

## Chapter 45

### RESIDENCY REQUIREMENTS

#### ARTICLE I Acting Village Justice

§ 45-1. Legislative determination; intent.

§ 45-2. Residency requirements.

#### ARTICLE II (Reserved)

§ 45-3. (Reserved)

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#### ARTICLE III Appointed Village Officers

§ 45-5. Appointed Village officers.

#### ARTICLE IV Police Department and Public Works Department Employees

§ 45-6. Special residency requirements.

[HISTORY: Adopted by the Board of Trustees of the Village of Caledonia as indicated in article histories. Amendments noted where applicable.]

#### GENERAL REFERENCES

Officers and employees — See Ch. 28.

Planning Board — See Ch. 34.

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#### ARTICLE I Acting Village Justice [Adopted 10-19-1988 by L.L. No. 3-1988 (Ch. 29, Art. I, of the 1981 Code)]

§ 45-1. Legislative determination; intent.

- A. The Board of Trustees has determined that the Village of Caledonia is a municipality of less than 3,000 persons located entirely within Livingston County, New York.
- B. The intent and purpose of this Article is to provide, under the provisions of Village Law § 3-300, Subdivision 2(a), that a resident of Livingston County shall be eligible to hold office as Acting Village Justice in the Village of Caledonia.

§ 45-2. Residency requirements.

In lieu of any other residency requirements imposed by law, the Acting Village Justice of the Village of Caledonia shall be eligible to hold office if that person is a resident of the County of Livingston.

ARTICLE II  
(Reserved) <sup>1</sup>

§ 45-3. (Reserved)

§ 45-4. (Reserved)

ARTICLE III  
Appointed Village Officers

[Adopted 7-16-2002 by L.L. No. 1-2002; amended in its entirety 9-2-2003 by L.L. No. 2-2003]

**§ 45-5. Appointed Village officers.**

- A. Residency requirements. As authorized by New York State Village Law § 3-301(2), any appointed Village officer need not be a resident of the Village of Caledonia so long as the appointee is a resident of the County of Livingston or any county adjacent thereto which is also adjacent to the Town of Caledonia.
- B. Authority for setting standards. Residency requirements and standards for any particular office may be set from time to time by resolution of the Board of Trustees, provided that such standards and requirements are consistent with § 45-5A.

ARTICLE IV  
Police Department and Public Works Department Employees  
[Adopted 12-2-2003 by L.L. No. 4-2003]

**§ 45-6. Special residency requirements.**

- A. General. Notwithstanding any provision of this chapter to the contrary, it is hereby determined that in order to protect the public health, safety and welfare of the residents of the Village of Caledonia it is essential that certain Village employees and officers reside in locations in reasonably close proximity to the Village to enable them to report to duty in emergency situations in a timely fashion.
- B. Applicability. The special residency requirements of this Article IV of this chapter are applicable to all employees and appointed Village officers of the Village Police Department and Streets and Water or Public Works Department and are in addition to any other standards required by law.
- C. Standards. All Village officers of the foregoing departments as well as all employees thereof shall reside in a locality that is situated not more than 15 minutes' commuting time by motor vehicle from their customary office or place of duty in the Village unless

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1. Editor's Note: Former Art. II, Planning Board, adopted 9-5-1989 by L.L. No. 5-1989 (Ch. 29, Art. II, of the 1981 Code), was repealed 5-17-2005 by L.L. No. 3-2005.

such residency standard is otherwise amended by resolution of the Board of Trustees for good cause.