

# Warren County Board of Supervisors

## RESOLUTION NO. 514 OF 2025

**RESOLUTION INTRODUCED BY SUPERVISORS WILD, DRISCOLL, ETU, MADAY, BEAN, PATCHETT AND MERLINO**

**INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2026, ENTITLED “A LOCAL LAW SUPERSEDING THE RESIDENCY REQUIREMENTS OF PUBLIC OFFICERS LAW FOR THE POSITIONS OF ASSISTANT DISTRICT ATTORNEYS, ASSISTANT PUBLIC DEFENDERS AND ASSISTANT COUNTY ATTORNEYS OF WARREN COUNTY,” AND AUTHORIZING A PUBLIC HEARING THEREON**

RESOLVED, that proposed Local Law No. 2 of 2026 entitled “A Local Law Superseding the Residency Requirements of Public Officers Law for the Positions of Assistant District Attorneys, Assistant Public Defenders and Assistant County Attorneys of Warren County,” attached hereto and made a part hereof, be, and the same hereby is, introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing in the Supervisors’ Rooms in the Warren County Municipal Center on the 16<sup>th</sup> day of January, 2026, at 10:00 a.m., on the matter of the adoption of said proposed Local Law No. 2 of 2026, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

**COUNTY OF WARREN  
PROPOSED LOCAL LAW NO. 2 OF 2026**

**A LOCAL LAW SUPERSEDING THE RESIDENCY REQUIREMENTS OF PUBLIC  
OFFICERS LAW FOR THE POSITIONS OF ASSISTANT DISTRICT ATTORNEYS,  
ASSISTANT PUBLIC DEFENDERS AND ASSISTANT COUNTY ATTORNEYS OF  
WARREN COUNTY**

**BE IT ENACTED**, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. TITLE. This Local Law shall be entitled “A Local Law Superseding the Residency Requirements of Public Officers Law for the Positions of Assistant District Attorneys, Assistant Public Defenders and Assistant County Attorneys of Warren County.”

SECTION 2. LEGISLATIVE INTENT. The intent of this local law is to define the residency requirement as it pertains to the following public officers: Assistant District Attorneys, Assistant Public Defenders and Assistant County Attorneys. It is the intent of this local law to supersede the provisions of the New York State Public Officers Law Section 3(1) with respect to said public officers.

SECTION 3. RESIDENCY REQUIREMENT: ASSISTANT DISTRICT ATTORNEYS, ASSISTANT PUBLIC DEFENDERS AND ASSISTANT COUNTY ATTORNEYS. The provisions of Section 3(1) of the New York State Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen, or within which his or her official functions are required to be exercised, shall not prevent a person from holding the office of Assistant District Attorney, Assistant Public Defender or Assistant County Attorney of the County of Warren, provided that such person resides in Warren County or a county adjoining Warren County within the State of New York, provided, however that any person performing such functions or holding such offices in any other county shall be a resident of such county unless otherwise provided by law.

The provisions of this local law shall not apply to any person holding the office of First Assistant Public Defender, the holder of which would assume the duties of the Public Defender upon the Public Defender’s absence from the county or upon the Public Defender’s inability to perform such office’s duties.

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This local law shall only apply to Assistant District Attorneys, Assistant Public Defenders and Assistant County Attorneys.

SECTION 4. SEVERABILITY. If any clause, sentence, paragraph or section of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph or section directly involved in the controversy in which judgment shall have been rendered.

SECTION 5. EFFECTIVE DATE. This local law shall take effect immediately upon filing with the Secretary of State in accordance with Article 3, §27 of the Municipal Home Rule Law.