



Department of State
Corporations, State Records & UCC

New York State
Department of State
DIVISION OF CORPORATIONS,
STATE RECORDS AND
UNIFORM COMMERCIAL CODE
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Albany, NY 12231-0001
dos.ny.gov

Local Law Filing

Pursuant to Municipal Home Rule Law §27

Local Law Number ascribed by the legislative body of the local government listed below:

#1 of the year 20 25

Local Law Title: Abolishing the Elective Office of Town Superintendent of Highways and
Creating the Appointive Office of Town Superintendent of Highways.

Be it enacted by the Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one)

of Caroga as follows on the attached pages:
(Name of Local Government)

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STATE RECORDS

JUN 26 2025

DEPARTMENT OF STATE

Department of State Local Law Index Number: 1 of the year 20 25

(The local law number assigned by the Department of State for indexing purposes may be different from the local law number ascribed by the legislative body of the local government.)

LOCAL LAW NO. 1 OF 2025

ABOLISHING THE ELECTIVE OFFICE OF TOWN SUPERINTENDENT OF HIGHWAYS AND CREATING THE APPOINTIVE OFFICE OF TOWN SUPERINTENDENT OF HIGHWAYS

Section 1 – Title

This Local Law shall be known and cited as Town of Caroga “Local Law No. 1 of 2025, Abolishing the Elective Office of Town Superintendent of Highways and Creating the Appointive Office of Town Superintendent of Highways in the Town of Caroga.”

Section 2 – Legislative Intent and Purpose

By adoption of this Local Law, it is the intent and purpose of the Town Board of the Town of Caroga to abolish the elective office of Town Superintendent of Highways and to create the appointive office of Town Superintendent of Highways. Subject to the results of a mandatory referendum, it is the Town Board’s intent to abolish the elective office of Town Superintendent effective as of December 31, 2027, and to create the appointive office of Town Superintendent of Highways effective as of January 1, 2028.

Section 3 – Authority

This Local Law is adopted pursuant to Municipal Home Rule Law § 10(1)(ii)(a)(1), which grants to local governments the authority to enact local laws pertaining to, among other things, the mode of selection, qualifications, and term of office of local officers. By this Local Law, it is the Town Board’s express intention to supersede any provision(s) of the Town Law of the State of New York to the contrary, including but not limited to Town Law § 20, Town Law § 23, Town Law § 24, and Public Officers Law § 3 as they relate to the mode of selection, qualifications, and term of the office of Town Superintendent of Highways.

Section 4 – Abolition of the Elective Office of Town Superintendent of Highways

The Town of Caroga hereby abolishes the elective office of Town Superintendent of Highways, effective as of December 31, 2027.

Section 5 – Creation of the Appointive Office of Town Superintendent of Highways

The Town of Caroga hereby creates the appointive office of Town Superintendent of Highways, effective as of January 1, 2028.

Section 6 – Term of Office of Appointed Town Superintendent of Highways

The term of office of the appointed Town Superintendent of Highways shall be two (2) years.

Section 7 – Residency Requirement for Appointed Town Superintendent of Highways

The person appointed to and holding the appointive office of Town Superintendent of Highways need not be an elector or resident of the Town of Caroga, but must reside in Fulton County or an adjoining county within the State of New York

Section 8 – Savings Clause

If any clause, sentence, paragraph, word, section, or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section, or part directly involved in the controversy in which such judgment shall have been rendered.

Section 9 – Mandatory Referendum

Pursuant to Municipal Home Rule Law § 23, this local law is subject to a mandatory referendum.

Section 10 – Effective Date

This Local Law shall not be effective until it is filed with the Secretary of State of the State of New York and after approval of a majority of electors voting thereon in accordance with the requirements of Municipal Home Rule Law § 23.

Local Law Filing

(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 ascribed as local law number 1 of 2025 of the ~~(County)~~(City)(Town)(Village) of Caroga was duly passed by the Town Board on June 11, 2025 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, ascribed as local law number _____ 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____ 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, ascribed as local law number _____ 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, ascribed as local law number _____ 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.

Local Law Filing

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

I hereby certify that the local law annexed hereto, ascribed as local law number _____ of 20____ of the City of _____ having 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 thereto, ascribed as local law number _____ 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 the paragraph One above.

(Seal)

Linda Gilheet

Clerk of the county legislative body, ~~City~~, Town or Village Clerk or officer designated by local legislative body

June 17, 2025

(Date)