

TOWN OF CAROLINE, NEW YORK, LOCAL LAW NO. 3 OF THE YEAR 2018

A LOCAL LAW PROVIDING FOR THE ABOLITION OF THE ELECTED POSITION OF HIGHWAY SUPERINTENDENT AND THE CREATION OF THE APPOINTED POSITION OF HIGHWAY SUPERINTENDENT OF THE TOWN OF CAROLINE

Be it enacted by the Town Board of the Town of Caroline as follows:

SECTION 1.

This local law is enacted pursuant to Municipal Home Rule Law §§10, 22 and 23. This local law shall supersede any provisions of the Town Law of the State of New York to the contrary, including, but not limited to, Town Law §20 with respect to the method of selection of the Highway Superintendent in the Town of Caroline, and any other provision of the Town Law or the Highway Law providing for or referring to the creation of the elected position of Highway Superintendent.

SECTION 2.

The elected position of the Highway Superintendent in the Town of Caroline, New York is hereby abolished, effective January 1, 2020. The appointed position of Highway Superintendent in the Town of Caroline, New York is hereby created, effective January 1, 2020.

SECTION 3.

Commencing January 1, 2020, the Highway Superintendent of the Town of Caroline shall be the person appointed by the Town Board of the Town of Caroline.

SECTION 4.

The appointed Highway Superintendent shall have such powers and shall perform such duties as are or hereafter may be conferred or imposed by law, and such further duties as the Town Board determines, consistent with applicable law.

SECTION 5.

This local law shall be subject to a mandatory referendum pursuant to the provisions of §23 of the Municipal Home Rule Law at the general election to be held on November 6, 2018.

SECTION 6.

This local law shall supersede or repeal any prior inconsistent Local Law.

SECTION 7.

The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.

SECTION 8.

This local law shall take effect after the affirmative vote of a majority of the qualified electors voting thereon at the general election on November 6, 2018, and the filing with the Secretary of State in accordance with the applicable provisions of law.