleep, comfort, repose, health or safety of others or which causes public inconvenience or alarm is prohibited during the hours above mentioned.

## C. SPECIFIC PROHIBITIONS

The following acts are prohibited and declared to be a violation of this section; said enumeration not to be deemed exclusive:

1. The ringing of bells, sounding of gongs, or blowing of any whistle or horn other than musical instruments when used as a part of a band of music, except to give necessary signals upon a motor vehicle, bicycle or similar vehicle.
2. The use of amplifying or public address systems shall be limited to emergency announcements for residents of the property on which such system is located. Use of such amplifying or public address systems to reproduce any radio, television program or for the playing of music of any kind, is hereby prohibited.
3. In the process of any building operation between the hours of 8:00 p.m. and 7:00 a.m., to operate or use any pile driver, power shovel, pneumatic hammer, derrick, steam or electrical hoist or other apparatus, the use of which is attended by loud or unusual noise, except by recommendation of the Environmental Management Council and by authorization pursuant to a resolution of the Town Board and then only granted in the event of an emergency.
4. The creation of loud or excessive noise in connection with the loading or unloading of any vehicle or the opening and destruction of bales, boxes, crates or containers.
5. The keeping in any building or upon any premises of any animal, bird or fowl which produce and create noise of a degree and kind to disturb comfort, repose, and quiet of neighbors or persons residing in the vicinity.
6. The firing or discharging of a gun, firecracker, gunpowder or other combustible substances within the limits of the Town of Lumberland with the intention and for the purpose of making noise or for the purpose of attracting attention, except upon some special celebration or occasion, in which the latter event the permission of the Environmental Management Council and the approval of the Town Board shall first be obtained from the Town Clerk, and, if granted, shall indicate specifically the date, time and place that such activity is authorized.
7. The playing of music by any band or orchestra or sound producing device or the operation of any radio, television receiver or phonograph in such a manner as to annoy or disturb the quiet, comfort or repose of persons in any dwelling or other type of residence located within the Town of Lumberland except as hereinafter provided.

8. The creation of any excessive noise on any street or highway adjacent to any public or parochial school or hospital or nursing home, provided that conspicuous signs are displayed on such street or highway indicating that the same is a school or hospital zone and that quiet is required.

9. The creation of any sound or noise from any device known as a sound truck or motor vehicle containing an amplifying system whereby sounds, music or words are transmitted upon the public street or highway of the Town of Lumberland, unless specific permission is obtained from the Environmental Management Council with the approval of the Town Board, which such permit, if an when issued, shall indicate the specific dates and times that the operation of such sound trucks or movable amplifying systems shall be authorized.

10. The shouting and crying of peddlers, hawkers and vendors which disturbs the peace and quiet of the neighborhood. In addition, the use of any drum, loudspeaker or other instrument or device for the purpose of attracting attention to any sale or display of merchandise by the creation of noise unless permission is granted by the Town Board.

11. The use of any automobile, motorcycle, trail bike, minibike, snowmobile, bus, motor boat or vehicle so loaded or in such manner as to create loud and excessive grating, grinding, rattling or other noise.

12. It shall be unlawful for any person to use or operate, or cause to be used or operated, any sound device or apparatus, in, on, near or adjacent to any public street, park or place for commercial or business advertising by means of any sound device or apparatus. The use of any trade, business, corporate name or the name of any person, proprietor or vendor in such commercial or business advertising shall be presumptive evidence that such advertising was conducted by that person, business or corporation.

#### D. EXCEPTIONS

Nothing contained in this chapter shall be constructed to prevent the production of music in connection with any military, civic or authorized parade, funeral procession or religious ceremony, nor to prevent any musical performance conducted by consent of the Town Board. The provisions of this chapter shall not apply to any authorized motor vehicle.

The following sounds shall not be deemed to be a violation of this chapter:

1. Sounds created by religious bells or chimes.
2. Sounds created by any government agency by the use of public warning devices.
3. Sounds created by lawnmowers between the hours of 7:00 a.m. and 8:00 p.m., prevailing time, weekdays, and 8:00 a.m. and 8:00 p.m. prevailing time, weekends.

4. Sounds created by public utilities in carrying out operations of their franchise

5. Sounds connected with sporting events of any public or private school, or authorized carnivals, fair, exhibition, parade, etc., allowed by the recommendation of the Environmental Management Council and by permission of the Town Board.

6. Emergency vehicles including but not limited to fire engines and ambulances.

7. Sounds emanating from the firehouse in the line of duty.

#### E. SUSPENSION OF PROVISIONS

The Town Board is hereby authorized, by resolution, to suspend any of the provisions of this chapter in connection with any holiday celebration or upon any occasion of specific public interest for such time and upon such conditions as shall be prescribed by the Town Board.

#### F. SPECIAL PERMITS

The playing of music by way of radio, electrical device, live band or orchestra or disc jockey outdoors on Friday, Saturday or Sunday for special functions on such nights shall be permitted provided application is made to the Town Clerk of the Town of Lumberland and with the approval of the Town Board for permission for any function for which such music shall be desired on Friday, Saturday or Sunday. The application shall be made on forms provided by the Town Clerk of the Town of Lumberland and the permit shall be issued without fee.

#### G. PENALTIES FOR OFFENSE

Any person committing an offense against any provision of this chapter shall be guilty of a violation punishable by a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment for a term not exceeding fifteen (15) days, or by both such fine and imprisonment. The continuation of an offense against any provision of this chapter shall constitute a separate and distinct offense hereunder for each period of twenty four (24) hours the offense is continued.

#### H. ENFORCEMENT

This chapter shall be administered and enforced by the Lumberland Constables or other law enforcement agency.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1990 of the Town of Lumberland was duly passed by the TOWN BOARD on March 15, 1990 in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Clerk of the County legislative body, City,  
Town or Village Clerk or officer designated by local legislative body  
Town Clerk

Date: March 15, 1990

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF SULLIVAN

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Attorney for the Town  
Town of Lumberland

Date: April 3, 1990

FOR OFFICE USE ONLY

SUPERVISOR    TOWN BOARD    TOWN CLERK    EMC    CONSTABLES

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of LUMBERLAND

Local Law No. 2 of the year 1990

A local law ALARM.

Be it enacted by the TOWN BOARD of the Town of LUMBERLAND as follows:

#### ARTICLE I

An increasing number of false intrusion and false fire alarms emanating from private alarm systems have been reported to the Town Board of the Town of Lumberland. These false intrusion and fire alarms unnecessarily require constables and/or fire department personnel to respond, thereby depriving the citizens of the Town from sorely needed emergency services and exposing the citizenry to unnecessary hazards and risks. The intent of this Local Law is, therefore, to mandate the registration of such private intrusion or fire alarm systems, to require permits for direct dial service alarm devices as defined by the terms of this Local Law and to minimize the number of false intrusion or fire alarms which have to be responded to by the constabulary and/or fire department. It is also the intent of this Local Law to allow owners of properties equipped with intrusion alarms to be promptly notified of the actuation of said alarms.

## Section 1.2. Purpose

The purpose of this Local Law is as follows:

A. To promote the safety and welfare of the citizens of the Town of Lumberland, minimizing to the fullest extent practicable, the number of false intrusion or fire alarms reported to the Town constabulary and fire department.

B. To increase the efficiency of the Lumberland Fire Department, Town of Lumberland constabulary and other law enforcement agencies in Sullivan County in executing their duties, by reducing, to the fullest extent practicable, the number of false alarms.

C. To establish standards and controls of the various types of intrusion, holdup and other emergency signals from police alarm devices that require police response, investigation and safeguarding of property at the location of any event reported by any signal, whether transmitted, telephoned, radioed or otherwise relayed to the police by an alarm device.

D. To establish standards and controls of the various types of fire and other emergency signals from fire alarm devices that require fire department response, investigation and safeguarding of property at the location of an event reported by any signal, whether transmitted, telephoned, radioed or otherwise relayed to the fire department by an alarm device.

## Section 1.3. Legislative Intent

The Town Board hereby declares that the legislative intent of this Local Law is to apply its provisions to any individual alarm owner, as defined under this article, or any individual or commercial entity that is in the business of operating, maintaining or installing an alarm system.

## Section 1.4. Definitions

For purposes of this Local Law the following definitions shall apply:

A. ALARM SYSTEM. Any device, system or instrument, whether known as a burglar, robbery, intrusion or fire alarm, direct dial telephone device, audible or silent, or by any other name which is designed or maintained or intended to detect an unauthorized entry into any building, structure, or facility or to signal the commission of an unlawful act, fire, or any other emergency, Any device installed by a telephone company to protect telephone company systems which might be damaged or disrupted by the use of an alarm system is not included in this definition.

B. ALARM OWNER shall mean any person who or entity which owns, leases, rents, uses or makes available for use by his agents, employees, representatives or family, any alarm system.

C. FALSE ALARM shall mean any alarm signal activated by causes or events other than the commission or attempted commission of an unlawful act, fire, or emergency, which the alarm system is designated to detect.

D. AUDIBLE ALARM shall mean any alarm system designed to notify persons in the immediate vicinity of the protected premises by emission of an audible sound of an unauthorized entry or fire on the premises or of the commission of an unlawful act or emergency condition.

E. DIRECT DIAL SERVICE shall mean any alarm system which is connected to a telephone line and upon activation, said alarm system automatically dials a predetermined telephone number and transmits a message or signal indicating the need for emergency response.

## Section 1.5. Prohibited or Regulated Use of Alarm Systems

A. It shall be unlawful and a violation of this law for an alarm owner to use an alarm system which is equipped with a functioning direct dial service which, when activated, automatically dials a number in any office of the Town of Lumberland Constabulary or Lumberland Fire Department or any answering service providing service to said parties, except for alarm systems complying with the further provisions of this ordinance.

B. No audible alarm may be installed in any building or structure unless it is installed and designed to terminate its operation or to automatically reset within thirty (30) minutes of its being activated. For every audible alarm installed in a structure, the owner thereof shall post the telephone numbers of persons to be notified to render repairs, service or to disconnect said alarm during any hour of the day or night during which the audible alarm is activated. Such posting shall be visible to the general public outside the building in which the alarm is contained.

C. It shall be unlawful for any person or alarm owner to cause, allow or suffer a false alarm except that an alarm owner is permitted to test, on a semi annual basis, an alarm system provided the appropriate police or fire department is notified in advance and permission is granted.

## Section 1.6. Registration required

A. Existing alarms.

It shall be the responsibility of every alarm owner who owns

an alarm system to detect intrusion, break in, movement, sound, and fire and/or smoke to prepare and deliver to the Town Clerk of the Town of Lumberland three 3" x 5" cards containing the following information:

1. Name alarm owner,
2. Address of alarm owner,
3. Exact location of system with explicit directions from a public road or highway,
4. Telephone number to contact alarm owner at home and work,
5. Alternative phone number of responsible person to alarm owner,
6. Name of installer or maintainer,
7. Address of installer maintainer,
8. Telephone number of installer at home and at work,
9. Type and make of alarm installed.

The aforesaid registration cards shall be filed with the Town Clerk of the Town of Lumberland within thirty (30) days from the adoption of this ordinance. Fees for such registration shall be charged by and be payable to the Town of Lumberland for initial registration as set forth in Section 1.12 of this ordinance.

B. New alarms.

It shall be the responsibility of every alarm owner and every person, partnership, corporation or other business entity which engages in the business of installing alarm systems to detect intrusion, break in, movement, sound, and fire and/or smoke to prepare and deliver to the Town Clerk of the Town of Lumberland three 3" x 5" cards for each such alarm installed within the Town containing the following information:

1. Name of alarm owner,
2. Address of alarm owner,
3. Exact location of system with explicit directions from a public road or highway,
4. Telephone number to contact alarm owner at home or work,

5. Alternative phone number of responsible person to alarm owner,
6. Name of installer or maintainer,
7. Address of installer or maintainer,
8. Telephone number of installer at home and at work,
9. Type and make of alarm installed.

The aforesaid registration cards shall be filed with the Town Clerk of the Town of Lumberland within ten (10) days after installation of the alarm by either the alarm owner or the person, partnership, corporation or other business entity installing the alarm system. Failure to comply with the provisions of this Section shall render both the alarm owner and installer liable for any and all penalties provided for under Section 1.09 of this ordinance. Fees for such registration shall be charged by and be payable to the Town of Lumberland for initial registration as set forth in Section 1.12 of this ordinance.

#### Section 1.7. Permit required for direct dial service alarm

Except as hereinafter provided, it shall be unlawful for any alarm owner, person, partnership, corporation or other business entity to operate, maintain or install a police or fire department direct dial service alarm, device or devices in as defined by the terms of this ordinance without a written permit issued by the Lumberland Town Clerk. Said permit shall be issued by the Town Clerk upon receipt of the information required under Section 1.6 of this ordinance and the payment of the initial registration fee and the other fees provided for under Section 1.12 of this ordinance.

## Section 1.8 General Provisions

A. Installation and Maintenance Costs. All costs and charges incurred in the installation and maintenance of systems permitted by this Local Law in police or fire department communication facilities shall be borne by the alarm owner.

B. Rules and Regulations. The Town Board of the Town of Lumberland may promulgate reasonable rules and regulations that may reasonably be necessary for the purposes of assuring the quality, efficiency, and effectiveness of police alarm devices, fire alarms, direct dial service alarms and alarm installations owner, operated and maintained in accordance with this Local Law and of administering and enforcing the provisions of this Local Law, as well as increasing the fees provided for under Section 1.12, as required.

## Section 1.9 Penalties for Offenses

Any person or alarm owner who violates a provision of this Local Law shall be subject to a civil fine of not to exceed \$25.00 for a first violation, and not to exceed \$100.00 for any subsequent violation.

## Section 1.10 Enforcement

The enforcement provision of this Local Law shall be in addition to any other appropriate criminal sanction or civil cause of action which may be filed or brought against the alarm owner or person.

## Section 1.11 Effective Date

So as to give the citizens of the Town of Lumberland reasonable opportunity to comply, this Local Law shall not become

effective until sixty (60) days after it has been enacted by vote of the Board of the Town of Lumberland.

Section 1.12. Fee Schedule

- A. First registration of any alarm as provided for in Section 1.6 - \$25.00;
- B. Annual re-registration of direct dial service alarms as provided for in Section 1.7 - \$10.00;

Initial registration fees are to be paid to the Lumberland Town Clerk in accordance with the provisions of Section 1.6. Re-registration fees shall be paid to the Town Clerk by January 1st of any registration year.

5035-070

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 1990 of the Town of Lumberland was duly passed by the Town Board on November 14, 1990 in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Clerk of the County legislative body, City,  
Town or Village Clerk or officer designated by local legislative body

Date: November 16, 1990

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF SULLIVAN

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Attorney for the Town of Lumberland  
Town of Lumberland

Date: Nov 28, 1990

LOCAL LAW #2 - 90: ALARM

PERMIT APPLICATION

Fee Paid \$

NAME:

ADDRESS:

TELEPHONE:

EXACT LOCATION OF ALARM WITH EXPLICIT DIRECTIONS FROM A PUBLIC ROAD  
OR HIGHWAY:

EMERGENCY NUMBER:

NAME OF INSTALLER:

ADDRESS OF INSTALLER:

TYPE AND MAKE OF ALARM:

MOTION      DISPATCHED      AUDIBLE      FIRE

Names and Dates of birth of all persons, (other than owner), allowed unsupervised access to the property.

Town Clerk

Constables

LFD

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of LUMBERLAND

Local Law No. 3 of the year 1990

A local law PROVIDING FOR THE CREATION OF A RECORDS MANAGEMENT PROGRAM

Be it enacted by the TOWN BOARD of the Town of LUMBERLAND as follows:

Section 1. Department, Officer. There shall be a records management program established under the aegis of the Lumberland Town Board and headed by a Records Management Officer (RMO). The officer will be responsible for administering the non-current and archival public records and storage areas for the Town of Lumberland in accordance with local, state and federal laws and guidelines.

Section 2. Powers and Duties.

The officer shall have all the necessary powers to carry out the efficient administration, determination of value, use, preservation, storage and disposition of the non-current and archival public records kept, filed or received by the offices and departments of the Town of Lumberland.

(A) The Records Management Officer shall continually survey and examine public records to recommend their classification so as to determine the most suitable methods to be used for the maintaining, storing and servicing of archival material:

(1) Obsolete and unnecessary records according to New York State Records Retention and Disposition Schedules thereby subject to disposition; or

(2) Information containing administrative legal, fiscal, research historical or educational value which warrant their permanent retention; or

(3) Records not subject to disposition according to State Law.

(B) Establish guidelines for proper records management in any department or agency of the Town of Lumberland in accordance with local, state and federal laws and guidelines.

(C) Report annually to the chief executive official and the governing body on the powers and duties herein mentioned including, but not limited to, the cost/benefit ratio of programs effectuated by the department.

(D) The officer shall operate a Records Management Center for the storage, processing and servicing of all non-current and archival records for all Town of Lumberland departments and agencies.

(E) The officer shall establish a Town of Lumberland Archives and perform the following functions:

(1) Advise and assist Town of Lumberland departments in reviewing and selecting material to be transferred to the Town of Lumberland Archives for preservation.

(2) Continually survey and examine public records to determine the most suitable methods to be used for the creating, maintaining, storing, and servicing of archival materials.

(3) Establish and maintain an adequate repository for the proper storage, conservation, processing, and servicing of archival records.

(4) Promulgate rules governing public access to and use of records in the archives, subject to the approval of the Records Advisory Board.

(5) Develop a confidentiality policy for archival records designated confidential, providing such policy does not conflict with any Federal or State statutes.

(6) Provide information services to other Town of Lumberland offices.

(7) Collect archival materials which are not official Town of Lumberland records but which have associational value to the Town of Lumberland or a close relationship to the existing archival collection. Such collection shall be subject to archive space, staff, and cost limitations, and to the potential endangerment of such materials if they are not collected by the Archives.

(8) Develop a program whereby historically important records are to be identified at the point of the operation.

Section 3. Records Advisory Board. There shall be created a Records Advisory Board, designated to work closely with and provide advice to the Records Management Officer. The Board shall meet periodically, and have the following duties:

(A) Provide advice to the Records Management Officer on the development of the records management program.

(B) Review the performance of the program on an ongoing basis and propose changes and improvements.

(C) Review retention periods proposed by the Records Management Office for records not covered by State Archive's schedules.

(D) Provide advice on the appraisal of records for archival value and to be the final sign-off entity as to what is or is not archival.

#### Section 4. Custody.

(A) A Town of Lumberland Department is the legal custodian of its records and shall retain custody of records deposited in the Records Center. Records transferred to or acquired by the Archives shall be under the custody and control of the Archives rather than the department which created or held them immediately prior to being transferred to the Archives.

(B) Records shall be transferred to the Archives upon the recommendation of the RMO, with the approval of the head of the department which has custody of the records and the approval of the Records Advisory Board.

(C) Records may be permanently removed from the Archives at the request of the RMO or the head of the department which had custody of the records immediately prior to the transfer of those records to the Archives, subject to the approval of the Records Advisory Board.

#### Section 5. Replevin.

The Legal Department may take steps to recover local government records which have been alienated from proper custody, and may, when necessary, institute actions of replevin.

#### Section 6. Disposal of Records.

No records shall be destroyed or otherwise disposed of by a department of the Town of Lumberland unless approval has been obtained from the Records Management Officer. No records shall be destroyed or otherwise disposed of by the Records Management Officer without the express written consent of the department head having authority.

#### Section 7. Definitions.

(A) "Archives" means those official records which have been determined by the RMO and Advisory Board to have sufficient historical or other value to warrant their continued preservation by local government.

(B) "Records" means any documents, books, papers, photographs, sound recordings, microforms, or any other materials, regardless of physical form or characteristics, made or received pursuant

to law or ordinance or in connection with the transaction of official Town of Lumberland business.

(C) "Records Management" means the planning, controlling, directing, organizing, training, promotion and other managerial use and records disposition, including, records preservation, records disposal, and records centers or other storage facilities.

(D) "Records Disposition" means:

(1) the removal by the Town of Lumberland, in accordance with approved records control schedules, of records no longer necessary for the conduct of business by such agency through removal methods which may include:

(i) the disposal of temporary records by destruction or donation, or

(ii) the transfer of records to the Records Center/ Archives for temporary storage of inactive records and permanent storage of records determined to have historical or other sufficient value warranting continued preservation; and

(2) the transfer of records from one Town of Lumberland agency to any other Town of Lumberland agency.

(E) "Records Center" means an establishment maintained by the Town of Lumberland primarily for the storage, servicing, security and processing of records which must be preserved for varying periods of time and need not be retained in office equipment or space.

(F) "Servicing" means making information in records available to any Town of Lumberland agency for official use, or to the public.

Section 8. Effective Date.

This Local Law shall take effect immediately upon adoption.

Adopted: December 27, 1990

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 1990 of the Town of LUMBERLAND was duly passed by the TOWN BOARD on DEC. 27, 1990 in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Clerk of the County legislative body, City,  
Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: January 23, 1991

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK

COUNTY OF SULLIVAN

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Attorney for the Town  
Town of Lumberland  
Date: 2/22/91