

***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**            Walden  
**of**  
**Town**  
**Village**

**Local Law No.   6   of the year  2016**

**A local law**    Amending Chapter 135 of the Code of the Village of Walden entitled “FEES,” by adding a new Section 135-13 to be entitled “Unpaid Fees to be a Lien Against Real Property.”  
*(Insert Title)*

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

**of the**  
**County**  
**City**  
**of**            Walden            as follows:  
**Town**  
**Village**

**Section 1.    Title:**

This Local Law shall be referred to as a Local Law Amending Chapter 135 of the Code of the Village of Walden by adding a new Section 135-13 entitled “Unpaid Fees to be a Lien against Real Property.”

**Section 2.    Purpose:**

It is the purpose of this local law to ensure that all fees assessed by the Village as permitted by Village Code section 135 are properly and fully paid and do not result in the Village of Walden taxpayer subsidizing fees incurred in connection with private development. Toward that end, this local law implements a mechanism to re-levy on the Village real property tax roll unpaid fees assessed pursuant to Village Code Section 135 against the property receiving the benefit of the work associated with the fees that were incurred and assessed pursuant to the Village Code.

**Section 3. Amendment to Chapter 135:**

Village Code Chapter 135 is hereby amended by the addition of a new section as follows:

**Section 135-13.** Unpaid Fees to be a Lien against Real Property.

The fees and expenses due and payable under this Article, if not paid in the time required, shall be a lien against the real property which is or was the subject of the application that generated the imposition of fees authorized by this Article. The amount of such fees and expenses, if not paid in the time required, may be assessed and levied against such real property and collected in the same manner as real property taxes.

**Section 3. 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. Effective Date**

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