

Board of Supervisors
WAYNE COUNTY

RESOLUTION NO. 727-10: ADOPTING LOCAL LAW TO APPROVE A TECHNICAL AMENDMENT TO LOCAL LAW NO. 2-2010

Mr. Spickerman presented the following:

WHEREAS, Local Law No. 2-2010 approved the allocation of zone lands for Berry Plastics Corporation for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law, was presented to the Board of Supervisors on Tuesday, May 18, 2010; and

WHEREAS, Local Law No. 2-2010 was adopted by the Board of Supervisors of the County of Wayne on June 15, 2010, and took effect upon filing with the Office of the Secretary of State; and

WHEREAS, it has been determined that Berry Plastics Corporation will be doing business at this location under the name Pliant, LLC; and New York State has required a technical amendment of the Local Law No. 2-2010; and

WHEREAS, a proposed local law was presented to the Board of Supervisors of the County of Wayne on Wednesday, November 3, 2010; and

WHEREAS, a public hearing on the proposed local law was held by the Board of Supervisors on Tuesday, November 16, 2010 at 9:15 a.m., in accordance with the notice of hearing duly posted and published in the manner prescribed by law; now, therefore, be it

RESOLVED, that said local law is hereby adopted to read as follows:

COUNTY OF WAYNE - STATE OF NEW YORK

A local law to amend Local Law No. 2-2010 approving the allocation of zone lands for Berry Plastics Corporation for a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development Law.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF WAYNE, as follows:

WHEREAS, Local Law No. 2-2010 adopted by The Wayne County Board of Supervisors on June 15, 2010 allocated zone lands for Berry Plastics Corporation for a regionally significant project; and

WHEREAS, it has become known that Berry Plastics Corporation will be doing business as Pliant, LLC at 112, 150 and 200 East Main Street, Route 31, in the Village and Town of Macedon NY; and

WHEREAS, it is the desire and intent of the Wayne County Board of Supervisors to make certain technical corrections to Local Law No. 2-2010 in order to correct certain inaccuracies therein without materially changing the lands or project; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Wayne submits to the State of New York that the name **Pliant, LLC** shall replace all instances in which the name Berry Plastics Corporation is mentioned within Local Law No. 2-2010; and be it further

RESOLVED, that in all other respects, Local Law No. 2-2010 shall remain in full force and effect.

This local law shall take effect immediately upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Mrs. Bender moved the adoption of the resolution. Seconded by Mr. Miller. Upon roll call, adopted.

WAYNE COUNTY
Board of Supervisors
LYONS, NEW YORK

This is to Certify that I, the undersigned, Clerk of the Board of Supervisors of the County of Wayne, have compared the foregoing copy of resolution with the original resolution now on file in this office and which was duly adopted by the Board of Supervisors of said County at a session held on the 16th day of November 2010 and that the same is a true copy of said original and of the whole thereof.

In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the Board of Supervisors of the County of Wayne, this 16th day of November 2010.

Clerk of the Board

