

# ATTACHMENT B

LOCAL LAW NO. \_\_\_\_\_, 2025  
OF THE VILLAGE OF NYACK

**A LOCAL LAW AMENDING §28-2, OF CHAPTER  
28 (ELECTIONS), OF THE CODE OF THE  
VILLAGE OF NYACK, SO AS TO CHANGE THE  
DATE OF THE VILLAGE BOARD OF  
TRUSTEES’S ANNUAL MEETING TO THE FIRST  
MONDAY IN DECEMBER OF EACH YEAR  
(09/04/2025 DRAFT)**

Be it enacted by the Board of Trustees of the Village of Nyack as follows:

**Section 1 - Legislative Authority, Purpose and Intent:**

This Local Law is adopted pursuant to, and in accordance with the procedures prescribed, in: (a) New York State (“NYS”) Village Law §21-2100; (b) §10(1)(ii)(a)(3), and §20, of NYS Municipal Home Rule Law, which §10(1)(ii)(a)(3) grants to local governments the authority to enact local laws regarding the transaction of its business which are not inconsistent with general NYS statutes; and (c) NYS Village Law §3-302(1), which prescribes that an “official year begins at noon on the first Monday in the month following the date of the general village election or the date such an election would have been held had elections been held annually.” The purpose and intent of this Local Law is to modify certain provisions of §28-2 of the Code of the Village of Nyack that do not comport with NYS Village Law §3-302(1), nor with the recommendations of the New York State Conference of Mayors and Municipal Officials (NYCOM) as instructed in the *NYCOM Handbook for Village Officials* (Revised March 2023).

**Section 2 – Paragraph A, of Section 28-2 (Official year; terms of office; annual meeting), of Chapter 28 (Elections), of the Code of the Village of Nyack, is amended to read as follows:**

The official year of the Village of Nyack (“Village”) shall begin at noon on the first Monday in the month following the date of the general Village election or the date such an election would have been held had elections been held annually.

**Section 3 – Sub-Paragraph 10, of Paragraph B (Terms of office), of Section 28-2 (Official year; terms of office; annual meeting), of Chapter 28 (Elections), of the Code of the Village of Nyack, is amended to read as follows:**

The term of office of the Mayor, and each Trustee, hereafter elected, shall be for two official years commencing at noon on the first Monday in the month following the date of their respective elections.

**Section 4 – Paragraph C, of Section 28-2 (Official year; terms of office; annual meeting), of Chapter 28 (Elections), of the Code of the Village of Nyack, is amended to read as follows:**

The annual meeting of the Village Board of Trustees, which meeting is sometimes referred to as the re-organizational or organizational meeting, shall be held at 7:30 p.m. on the first Monday in the month following the date of the general Village election or the date such an election would have been held had elections been held annually, and each year thereafter, and such meeting shall be known as the “Annual Meeting” of the Village Board of Trustees.

**Section 5 – Severability**

If any part or provision of this Local Law, or the application thereof to any person or circumstance, is adjudged invalid or unconstitutional by a court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law, or the application thereof to other persons or circumstances. The Village Board of Trustees hereby declares that it would have enacted the remainder of this Local Law even without any such invalid or unconstitutional part, provision or application.

**Section 6 – Effective Date**

This Local Law shall take effect immediately upon filing a copy with the NYS Secretary of State in the manner prescribed by NYS Municipal Home Rule Law §27.