

RESOLUTION #18-2021

WATER RELEVY

WHEREAS, the Hopewell Town Board has been notified by the Hopewell Water Department of the unpaid water charges, and

WHEREAS, an Annual Statement has been compiled by the Town Clerk/ Water Bill collector listing all unpaid charges for the 2022 Tax Levy which are broken down in the following districts:

<u>Special District Name</u>	<u>Total Amount</u> <u>(includes Penalties)</u>
WD341- Hopewell #1	3,671.36
WD342- Hopewell #2	10,977.80
WD343- Canandaigua/Hopewell	8,404.02
WD344- Hopewell Central	4,313.86
WD436- Hopewell District #5	2,721.82
WD437- Hopewell Central #2	<u>2,357.96</u>
Total	<u>32,446.82</u>

NOW, THEREFORE BE IT RESOLVED, the Town Board acting through its Water Superintendent, shall transmit such Statement to the Ontario County Board of Supervisors which shall levy sums against the property liable.

A motion was made by Council Member Goodman, seconded by Council Member Trickey, adopted on November 3, 2021 by the complete Town Board and Supervisor of the Town of Hopewell.



Denise L. Hood

Hopewell Town Clerk

Unpaid Water Bills from the Town of Hopewell
to be added to the 2022 Town and County Tax Bills
Denise L. Hood-Hopewell Town Clerk/Tax Collector/Water Bill Collector
585-394-0036 ext # 1

Oct-21

WD Code	renter/owner	Tax Map #	Amount
341-District 1	Swiss Code 323400		
	Walter Elling		460.46
	4303 Routes 5 & 20	99.00-1-7.000	
	Roger Gysel		1,578.72
	4255-4265 Route 5 and 20	99.00-1-9.000	
	Roger Gysel		283.36
	3092 Route 5 and 20	99.00-1-10.00	
	Krossber Body Shop		283.36
	4241 Route 5 and 20	99.00-1-11.200	
	Eric Duryea		35.42
	4193 Route 5 and 20	99.00-1-18.100	
	Krystalo Hetelekidis		35.06
	4025 Route 5 and 20	99.00-1-29.000	
	Shannon Christensen		192.28
	3853 Route 5 and 20	99.00-2-36.100	
	Matt Smith		728.64
	3291 Smith Road	99.00-1-49.200	
	JBC Properties NY		74.06
	3890 Route 5 and 20	99.00-2-55.310	
	Total for District 1		3,671.36
342-District 2			
	Robert Burnett		35.42
	3910 County Road 46	85.00-1-17.000	
	Marc Perry		101.2
	2960 Freshour Road	85.00-1-22.000	

John Kelly		70.84
3864 County Road 46	85.00-1-98.100	
Debra Vaughn		596.17
3852 County Road 46	85.00-1-98.200	
Donald Hoyt		263.96
3584 State Route 247	99.00-1-38.200	
Michael & Marsha Lazarus		4.14
3532 State Route 247	99.00-1-50.120	
Kenneth Yentzer		465.52
3536 State Route 247	99.00-1-50.130	
Darryl Hilbert		283.36
3510 Route 5 and 20	99.00-1-53.000	
David Bedient		359.26
3322 Freshour Road	99.00-2-2.112	
James Scheele		86.03
3347 Freshour Road	99.00-2-4.221	
Patrick Conklin		526.24
3441 Gehan Road	99.00-2-10.000	
Edward Randolph		642.62
3499 Mumby Road	99.00-2-21.300	
Allen & Mary Jane Weaver		4,176.38
3500 Mumby Road	99.00-2-27.112	
Dana Huizinga		50.6
3487 State Route 247	99.00-2-44.000	
Brett Forbes		450.34
3569 State Route 247	99.00-2-51.000	
Shirley Albert		369.38
3352 Route 5 and 20	100.00-1-6.220	
Terri Healy		320.54
3449 Spangle Street	100.00-1-23.200	
Paul Milton Estate		814.66
3181 Route 5 and 20	100.00-1-26.200	

Scott Swingle		35.42
3163 Route 5 and 20	100.00-1-28.000	
Darlene Collins		819.72
3268 Route 5 and 20	100.00-1-36.000	
Anthony & Heidi Willensen		506
2769 Route 5 and 20	101.00-1-20.100	
Total for District 2		10,977.80

343-District 3

Mike Pyra		91.08
2010 State Route 21	58.00-1-6.100	
Martin Bates		78.76
4192 Johnson Road	58.00-1-7.000	
Patrick Veomett		217.58
2112 State Route 21	58.00-1-54.121	
Matthew Eddy		192.28
2032 State Route 21	58.00-1-63.000	
John H Ambrose		189.86
2124 State Route 21	58.00-1-88.000	
Noelle Rowe		35.42
2084 State Route 21	58.00-1-89.100	
Jennifer M Unger		409.86
4195 Pinetree Drive	58.01-1-42.000	
Katie Schaeffer		55.66
1907 State Route 21	58.01-1-54.000	
Michael Doody		195.31
1980 County Road 19	58.01-1-58.000	
Cody Phillips		35.42
1863 State Route 21	58.01-1-68.000	
Joseph Hibbard		146.74
2281 State Route 21	58.17-1-6.100	
Todd Herendeen		480.7

2331 State Route 21	58.17-1-18.110	
Judith Celentani		814.66
2340 State Route 21	58.17-1-19.000	
Joshua Miller		131.56
2294 State Route 21	58.17-1-24.00	
Gullace Properties, LLC		283.36
2442 State Route 21	72.00-1-4.000	
Keith Griffith		283.36
2789 Smith Road	72.00-1-39.000	
Leon & Jacqueline Brink		106.26
2817 County Road 10	72.00-1-49.000	
Nelson Copp		141.68
2791 County Road 10	72.00-1-52.000	
Gerald G VanGelder		266.13
2356 State Route 21	72.05-1-3.100	
Daniel Perryman		344.08
2350 State Route 21	72.05-1-4.000	
Byrant Lead		733.7
2404 State Route 21	72.05-1-8.000	
James Kuczuma		101.2
2394 State Route 21	72.05-1-13.000	
Jeramie Jackson		664.96
3929 County Road 46	85.00-1-9.200	
John Lefrois		70.84
3955 County Road 46	85.00-1-14.113	
Matthew Colmerauer		40.48
3997 County Road 46	85.00-1-14.120	
Richard E Johnson		91.08
3196 Smith Road	85.00-1-58.210	
Jean Norton		414.92
4181 County Road 46	85.00-1-68.214	

Laura Moss		136.62
4169 County Road 46	85.00-1-68.215	
Steven Fox		247.94
4293 County Road 46	85.00-1-70.100	
Sarah Trainor		455.4
2851 County Road 10	85.00-1-93.120	
Animal Hospital Pittsford, PC		80.96
4410 Lakeshore Drive	98.08-1-3.000	
Benjamin Dodge		450.34
3273 Smith Road	99.00-1-27.120	
Jeffrey Wood		415.82
3495 Lincoln Hill Road	99.00-1-43.411	
Total for District 3		8,404.02

344-District 4

Scott Simpson		414.92
3688 County Road 4	72.00-2-19.000	
Jean-Paul Shahin		511.06
2781 Freshour Road	72.00-2-26.100	
Anthony Willemsen		70.84
3832 County Road 4	72.00-2-33.000	
Thomas E Calman		85.16
3340 County Road 4	73.00-1-15.200	
Kellie Hetelekides		746.96
3511 County Road 4	73.00-1-54.200	
Melissa Burgo-Rosado		166.98
3451 County Road 4	73.18-1-1.000	
Daniel L Pierce		627.44
3412 County Road 4	73.18-1-18.000	
Robert Houle		845.02
3536 County Road 46	85.00-1-33.000	
Richard Smith		915.86
2926 County Road 47	86.00-1-7.113	

Sheldon Richardson		35.42
3451 County Road 46	86-1-52.200	

Total for District 4		4,313.86
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346-District 6

Jone Orłowski		143.59
3720 Swamp Road	58.00-2-64.000	

Deborah & Kathleen Dannahe		1,354.13
2398 County Road 47	59.00-1-78.100	

Deborah Pello		372.49
3915 Stoddard Road	72.00-2-1.113	

Charles J McNamara Jr.		35.42
2480 Freshour Road	72.00-2-40.100	

Stephen Colf		650.79
4168 East Avenue	72.05-3-6.000	

Jeff & Sarah Russell		129.98
4162 East Avenue	72.05-3-8.110	

Daniel Shelp		35.42
3137 County Road 47	86.00-1-39.200	

Total for District 6		2,721.82
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347-District 7

Doreen L Merkley		986.7
4056 State Route 488	58.00-1-39.000	

Sandra R Fritz		612.26
4062 State Route 488	58.00-1-40.000	

Catherine Bolton		35.42
4000 State Route 488	58.00-2-38.200	

Todd Pryor		723.58
3549 State Route 488	58.00-2-73.200	

Total for District 7		2,357.96
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Total amounts relevyed to 2019 Town and County Taxes for the Town of Hopewell

WD 341- Hopewell Water District #1	3,671.36
WD 342- Hopewell Water District #2	10,977.80
WD-343-Canandaigua/Hopewell	8,404.02
WD-344-Hopewell Central	4,313.86
WD-436-Hopewell District #5	2,721.82
WD-437-Hopewell Central Ext # 2	2,357.96
Final Totals	32,446.82

DATE: 10-31-2021

TOWN OF HOPEWELL

SUMMARY OF UNPAID CHARGES FOR RELEVY ON THE 2022 COUNTY/TOWN TAX ROLLS

<u>SPECIAL DISTRICT NAME</u>	<u>TOTAL AMOUNT (INCLUDES PENALTIES) FOR DISTRICT(*)</u>
WD341 - HOPEWELL WATER #1	\$ <u>3,671.36</u>
WD342 - HOPEWELL WATER #2	\$ <u>10,977.80</u>
WD343 - CDGA-HOPEWELL WATER (CDGA)	\$ <u>- 0 -</u>
WD343 - CDGA-HOPEWELL WATER (HOPEWELL)	\$ <u>8,404.02</u>
WD344- CENTRAL HOPEWELL	\$ <u>4,313.86</u>
WD345 CDGA-TNLINE	\$ <u>2,721.82</u>
WD346 - HOPEWELL WATER DISTRICT #5	\$ <u>2,357.96</u>
<u>Total</u>	<u>32,446.82</u>

SIGNED: Denise L. Hood
TITLE: Town Clerk/Tax Collector

(*) If there are no unpaid charges outstanding against a district listed above, please write "NONE" in column at right after the name of the district.

**HOPEWELL/CANANDAIGUA
WATER DISTRICTS**

2716 County Road 47
Canandaigua, NY 14424

Phone: (585) 394-0036 ext. 8

Fax: (585) 394-8714

Failure to bring account current

June 21, 2021

XXXXXXXXXX

XXXX XXXXXXXX

Canandaigua, NY 14424

Account #XXXXXXXX

During the last year, quarterly water billing has been sent out to you for water services rendered. The enclosed invoice is **long past due** and we are concerned with your refusal to bring your account current. We understand that COVID-19 could have had an impact on your finances, however we have not been notified that a financial hardship has occurred due to COVID-19, please contact our office if this is the case.

Please contact our office immediately in order to set up a payment plan. Your current past due balance is \$xxx.xx, which does not include your July 1, 2021 billing.

Please contact Shawn L. Cotter at either 585-394-0036 ext. 8 or e-mail scotter@townofhopewell.org in order to set up a payment plan.

Denise Hood

Town Clerk

Pursuant to the expiration of the New York State of Emergency on June 24, 2021, I certify that my municipality has followed all the requirements as outlined by the Department of Public Service (DPS) in order to allow Ontario County to relevel the unpaid water charges onto the 2022 County and Town tax bills.

Ted Bateman - Supervisor

Signature

Hopewell

Municipality



Ontario County Real Property Tax Services

Donna LaPlant, Director
e-mail: donna.laplant@ontariocountyny.gov

Telephone: (585) 396-4382 Fax: (585) 393-2991

County Municipal Building
20 Ontario Street
Canandaigua, NY 14424-1806

To: Municipal Water Services Providers

From: Donna LaPlant, Director, Ontario County Real Property Tax Services

Date: October 12, 2021

Subject: Relevy of Municipal Water Charges

In reviewing the Utility Moratorium Law, our office wanted to reach out to municipalities that relevy water charges. As New York State's State of Emergency ended on June 24, 2021, relevy of municipal water charges is permitted for those customers who have received the appropriate notice of the protections afforded by the statute in their billing statements and have not entered into a deferred payment agreement (DPA). Additionally, the municipality must provide notice to customers of the intent to relevy no less than 30 days prior to turning the file over to the County for relevy.

To ensure compliance with the law, our office will require the following documents before we can accept municipal water charges for relevy onto the 2022 Town and County bills:

- A copy of the notice of the municipality's intent to relevy with a listing of recipients receiving the notice.
- A copy of the notice that was included in regular billing statements for residential and small business customers of protection against water service termination and the opportunity to enter into a deferred payment agreement (DPA)
- An attestation that the municipality has followed all the requirements contained in the statute allowing the County to relevy the unpaid water charges onto the 2022 Town and County tax bills (our office will be forwarding that to you shortly)

If you need assistance with determining appropriate wording for notices, I recommend you consult with the attorney for your municipality.

Please contact me if you have any questions regarding these requirements.

Thank you for your understanding and cooperation!

**RESOLUTION #19-2021
MAINTENANCE FEES FOR PROPERTIES ADDED TO
2022 TOWN AND COUNTY TAXES**

WHEREAS, the Hopewell Town Board on March 20, 2019 held a Public Hearing regarding amending the Zoning Ordinance of the Town of Hopewell; and

WHEREAS, on March 20, 2019 the Hopewell Town Board adopted Local Law #2-2019. This was in regards to adding regulations pertaining to Brush, Grass and Weeds. Section 721 D. 2.

Section 721 D. 2. If the person upon whom the notice is served fails, neglects or refuses to cure the violation within 10 days of the date such notice is mailed, or if no person can be found in the Town of Hopewell who either is or claims to be the owner of such lot or land or who represents or claims to represent such owner, the Town of Hopewell Code Enforcement Officer shall cause such weeds, grass and other vegetation on such lot or land to be cut and removed, and the actual cost of such cutting and removal plus a service charge of 50% thereof to cover the cost of supervision and administration shall be certified by the Town of Hopewell Code Enforcement Officer to the Town Supervisor and such certified amount shall thereupon be charged and assessed against the owner, tenant or occupant of the property that was the subject of the violation. The expense, so assessed, shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town taxes and charges.

THEREFORE BE IT RESOLVED, the Town of Hopewell has hired companies to mow and take care of the below properties, the actual costs of such cutting and removal plus a service charge of 50%. These charges are being sent to Real Property Tax to be added to the 2022 Town and County Taxes:

72.05-3-4.000-4180 East Avenue

Steven & Christine Kemp

\$112.50

I, Denise L Hood, Town Clerk of the Town of Hopewell, do hereby certify that the
aforementioned resolution was adopted by the Town Board of the Town of Hopewell on
November 3, 2021 by the following vote:

	Aye	Nay
Ted Bateman	<u>X</u>	—
Erin Everson	<u>X</u>	—
Adam Sanford	Necessarily Absent	
Jeff Trickey	<u>X</u>	—
Matt Goodman	<u>X</u>	—

Dated: November 3, 2021


Denise L Hood, Town Clerk

TOWN OF HOPEWELL: TOWN & COUNTY 2021 TAXES

FISCAL YEAR: 01/01/2021 to 12/31/2021	WARRANT DATE: 12/18/2020	STATE AID - COUNTY: \$24,852,396.00	TOWN: \$134,000.00
MAKE CHECK PAYABLE TO:		BANK	BILL NUMBER
		NO	000719
		PAGE	
		1 OF 1	

DENISE HOOD
TAX COLLECTOR
2716 CO RD 47
CANANDAIGUA, NY 14424

PROPERTY OWNER:

Kemp Steven W
 Kemp Christine C
 4180 East Ave
 Canandaigua, NY 14424

PROPERTY INFORMATION:

TAX MAP #: 323400 72.05-3-4.000

DIMENSION: 0.20 acres

RS: 1 CLASS: 1 Family Res

ADDRESS: 4180 East Ave

SCHOOL: Cdga City School Dis

FULL MARKET VALUE: 81000.00

UNIFORM % OF VALUE: 100.00

ASSESSMENT: 81000

DELINQUENT TAXES ARE DUE ON THIS PARCEL

RECEIPT

If you feel the assessment on your property is too high, you have the right to file a grievance to lower it for future tax bills. For information, please contact your assessor for the booklet "How to File a Complaint on Your Assessment" and also to inquire about exemptions. Any reduction in assessment will not be reflected on this bill.

LEVY DESCRIPTION	TAX LEVY	% Change From Prior YR Levy	RATE	TAXABLE VALUE	AMOUNT DUE
COUNTY TAX	63951464	4.1000	6.31261200	81000.00	511.32
TOWN TAX	332574	9.9000	1.26121400	81000.00	102.16
HOPEWELL FIRE PROT	347903	0.0000	1.04670700	81000.00	84.78
REM HEALTH HAZARD	0	0.0000	0.00000000	0.00	690.00
CENT HOPEWELL EXT #5	0	0.0000	0.00000000	0.00	386.00

PAYMENTS RECEIVED

TOTAL TAXES PAID TO DATE:	\$0.00	REMAINING TAXES DUE EXCLUDING ANY INTEREST OR PENALTY:	\$1774.26
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75.00 - mowed property on 6/24/2021
 37.50 - service charge
112.50 Total Reliev

Steve Kemp
 72.05-3-4.000

Finger Lakes Handyman Lawn Care
3060 County Road 10
Canandaigua, N.Y. 14424
Office: 585-880-4753

www.fingerlakeshandyman.com

INVOICE

Bill is expected to be paid in full and received by FLHLC upon
date of service



6/24/2021

Town of Hopewell
2716 County Road 47
Canandaigua, NY 14424

BALANCE DUE
Upon Receipt

\$75.00

Work Completed		Total
Lawn care serviced @ 4180 East Ave, Canandaigua, NY 14424		
Services rendered: 6/7/21		
	Sub Total	\$75.00
	Tax	Tax Exempt
	TOTAL	\$75.00

All payments processed by credit/debit are subject to a 3.5% processing fee in addition to merchant's fee.

Send us a review!



VOUCHER
TOWN OF HOPEWELL
 2716 County Road 47
 Canandaigua, N.Y. 14424

DEPARTMENT _____

CLAIMANT'S NAME & ADDRESS
Keith D Rosato DBA
Finger Lakes Handyman Lawn Care

3060 County Road 10
Canandaigua, NY 14424
 DETAILED INVOICES MAY BE ATTACHED AND TOTAL ENTERED ON THIS VOUCHER.
 CERTIFICATION BELOW MUST BE SIGNED.

(DO NOT WRITE IN THIS AREA)		VOUCHER NUMBER _____
DATE VOUCHER RECEIVED _____		
FUND-APPROPRIATION	AMOUNT	
A8010.4	75.00	
TOTAL	75.00	
ENTERED ON ABSTRACT NO. _____		

TERMS _____ PURCHASE ORDER NO. _____

DATE	VENDOR'S INVOICE NO.	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
6/7/21	N/A	1 hour	Mowed, string trimmed and blew trimmings	\$75/hr.	\$75.00
(SEE INSTRUCTIONS ON REVERSE SIDE)					
TOTAL					\$75.00

CLAIMANT'S CERTIFICATION

I, Keith D Rosato, certify that the above account in the amount of \$ 75.00 is true and correct, that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included and that the amount claimed is actually due.

6/24/2021
 DATE

SIGNATURE

TITLE

Operations Manager

(SPACE BELOW FOR MUNICIPAL USE)

DEPARTMENT APPROVAL

APPROVAL FOR PAYMENT

The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.

Date

Authorized Official

Date

Auditing Board

RESOLUTION #20-2021
AUTHORIZING ADOPTION BY THE TOWN BOARD OF THE TOWN OF HOPEWELL OF
LOCAL LAW NO. 2 OF 2021

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Hopewell for a public hearing to be held by said Town Board on November 3, 2021, at 7:00 p.m. at Hopewell Town Hall, 2716 County Road 47, Town of Hopewell, New York, to hear all interested parties on a proposed Local Law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Hopewell that would otherwise be allowed under Article 4 of the Cannabis Law; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Hopewell, on September 7, 2021, and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on September 15, 2021, at 7:00 p.m. at the Hopewell Town Hall, 2716 County Road 47, Town of Hopewell, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Hopewell, after due deliberation, finds it in the best interest of the Town of Hopewell to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Hopewell hereby adopts said Local Law No. 2 of 2021, entitled, "A local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Hopewell that would otherwise be allowed under Cannabis Law Article 4", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that this local law is subject to a permissive referendum, that the Town Clerk is directed to give notice thereof to the public by publication and posting and that this local law shall not become effective until either forty-five days after its adoption or until approved by the affirmative vote of a majority of the qualified electors of the Town of Hopewell voting on a proposition for its approval if within forty-five days after its adoption there be filed with the Town Clerk a petition protesting against this local law, signed and authenticated as required by New York State law by qualified electors of the Town of Hopewell, registered to vote therein at the last preceding general election, in number equal to at least ten per centum of the total number of votes cast for governor at the last gubernatorial election in the Town of Hopewell; and be it further

RESOLVED, that, should this law become effective, the Town Clerk be and she hereby is directed to enter said Local Law in the Local Law Book of the Town of Hopewell, and to give due notice of the adoption of said local law to the Secretary of State of New York.

I, Denise Hood, Town Clerk of the Town of Hopewell do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Hopewell on September 15, 2021, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Theodore Bateman	<u>X</u>	—
Matt Goodman	<u>X</u>	—
Adam Sanford	Necessarily Absent	
Jeffrey Trickey	<u>X</u>	—
Erin Everson	<u>X</u>	—

Dated: November 3, 2021



Denise Hood, Town Clerk

SEAL

LOCAL LAW FILING

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001

(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.

County

City

Town of Hopewell

Village

Local Law No. 2 of the year **2021**

A Local Law to Opt Out of Allowing Cannabis Retail Dispensaries and On-Site Consumption Sites as Authorized under Cannabis Law Article 4

(Insert Title)

Be it enacted by the **Town Board** (Name of Legislative Body)

County

City

Town of Hopewell

Village

as follows:

Section 1. Legislative Intent

It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Hopewell that would otherwise be allowed under Article 4 of the Cannabis Law.

Section 2. Authority

This local law is adopted pursuant to Cannabis Law § 131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

Section 3. Local Opt-Out

The Town Board of the Town of Hopewell hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the town's jurisdiction and requests the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and on-site consumption licenses contained in Article 4 of the Cannabis Law, within the jurisdiction of the Town of Hopewell.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 6. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that 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. _____ of 2021 of the _____ was duly passed by the _____ on _____, 2021, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer¹.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, 20__, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____, 20__ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2021 of the Town of Hopewell was duly passed by the Town Board on _____, 2021, ~~and was (approved)(not approved)(repassed after disapproval)~~ by the _____ on _____, 20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____, 20__, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 2021 of the Town of Hopewell was duly passed by the Town Board on September 15, 2021, ~~and was (approved)(not approved)(repassed after disapproval)~~ by the _____ on _____, 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of November 3, 2021, in accordance with the applicable provisions of law.

¹ Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county- wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

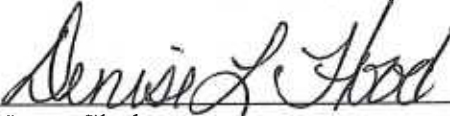
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2005 of the City of _____ of having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, 20__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the County of _____, State of New York, having been submitted to the electors at the General Election of November __, 20__, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

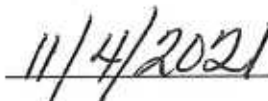
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.



Town Clerk

(Seal)

Date:



CERTIFICATE OF TOWN CLERK

I, Denise Hood, Town Clerk of the Town of Hopewell, in the County of Ontario, State of New York, HEREBY CERTIFY, as follows:

That Local Law #2 of 2021, which would have the Town of Hopewell opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Hopewell that would otherwise be allowed under Article 4 of the Cannabis Law, a copy of which is attached hereto and made a part hereof, was adopted by the Town Board of the Town of Hopewell on September 15, 2021 and that a notice setting forth the date of adoption of the Local Law and containing an abstract of said Local Law concisely stating the purpose and effect thereof, was duly posted and published.

That no petition signed, acknowledged and filed as prescribed by law, requesting that the propositions contained in said Local Law be submitted to the electors of the Town for their approval or disapproval has been filed with the Town Clerk within forty-five (45) days after the date of adoption thereof, or at any other time since said adoption.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 3rd day of November, 2021.



Denise Hood, Town Clerk
Town of Hopewell

(Town Seal)