

**VILLAGE OF MONROE
INTRODUCTORY LOCAL LAW
MODIFICATION OF CHAPTER 195 OF THE VILLAGE CODE "WATER" TO
PROTECT THE MOMBASHA RESERVOIR FROM CONTAMINATION**

BE IT ENACTED by the Village Board of Trustees of the Village of Monroe, County of Orange, State of New York, as follows:

Section 1. Legislative Findings, Purpose and intent.

The Village Board of Trustees finds and determines that access to and recreational use of Mombasha Reservoir, the Village's drinking water, introduces a level of risk of contamination to the Village's water supply that needlessly jeopardizes the health and safety of Village residents and all others who depend on Mombasha Reservoir for safe drinking water.

Section 2. Authority

This local law is enacted by the Village Board of Trustees of the Village of Monroe pursuant to its authority to adopt local laws pursuant to the New York State Constitution and Section 10 of the Municipal Home Rule Law and Article 14-B of the General Municipal Law.

Section 3. Chapter 195, "Water," of the Village of Monroe Code is modified as follows:

Subsection B(6), "Recreation," of Section 195-44, "Prohibited acts," of Article X, "Protection from Contamination," of Part 2, "Water Supply," is deleted in its entirety and replaced with the following:

- (6) Recreation. No recreation of any kind shall be permitted on Mombasha Reservoir during any season including but not limited to, bathing, swimming, boating, fishing, ice fishing, snowmobiling, snowshoeing or similar activity.

Section 4. Supersession of Inconsistent Laws, if any.

The Village Board of Trustees hereby declares its legislative intent to supersede any provision of any local law, rule, or regulation and any provision of the state Village Law or other special law that may be declared inconsistent or in conflict with this local law. The courts are specifically requested to take notice of this legislative intent and apply such intent in the event the Village has failed to specify any provision of law that may require supersession. The Village Board hereby declares that it would have enacted this local law and superseded such provision had it been apparent.

Section 5. Severability.

If any section, part or provision of this local law or the application thereof to any person, property or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the section, part, provision or application directly and expressly adjudged invalid and shall not affect or impair the validity of the remainder of this local law or the application thereof.

Section 6. Effective Date.

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