

TOWN OF CAIRO
LOCAL LAW #3 OF 2021
AMENDING THE TOWN PRIOR NOTICE OF DEFECTS LAW

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF CAIRO AS FOLLOWS:

Section 1. LEGISLATIVE INTENT: It is the intent of this local law to amend the Town Prior Notice of Defects Law in order to correct a typographical error.

Section 2. AMENDMENT: The first sentence of Local Law #1 of 1995, Section 3 shall be and hereby is amended to read as follows: No civil action shall be maintained against the Town of Superintendent of Highways for damages or injuries to persons or property sustained by reason of any highway, bridge or culvert, unless prior written notice was actually served upon the Town Clerk or Superintendent of Highways in accordance with Section 5 hereof and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of.

Section 3. SEVERABILITY
The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

Section 4. MISCELLANEOUS
(a) This Local Law is expressly adopted pursuant to the relevant sections of the New York State Town Law and the New York State Municipal Home Rule Law.
(b) This local law shall be effective immediately upon filing with the Secretary of State.