

1 H.870

2 Introduced by Representative Shaw of Pittsford

3 Referred to Committee on

4 Date:

5 Subject: Municipal government; merger; Town of Pittsford; Pittsford Fire

6 District No. 1

7 Statement of purpose of bill as introduced: This bill proposes to approve the
8 merger of the Town of Pittsford and the Pittsford Fire District No. 1.

9 An act relating to the merger of the Town of Pittsford and the Pittsford Fire
10 District No. 1

11 It is hereby enacted by the General Assembly of the State of Vermont:

12 Sec. 1. MERGER APPROVAL

13 The General Assembly approves the merger of the Town of Pittsford and
14 the Pittsford Fire District No. 1 as set forth in this act. Proposals for a plan of
15 merger were approved by Town and Fire District voters on March 4, 2014.

16 Sec. 2. MERGER OF THE TOWN OF PITTSFORD AND PITTSFORD

17 FIRE DISTRICT NO. 1; TRANSITIONAL PROVISIONS

18 (a) Effective date of merger. On the effective date of this act, the Pittsford
19 Fire District No. 1 and the Town of Pittsford shall merge into the Town of

1 Pittsford and except as provided in this act, the Pittsford Fire District No. 1
2 shall cease to exist as a political entity or body corporate.

3 (b) Properties transferred and liabilities assumed. Upon the effective date
4 of the merger, all the lands, buildings, easements, funds, uncollected taxes,
5 monies, and other tangible and intangible property of the Pittsford Fire District
6 No. 1 shall become vested in and become the property of the Town of
7 Pittsford. All liabilities, obligations, and indebtedness of the Pittsford Fire
8 District No. 1 shall be assumed by the Town of Pittsford without any further
9 act, deed, or instrument being necessary. Indebtedness of the Pittsford Fire
10 District No. 1 assumed by the Town of Pittsford at the time of merger shall be
11 secured by the full faith and credit of the Town of Pittsford with respect to the
12 properties comprising the body corporate of the Pittsford Fire District No. 1.

13 (c) Properties held in trust. Upon the effective date of the merger, any and
14 all properties held in trust by the Prudential Committee of the Pittsford Fire
15 District No. 1, or by any officer thereof, shall become vested in the Selectboard
16 of the Town of Pittsford and their successors, or in the respective officer of the
17 Town and that person's successor, as the case may be, and shall continue to be
18 held in trust for the same users as before the merger, all without any further
19 act, deed, or instrument being necessary.

20 (d) Settling the affairs of the Fire District. Prior to the effective date of the
21 merger, the Pittsford Fire District No. 1 shall settle so far as possible its

1 financial affairs and, except as otherwise provided by this act, shall on the
2 effective date of the merger turn over and deliver to the Clerk of the Town of
3 Pittsford all records, books, and documents of the Pittsford Fire District No. 1
4 and to the proper officers of the Town all property of the Pittsford Fire District
5 No. 1.

6 (e) Finances. The general fund of the Pittsford Fire District No. 1 shall be
7 added to the water fund of the Town of Pittsford on the effective date of the
8 merger.

9 (f) Existing laws, rules, and policies.

10 (1) Until lawfully amended or repealed, all rules, ordinances,
11 regulations, and bylaws of the Pittsford Fire District No. 1 in effect on the
12 effective date of the merger shall become and continue in full force and effect
13 as rules, ordinances, regulations, and bylaws of the Town of Pittsford, unless in
14 conflict with rules, ordinances, regulations, and bylaws of the Town of
15 Pittsford already existing.

16 (2) Whenever power is granted by any such rule, ordinance, regulation,
17 or bylaw to an officer of the Pittsford Fire District No. 1, such power shall be
18 conferred upon the appropriate officer of the Town of Pittsford upon the
19 effective date of the merger.

1 (g) Continuation in office. Members of the Prudential Committee of the
2 Pittsford Fire District No. 1 shall continue in office until the effective date of
3 the merger.

4 (h) Severability. If any provision of this enactment shall for any reason be
5 held invalid, such invalidity shall not affect the remaining provisions which
6 can be given effect without the invalid provision. To this end, the provisions
7 of this section are severable.

8 Sec. 3. EFFECTIVE DATE

9 This act shall take effect on passage.