

# Local Law Filing

(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  Village  
(Select one:)

of Lincoln

Local Law No. 4 of the year 20<sup>23</sup>

A local law of the Town of Lincoln to establish a special improvemnet ambulance district.  
(Insert Title)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

County  City  Town  Village  
(Select one:)

of Lincoln as follows:

See attached.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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. 4 of 2023 of the ~~(County)(City)(Town)(Village)~~ of Lincoln was duly passed by the Town Board on November 8 2023, in accordance with the applicable ~~(Name of Legislative Body)~~ provisions of law.

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

~~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) (Name of Legislative Body) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted (Elective Chief Executive Officer\*) 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 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. (Elective Chief Executive Officer\*)~~

~~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. 4 of 2023 of the ~~(County)(City)(Town)(Village)~~ of Lincoln was duly passed by the Town Board on November 8 2023, and was (approved)(~~not approved~~) ~~(Name of Legislative Body)~~ (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 October 24 2023, in accordance with the applicable provisions of law.

\* 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.)**

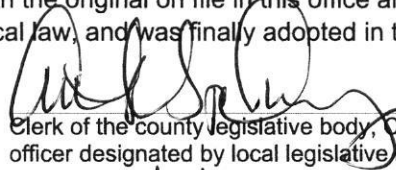
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20 \_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority 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.)**

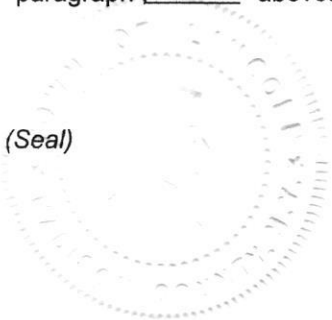
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 \_\_\_\_\_ above.



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

Date: 11/11/23

(Seal)





**REPORT AND PLAN  
FOR THE ESTABLISHMENT OF AN AMBULANCE DISTRICT, TOWN OF  
LINCOLN, MADISON COUNTY**

Reason for District

The Town of Lincoln, Madison County (hereinafter the "Town"), is presently provided emergency ambulance services by a not-for-profit ambulance service. The town seeks to raise funds through an ambulance district, in order to provide sufficient contractual funds to ensure continued ambulance staffing sufficient to serve the Town.

Plan & Report

The Town of Lincoln, Madison County will arrange for and/or contract for ambulance services through contract with a local not for-profit ambulance service. Tax funds will be raised in order to afford such arrangements. Although the amount to be raised by taxes is not yet known, the maximum amount projected to be raised from taxes alone in the foreseeable future would be \$17,885.34 from the ambulance district. The total cost of ambulance services will be offset by billing revenue, tax revenue and county funding.

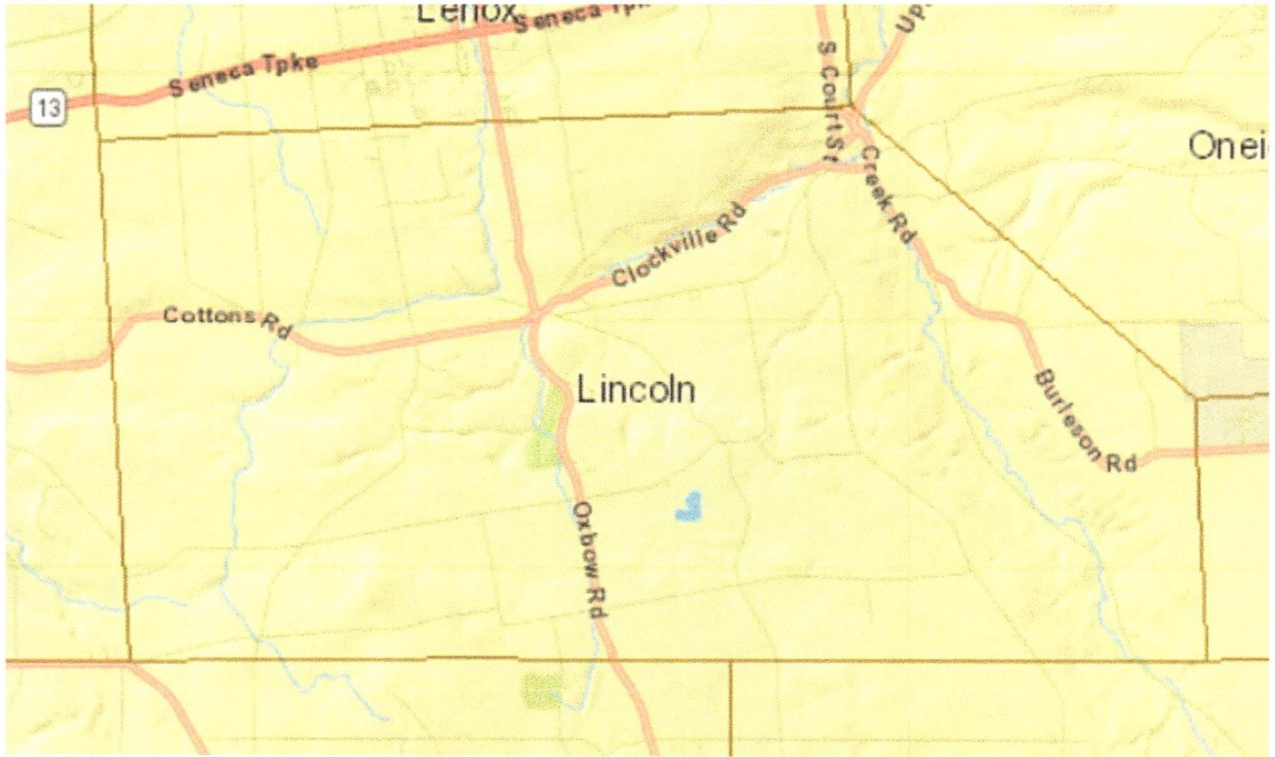
The town has a total tax assessment of \$100,923,527 for 2023 at full market value.

Therefore, at fully assessed valuation, based upon the 2023 tax rolls, the owner of a property in the Town of Lincoln, valued at \$100,000 would pay \$17.72, being \$0.18 per thousand dollars of total taxable assessed valuation at full market value.

Map

A map is attached hereto indicating the proposed Town of Lincoln Ambulance District. The territory proposed to be included in the ambulance district is the entire limits of the Town of Lincoln including every parcel therein.

MAP OF THE ENTIRE TOWN OF LINCOLN



**ORDER**

PLEASE TAKE NOTICE:

The town board of the Town of Lincoln hereby ORDERS as follows:

The description of the boundaries of the proposed ambulance district shall be:

All of that portion of the Town of Lincoln, Madison County, New York.

The maximum estimated amount in the future years, proposed to be expended annually by the town for such ambulance services paid for through the ambulance district raised through taxes shall be \$17,885.34 which would impose a tax of \$17.72 for the owner of a property valued fully at \$100,000. A map, plan and report describing the proposed ambulance district shall be placed on file in the Town of Lincoln town clerk's office for public inspection. The clerk of the Town of Lincoln shall provide the public notice of a public hearing where all persons interested in the proposed ambulance district can be heard. Such hearing shall be held on the 12 day of July, 2023, at 7:15 p.m. and remain open until the 9<sup>th</sup> day of August 2023, at 7:15pm in the Town of Lincoln, at the street address as follows: 6886 Tuttle Rd, Canastota, NY 13032.

This order shall be published at least once in the official paper, the first publication thereof to be not less than ten (10) nor more than twenty (20) days before the day set therein for the hearing as aforesaid, and shall also cause a copy of this order to be posted on the sign-board of the Town of Lincoln maintained pursuant to subdivision six of section thirty of the town law.

This constitutes the Order of the town board of the Town of Lincoln, Madison County.

## NOTICE OF HEARING: TOWN OF LINCOLN

A public hearing shall be held on the   12 day of July, 2023 in the Town of Lincoln, New York, at 7:15 p.m. and remain open until the 9<sup>th</sup> day of August, 2023 at the street address of: 6886 Tuttle Rd, Canastota, NY 13032. The town board of the Town of Lincoln shall be present. The hearing shall hear all persons interested in the establishment of an ambulance district and entertain public comment and discussion on whether or not such ambulance district should be established. A description is as follows:

The territory proposed to be included in the ambulance district is all of that portion of the Town of Lincoln, Madison County, New York.

The object and purposes for which a new ambulance district is proposed is to permit the Town of Lincoln to provide, arrange for and/or contract for ambulance services which provides sufficient funds to ensure an ambulance service with appropriate staffing is provided within the ambulance district.

The following order was adopted by the town board of the Town of Lincoln.

### **ORDER**

The town Board of the Town of Lincoln hereby ORDERS as follows:

The description of the boundaries of the proposed ambulance district shall be:

All of that portion of the Town of Lincoln, Madison County, New York.

The maximum estimated amount in the future years, proposed to be expended annually by the town for such ambulance services paid for through the ambulance district raised through taxes shall be \$17,885.34 which would impose a tax of \$17.72 for the owner of a property valued fully at \$100,000. A map, plan and report describing the proposed ambulance district shall be placed on file in the Town of Lincoln town clerk's office for public inspection. The clerk of the Town of Lincoln shall provide the public notice of a public hearing where all persons interested in the proposed ambulance district can be heard. Such hearing shall be held on the   12    day of July, 2023, at   7:15p.m. and remain open until the 9<sup>th</sup> day of August, 2023 until 7:15pm in the Town of Lincoln, at the street address as follows: 6886 Tuttle Rd, Canastota, NY 13032.

This constitutes the Order of the town board of the Town of Lincoln, Madison County.



## **RESOLUTION OF THE TOWN OF LINCOLN TOWN BOARD**

Whereas the Town of Lincoln, Madison County, is desirous of providing and/or arranging for ambulance services to its residents and the Town desires that such service have sufficiently trained and skilled emergency medical technicians serving on its ambulances available to serve persons situated in the Town;

Whereas the town has prepared a map, plan and report that is in such detail as is acceptable to the Lincoln town board; and

Whereas the map, plan and report have been filed in the office of the town clerk pursuant to Section 209-c of the Town Law in advance of the adoption of this resolution; and

Whereas the town board has adopted an order and entered the same in the minutes of its proceedings reciting a description of the boundaries of the proposed ambulance district sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum estimated amount proposed to be expended annually for the improvement, and the cost of the district to the typical property, and the fact that a map, plan and report describing the same are on file in the town clerk's office for public inspection and specifying the time when and place where said board will meet and hold a public hearing to hear all persons interested in the subject thereof, concerning the same; and

Whereas a copy of such order has been published at least once in the official paper of the Town of Lincoln, the first publication thereof which was not less than ten (10) nor more than twenty (20) days before the date set therein for the hearing had preceding this resolution; and

Whereas a copy of the order was posted on the sign-board of the town maintained pursuant to subdivision six of section thirty of this chapter, not less than ten (10) nor more than twenty (20) days before the day designated for the hearing since had on this issue; and

Whereas a public hearing was held on the \_12 day of July, 2023 at 7:15 pm and remained open until the 9<sup>th</sup> day of August 2023 at 7:15pm at the at the Town's offices with a street address of: 6886 Tuttle Rd, Canastota, NY 13032, and

Whereas the board has determined that the notice of hearing was published and posted as required by law, and is otherwise sufficient; and

Whereas the board has determined that all of the property and property owners within the proposed district are benefited by the proposed district; and

Whereas the board has determined that all of the property and property owners benefited are included within the limits of the proposed district; and

Whereas the board has determined that the establishment of an ambulance district. A description is as follows:

All of that portion of the Town of Lincoln, Madison County, New York.

It is hereby resolved that subject to permissive referendum, that the Town of Lincoln establish an ambulance district for the benefit of all of the property and property owners in the proposed ambulance district; and

It is further resolved that such ambulance district shall include all of that portion of the Town of Lincoln, Madison County, New York..

It is further resolved that such ambulance district shall become effective immediately after approval of the voters or thereafter as may be required by law or in case no petition is successfully filed, after the time to petition for a referendum has expired.

It is hereby ordered that, the clerk of the Town of Lincoln shall file this resolution in the office of the Clerk of the Town and make such resolution available for public inspection.

It is further ordered that, the clerk of the Town of Lincoln shall cause to be prepared and have available for distribution proper forms for a petition seeking a public referendum and shall distribute a supply to any person requesting the same.

It is further ordered that, if, after the expiration of the time for filing a petition requesting that the matter be submitted to a referendum of the property owners of the proposed ambulance district, no such petition has been filed with the town clerk, the town clerk is directed to file a certificate stating such fact in the office of the county clerk;

It is further ordered that, upon the filing of such a certificate in the office of the Madison County Clerk, the Board shall adopt a final order establishing the ambulance district.

This resolution has received the affirmative vote of at least a majority of the Board of the Town of Lincoln, Madison County, as signed below and such resolution is hereby approved.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**PETITION FOR REFERENDUM REGARDING CREATION OF AMBULANCE  
DISTRICT IN THE TOWN OF LINCOLN**

We, the undersigned, do hereby state that we are electors of the town qualified to vote upon a proposition to raise and expend money, within the town of Lincoln, County of Madison, New York; and that our places of residence are truly stated opposite our signatures hereto.

We are protesting against the resolution creating an ambulance district within the town of Lincoln, and are requesting that it be submitted to the qualified electors of the district affected, for their approval or disapproval. The below individuals reside in the town.

In witness whereof, we have signed our names on the dates indicated next to our signatures.

#	DATE	Signature of Petitioner	Address of Petitioner
		<b>PRINT name under Signature</b>	
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			

(Complete only **ONE** of the following)

**Statement of Witness**

I, \_\_\_\_\_, state that I am a duly qualified voter of the State of New York. I currently reside at \_\_\_\_\_. Each of the persons that have signed this petition sheet containing \_\_\_\_ (fill in number) signatures, have signed their names in my presence on the dates indicated above and identified themselves to be the same person who signed the sheet. I understand that this statement will be accepted for all purposes as the equivalent of an affidavit, and if it contains a materially false statement, shall subject me to the penalties of perjury.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Witness

---

**Notary Public or Commissioner of Deeds**

On the dates above indicated before me personally came each of the voters whose signatures appear on this petition sheet containing \_\_\_\_\_ (fill in number) signatures, who signed same in my presence and who, being by me duly sworn, each for himself or herself, said that the foregoing statement made and subscribed by him or her, was true.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature and Official Title of Officer Administering Oath

Sheet Number \_\_\_\_\_

## NOTICE OF ADOPTION OF RESOLUTION

The Town of Lincoln, Madison County hereby provides notice that on the 20<sup>TH</sup> day of September, 2023, and after a public hearing was held on the 12<sup>th</sup> day of July, 2023 and adjourned on the 9<sup>th</sup> day of August 2023, the town board of the Town of Lincoln adopted a resolution to form an ambulance district in the Town of Lincoln.

A description of the ambulance district is as follows:

All of that portion of the Town of Lincoln, Madison County, New York.
---

The purpose of the ambulance district will be to permit the town to contract with and/or arrange for an ambulance service and provide emergency medical services to its residents through the ambulance service, and for such service to maintain sufficiently trained and skilled emergency medical technicians serving on its ambulances available to serve persons situated in the Town.

It is anticipated that there will be taxes raised from taxpayers in the ambulance district, being approximately \$17,885.34 which would impose a tax of \$17.72 for the owner of a property valued fully at \$100,000. This resolution was adopted subject to permissive referendum.

**FINAL ORDER OF THE TOWN OF LINCOLN  
ESTABLISHING AN AMBULANCE DISTRICT**

The town Board of the Town of Lincoln, Madison County, hereby ORDERS as follows:

It is hereby ORDERED, that as all of the requirements under the law have been complied with by this Town, that an ambulance district shall be formed as follows:

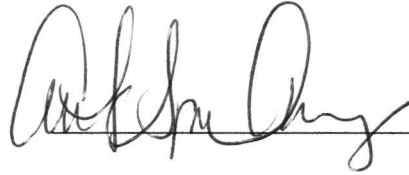
All of that portion of the Town of Lincoln, Madison County, New York.

It is anticipated that there will be taxes raised from taxpayers in the ambulance district, being approximately \$17,204.15 which would impose a tax of \$17.20 for the owner of a property valued fully at \$100,000. This resolution was adopted subject to permissive referendum.

**CERTIFICATE OF TOWN CLERK**


The Town Clerk of the Town of Lincoln hereby certifies that:

The time or filing of a petition requesting referendum on the issue of forming an ambulance district in and throughout that portion of the Town of Lincoln, Madison County, has elapsed.



, Town Clerk

Sworn to before me this 9<sup>th</sup>  
day of November, 2023

  
Notary Public

Phyllis Sweeten  
Notary Public, State of New York  
Appointed in Madison County  
No. 04SW6218331  
My Commission Expires Mar. 1, 2026