

LOCAL LAW NO. 6 - 2021

A LOCAL LAW ADOPTING A PILOT YOUTH DEER HUNTING PROGRAM

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY, NEW YORK AS FOLLOWS:

SECTION 1. Title

This Local Law shall be known as “A Local Law Adopting a Pilot Youth Deer Hunting Program.”

SECTION 2. Purpose

The purpose of this Local Law is to be consistent with the provisions of Environmental Conservation Law section 11-0935, this Local Law is adopted to authorize the expansion of youth hunting and allow licensed hunters ages 12 or 13 to hunt deer with a crossbow, rifle, shotgun or muzzle-loading firearm when accompanied by a parent, legal guardian, or mentor.

SECTION 3. Authority

This Local Law is adopted under the authority granted by:

1. Article IX of the New York State Constitution, § 2[c];
2. New York Municipal Home Rule Law, § 10; and
3. New York Environmental Conservation Law § 11-0935.

SECTION 4. Definitions

1. “Eligible area” means any county within the State of New York that has enacted a local law authorizing participation in a youth hunting pilot program, and has notified the New York State Department of Environmental Conservation of such participation.
2. “Hunting license holder” means a person who has successfully completed a hunter education/safety course, and currently holds a valid hunting license issued by the New York State Department of Environmental Conservation.
3. “Legal guardian” means a person legally responsible for a minor participating in the Pilot Youth Deer Hunting Program who currently holds a valid hunting license issued by the New York State Department of Environmental Conservation and has at least three years of prior experience hunting deer as a hunting license holder.
4. “Mentor” means a person who (a) currently holds a valid hunting license issued by the New York State Department of Environmental Conservation, (b) is twenty-one years of age or older, (c) has at least three years of prior experience hunting deer as a hunting license holder, and (d) has been designated in writing by a minor’s parent or legal guardian on a form prescribed by the New York State Department of Environmental Conservation to serve as a mentor to said minor for purposes of the Pilot Youth Deer Hunting Program.

5. "Minor" means a youth twelve or thirteen years of age who currently holds a valid hunting license issued by the New York State Department of Environmental Conservation to hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm within an eligible area.
6. "Parent" means a person who currently holds a valid hunting license issued by the New York State Department of Environmental Conservation, has at least three years of prior experience hunting deer as a hunting license holder, and is the parent of the minor participating in the Pilot Youth Deer Hunting Program.
7. "Physical control" means that the physical proximity of a minor to a parent, legal guardian or mentor and is such that the parent, legal guardian or mentor is (a) reasonably able to issue verbal directions and instructions, (b) maintain constant visual contact, and (c) otherwise able to provide guidance and supervision to the minor.

SECTION 5. Opt-In Authorization

The youth hunting opportunities authorized by Environmental Conservation Law section 11-0935 shall be applicable within the boundaries of the County of Onondaga upon the adoption of this Local Law by the Onondaga County Legislature for the County of Onondaga, State of New York, and (b) notice provided to the New York State Department of Environmental Conservation of the adoption of this Local Law.

Onondaga County hereby elects to participate in a Pilot Youth Deer Hunting Program to allow minors ages 12 or 13 to hunt deer with a crossbow, rifle, shotgun or muzzle-loading firearm when accompanied by a parent, legal guardian or mentor.

SECTION 6. Eligibility and Requirements

1. A minor aged 12 or 13 may hunt deer with a crossbow, rifle, shotgun, or muzzle-loading firearm within the County of Onondaga when accompanied by, and is under the physical control of, a parent, legal guardian or mentor as those terms are defined by Section 4 of this Local Law.
2. A minor participating in the Pilot Youth Deer Hunting Program in an eligible area must be in possession of a valid New York State hunting license and valid tags, as appropriate, while afield at all times. The accompanying parent, legal guardian or mentor must also be in possession of a valid New York State hunting license at all times when supervising a minor participating in the Pilot Youth Deer Hunting Program.
3. A minor and the accompanying parent, legal guardian or mentor must display either a minimum total of two hundred fifty square inches of solid fluorescent orange or pink or patterned fluorescent orange or pink consisting of no less than fifty percent fluorescent orange or pink material worn above the waist and visible from all directions, or a hat or cap with no less than fifty percent of the exterior consisting of solid fluorescent orange or pink material and visible from all directions.
4. A minor aged 12 or 13 participating in the Pilot Youth Deer Hunting Program must remain at ground level at all times when hunting deer with a crossbow, rifle, shotgun, or muzzle-loading firearm.
5. A minor participating in the Pilot Youth Deer Hunting Program must remain within the physical proximity of a parent, legal guardian or mentor which means they must be capable of receiving verbal directions and instructions, and be in constant visual contact with the supervising parent, legal guardian or mentor at all times.

6. A minor participating in the Pilot Youth Deer Hunting Program must abide by all other federal, state and local laws, rules and regulations applicable to hunting including, but not limited to, manner of take, bag limits, hunting hours, geographical or general implement restrictions, hunting seasons, tagging, transporting and reporting requirements.

SECTION 7. Filing

In accordance with ECL § 11-0935.2, a copy of this Local Law shall be filed with the New York State Department of Environmental Conservation. And in accordance with Municipal Home Rule § 27, a copy shall be filed with the New York State Department of State.

SECTION 8. Severability

Should any provision of this Local Law be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of this Local Law as a whole or any part thereof other than the part so determined to be unconstitutional or invalid.

SECTION 9. Repeal

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

SECTION 10. Effective Date

This Local Law shall be effective upon its filing with the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

ADOPTED 7/6/21



I hereby certify that the foregoing is a true and exact copy of the legislation duly adopted by the County Legislature of Onondaga County on the 6th day of July 2021.

Clerk, County Legislature

A handwritten signature in black ink, appearing to be "Jm", is written over a horizontal line.

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 Town Village
(Select one.)

of Onondaga

FILED
STATE RECORDS
OCT 18 2021

DEPARTMENT OF STATE

Local Law No. 6 of the year 2021

A local law A Local Law Adopting a Pilot Youth Deer Hunting Program
(insert Title)

Be it enacted by the County Legislature of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Onondaga County as follows:

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY, NEW YORK AS FOLLOWS:

SECTION 1. Title

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SECTION 3. Authority

This Local Law is adopted under the authority granted by:

1. Article IX of the New York State Constitution, § 2[c];
2. New York Municipal Home Rule Law, § 10; and
3. New York Environmental Conservation Law § 11-0935.

See attached pages

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. 6 of 20²¹ of the (County)(City)(Town)(Village) of Onondaga County Legislature was duly passed by the _____ on July 6 20²¹, and was (approved)(~~not approved~~) (repassed after disapproval) by the County Executive and was deemed duly adopted on July 22 20²¹, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

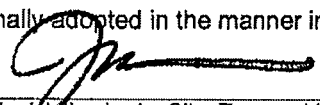
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 above.



Clerk of the county legislative body, ~~City, Town, Village or County~~
of _____

(Seal)

Date: 10-15-21

A LOCAL LAW ADOPTING A PILOT YOUTH DEER HUNTING PROGRAM

Continued from page 1 of the NYS Local Law Filing

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SECTION 7. Filing

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SECTION 8. Severability

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SECTION 9. Repeal

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

SECTION 10. Effective Date

This Local Law shall be effective upon its filing with the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

Public Hearing for a Pilot Youth Deer Hunting Program -- Reso 65-2021

June 1, 2021

I, Melanie Vilardi, do hereby certify that on the 1st day of June 2021, the above notice was posted by me in the west lobby of the Onondaga County Court House on the bulletin board.

/s/ Melanie Vilardi

Melanie Vilardi

Deputy Clerk

Onondaga County Legislature

June 1, 2021

Motion Made By Mr. May, Mr. Knapp, Mr. Burtis,
Mr. Bush

RESOLUTION NO. 65

CALLING FOR A PUBLIC HEARING FOR ADOPTING A PILOT YOUTH DEER HUNTING
PROGRAM

WHEREAS, Environmental Conservation Law §11-0935, establishes a pilot program wherein a hunting license holder who is 12 or 13 years of age may hunt deer with a crossbow, rifle, shotgun or muzzle loading firearm in areas where and during the hunting season in which such implements may be used; and

WHEREAS, Environmental Conservation Law §11-0935 requires that in order to be an “eligible area”, a county must pass a local law authorizing participation in the pilot program; and

WHEREAS, according to a 2011 U.S. Fish and Wildlife Service study, the community spends approximately \$4.95 billion per year in the State of New York in pursuit of sporting activities, and sporting activities are responsible for the support of approximately 56,000 jobs across New York State; and

WHEREAS, sporting activities have a positive impact on the local and statewide economy; and

WHEREAS, public interest and participation in sporting activities, including deer hunting, has significantly increased, including the number of individuals completing hunter education programs and purchasing hunting and other sporting licenses; and

WHEREAS, the universal hunting age of 12 is supported by the 2012 – 2016 NYS Deer Management Plan and the draft 2021 – 2025 NYS Deer Management Plan; and

WHEREAS, prior to the adoption of Environmental Conservation Law §11-0935, 49 out of 50 States with New York being the exception, permitted 12 and 13 year olds to participate in hunting under varying circumstances; and

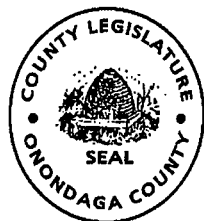
WHEREAS, hunting with youth provides quality time for parents, guardians and other mentor figures to bond with their children, other family members and friends in an outdoor setting and presents an excellent opportunity to introduce youth to nature, stewardship, conservation, and responsible wildlife management; and

WHEREAS, hunting with youth provides an opportunity to mentor and instruct youth hunters regarding safe and responsible hunting; now, therefore be it

RESOLVED, that pursuant to Environmental Conservation Law §11-0935, a public hearing will be held to consider the above requests for opting-in to the provisions of the Pilot Youth Deer Hunting Program, which hearing shall be held at the Onondaga County Court House, County Legislative Chambers, 4th Floor, 401 Montgomery Street, Syracuse, New York on July, 6, 2021 at 12:50 p.m.; and, be it further

RESOLVED, that the Clerk of this Legislature hereby is directed to cause publication of such hearing pursuant to applicable law.

APPROVED 6/1/21



I hereby certify that the foregoing is a true and exact copy of the legislation duly adopted by the County Legislature of Onondaga County on the 1st day of June 2021.

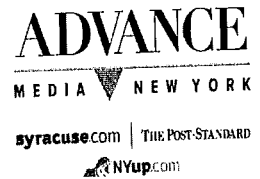
Clerk, County Legislature

A handwritten signature in black ink, appearing to be "J. J. ...", is written over the printed name of the Clerk.

THE POST-STANDARD

LEGAL AFFIDAVIT

INV#: 0009998595



ONONDAGA COUNTY LEGISLATURE
401 MONTGOMERY ST RM 407
SYRACUSE, NY 13202

Sales Rep: Pamela Gallagher

Name: ONONDAGA COUNTY LEGISLATURE

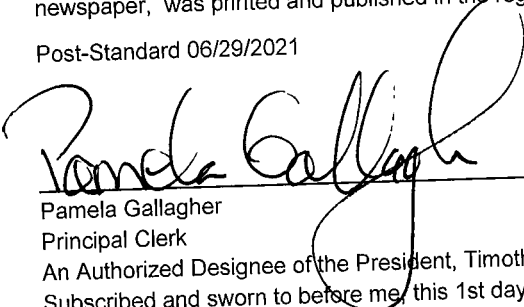
Account Number: 25963

INV#: 0009998595

Date	Position	Description	P.O. Number	Ad Size
06/29/2021	Other Legals NY	June 1, 2021 Motion Made By Mr. May, Mr. Knapp, Mr. Burtis, Mr.	PH Deer Hntg Prog	1 x 126.00 CL


State of New York, County of Onondaga ss. Pamela Gallagher, of the City of Syracuse, in said County, being duly sworn, doth depose and says: this person is the Principal Clerk in the office of THE POST-STANDARD, a public newspaper, published in the City of Syracuse, Onondaga County, New York and that the notice, is an accurate and true copy of the ad as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following days, viz.:

Post-Standard 06/29/2021



Pamela Gallagher
Principal Clerk
An Authorized Designee of the President, Timothy R. Kennedy
Subscribed and sworn to before me, this 1st day of July 2021

LOIS ROTCHFORD
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01RO6395132
Qualified in Onondaga County
My Commission Expires 7/22/2023



NOTARY PUBLIC

FOR QUESTIONS CONCERNING THIS AFFIDAVIT,
PLEASE CONTACT PAMELA GALLAGHER AT
(315) 470-2051 OR Legals@syracuse.com

Date	Position	Description	P.O. Number	Ad Size
06/29/2021	Other Legals NY	June 1, 2021 Motion Made By Mr. May, Mr. Knapp, Mr. Burtis, Mr.	PH Deer Hntg Prog	1 x 126.00 CL

June 1, 2021 Motion Made By Mr. May, Mr. Knapp, Mr. Burtis, Mr. Bush RESOLUTION NO. 65 CALLING FOR A PUBLIC HEARING FOR ADOPTING A PILOT YOUTH DEER HUNTING PROGRAM WHEREAS, Environmental Conservation Law §11-0935, establishes a pilot program wherein a hunting license holder who is 12 or 13 years of age may hunt deer with a crossbow, rifle, shotgun or muzzle loading firearm in areas where and during the hunting season in which such implements may be used; and WHEREAS, Environmental Conservation Law §11-0935 requires that in order to be an "eligible area", a county must pass a local law authorizing participation in the pilot program; and WHEREAS, according to a 2011 U.S. Fish and Wildlife Service study, the community spends approximately \$4.95 billion per year in the State of New York in pursuit of sporting activities, and sporting activities are responsible for the support of approximately 56,000 jobs across New York State; and WHEREAS, sporting activities have a positive impact on the local and statewide economy; and WHEREAS, public interest and participation in sporting activities, including deer hunting, has significantly increased, including the number of individuals completing hunter education programs and purchasing hunting and other sporting licenses; and WHEREAS, the universal hunting age of 12 is supported by the 2012 - 2016 NYS Deer Management Plan and the draft 2021 - 2025 NYS Deer Management Plan; and WHEREAS

fish, and WHEREAS, prior to the adoption of Environmental Conservation Law §11-0935, 49 out of 50 States with New York being the exception, permitted 12 and 13 year olds to participate in hunting under varying circumstances; and WHEREAS, hunting with youth provides quality time for parents, guardians and other mentor figures to bond with their children, other family members and friends in an outdoor setting and presents an excellent opportunity to introduce youth to nature, stewardship, conservation, and responsible wildlife management; and WHEREAS, hunting with youth provides an opportunity to mentor and instruct youth hunters regarding safe and responsible hunting; now, therefore be it RESOLVED, that pursuant to Environmental Conservation Law §11-0935, a public hearing will be held to consider the above requests for opting-in to the provisions of the Pilot Youth Deer Hunting Program, which hearing shall be held at the Onondaga County Court House, County Legislative Chambers, 4th Floor, 401 Montgomery Street, Syracuse, New York on July, 6, 2021 at 12:50 p.m.; and, be it further RESOLVED, that the Clerk of this Legislature hereby is directed to cause publication of such hearing pursuant to applicable law. APPROVED 6/1/21

NOTICE OF PUBLIC HEARING
ON LOCAL LAW

NOTICE IS HEREBY GIVEN, that there has been presented to the County Legislature of the County of Onondaga, New York, on July 6, 2021, a local law entitled "A LOCAL LAW ADOPTING A PILOT YOUTH DEER HUNTING PROGRAM".

NOTICE IS FURTHER GIVEN that the Onondaga County Executive will conduct a public hearing pursuant to law on the aforesaid local law at the County Executive's Conference Room, 14th Floor, John H. Mulroy Civic Center, 421 Montgomery Street, Syracuse, New York, on July 22, 2021, at 10 a.m., at which time all persons interested will be heard. A copy of the local law is on file in the Office of the Clerk of the Onondaga County Legislature.

DATED: July 8, 2021.

I, Nancy L. Moran, do hereby certify that on the 8th day of July, 2021, the above notice was posted by me in the west lobby of the Onondaga County Court House on the bulletin board.

/s/ Nancy L. Moran
Nancy L. Moran, Executive Secretary
Onondaga County Department of Law



County of Onondaga
Office of the County Executive

John H. Mulroy Civic Center, 14th Floor
421 Montgomery Street, Syracuse, New York 13202

Phone: 315.435.3516 Fax: 315.435.8582

www.ongov.net

J. Ryan McMahon II
County Executive

Ann Rooney
Deputy County Executive, Human Services

Brian J. Donnelly
Deputy County Executive

Mary Beth Primo
Deputy County Executive, Physical Services

PUBLIC HEARING

IN CONNECTION WITH A LOCAL LAW ADOPTING A PILOT YOUTH DEER HUNTING PROGRAM

July 22, 2021, at 10 a.m.
County Executive's Conference Room

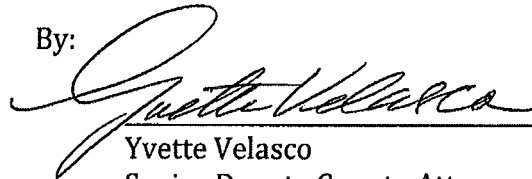
The meeting was called to order. The Senior Deputy County Attorney confirmed that the Notice of Public Hearing and Certification of Posting are on file. All persons present had an opportunity to speak and be heard.

- After hearing no speakers, the public hearing was adjourned at 10:05 a.m.
- After hearing the speakers listed on the attached sheet, the public hearing was adjourned at 10:____ a.m.

Respectfully submitted,

COUNTY OF ONONDAGA

By:



Yvette Velasco
Senior Deputy County Attorney



County of Onondaga
Office of the County Executive

John H. Mulroy Civic Center, 14th Floor
421 Montgomery Street, Syracuse, New York 13202

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www.ongov.net

J. Ryan McMahon II
County Executive

Ann Rooney
Deputy County Executive, Human Services

Brian J. Donnelly
Deputy County Executive

Mary Beth Primo
Deputy County Executive, Physical Services

July 22, 2021

REPORT OF THE COUNTY EXECUTIVE

Pursuant to Article 3, Section 20, of the Municipal Home Rule Law, a public hearing was held on July 22, 2021, at 10 a.m. in the Offices of the Onondaga County Executive, Syracuse, New York, to consider the local law adopted July 6, 2021 entitled "A LOCAL LAW ADOPTING A PILOT YOUTH DEER HUNTING PROGRAM".

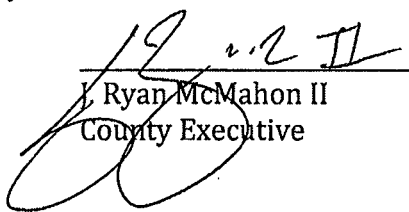
This Local Law was duly presented and the publication and posting of notice of public hearing were duly made according to law. Proof of such posting and publication is on file in the Office of the County Attorney.

I hereby approve the adoption of the aforesaid local law.

Respectfully submitted,

COUNTY OF ONONDAGA

By:



J. Ryan McMahon II
County Executive

JRMcm/nlm

**JULY 6, 2021
SESSION**

Local Law A

LEGISLATOR	AYES:	NOES:	ABSENT:
1. MAY	✓		
17. ERVIN			✓
2. ROWLEY	✓		
3. BURTIS	✓		
4. TASSONE	✓		
5. CODY	✓		
6. ABBOTT-KENAN	✓		
7. KUHN	✓		
8. RYAN	✓		
9. CHASE	✓		
10. HOLMQUIST	✓		
11. McBRIDE	✓		
13. BUSH	✓		
14. KELLY	✓		
15. KINNE	✓		
16. WILLIAMS			✓
12. KNAPP	✓		
TOTAL:	15	0	2

*The meeting was adjourned
at 1:43 p.m.*