

October 6, 2008

Operations Committee: 9-15-2008

RESOLUTION NO. 324-2008

ADOPTING PROPOSED LOCAL LAW C (NO. 2) FOR THE YEAR 2008, A LOCAL LAW PROVIDING FOR AN INCREASE IN THE FEES FOR THE RECORDING, ENTERING, INDEXING AND ENDORSING A CERTIFICATE ON ANY INSTRUMENT WITHIN THE COUNTY CLERK'S OFFICE

By Ms. Brothers, Chair, Operations Committee

BE IT ENACTED by the Board of Legislators of the County of St. Lawrence as follows:

Section 1. **Title.**

This Local Law shall be known as "St. Lawrence County Recording and Endorsement Fee Law".

Section 2. **Declaration of intent.**

In accordance with subparagraph a.(2) of paragraph 4 of subdivision (a) of section 8021 of the Civil Practice Law and Rules, as amended by Chapter 78 of the Laws of 1989, the St. Lawrence County Legislature authorizes the St. Lawrence County Clerk to increase the fees charged for certain documents recorded with the County Clerk's office and further pursuant to Chapter 288 of the Laws of 2008.

Section 3. **Fees for recording documents.**

For recording, entering, indexing and endorsing a certificate on any instrument, the fee is increased from five dollars to twenty dollars and, in addition thereto, is increased from three dollars to five dollars for each page or portion of a page. For the purpose of determining the appropriate recording fee, the fee for any cover page shall be deemed an additional page of the instrument. A cover page shall not include any social security account number or date of birth. To the extent that the St. Lawrence County Clerk has placed an image of such cover page on line, the County Clerk shall make a good faith effort to redact such information.

Section 4. **Severability.**

If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid or in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law which remaining portions shall remain in full force and effect.

Section 5. **Effective Date.**

This local law shall take effect thirty days after filing in the office of the Secretary of State pursuant to section 27 of the Municipal Home Rule Law.

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October 6, 2008

Ms. Brothers moved to adopt Resolution No. 324-2008, seconded by Mr. Morrill, and carried by a roll call vote with fourteen (14) yes votes, and one (1) Legislator absent (FitzRandolph).