NEW YORK STATE | Department of State

KATHY HOCHUL
GOVERNOR

WALTER T. MOSLEY
SECRETARY OF STATE

May 13, 2026

Young / Sommer LLC
500 Federal Street - 5th Floor
Troy, New York 12180

RE: Town of Schaghticoke

To Whom it May Concern:

Local Law 1, and 2 of the year 2026 was filed with this office on 5/4/2026. The Department of State Local Law Index Number 1, and 2 of the year of 2026. 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.

Department of State
Division of State Records
(518) 473-2492
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The Local Law filing form has been updated as of 03/05/2025 in compliance with Section 27 of the Municipal Home Rule Law

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

NEW YORK STATE | **Department of State**
Corporations, State Records & UCC

Local Law Filing

Pursuant to Municipal Home Rule Law §27

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

2 **of the year 20** 26

Local Law Title: A local law Amending Article II of Chapter 30 (entitled Term of Highway Superintendent) of the Code of the Town of Schaghticoke with Respect to Residency of the Highway Superintendent

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

☐ **County** ☐ **City** ☑ **Town** ☐ **Village**
(Select one)

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

For Office Use Only

Department of State Local Law Index Number: _____ **of the year 20** ____

(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.)

A local law **Amending Article II of Chapter 30 (entitled Term of Highway Superintendent) of the Code of the Town of Schaghticoke with Respect to Residency of the Highway Superintendent**

Section 1. Authority

This Local Law is enacted pursuant to the authority of section 10 of the Municipal Home Rule Law. In addition, this Local Law is enacted pursuant to the authority of Chapter 365 of the laws of 1976 which added a new subparagraph (3) to paragraph d of subdivision 1 of section 10 of the Municipal Home Rule Law, authorizing a town to adopt a Local Law which may amend or supersede in its application to it, any provision of the Town Law relating to the property, affairs or government of the town or in relation to any of the other enumerated subject matters in such section 10, unless there is a State legislative restriction on such amendment or supersession.

Section 2. Purpose and Findings

This Local Law is enacted to amend Article II of Chapter 30 of the Code, which does not state residency requirements for the Office of the Highway Superintendent. Absent any such provision, an individual running for Highway Superintendent is required to be an elector of the town. The Town Board desires to increase the number of eligible electors for the Office of Highway Superintendent by expanding residency to any elector within Rensselaer County.

Section 3. Amendments to Article II of Chapter 30 of the Code of the Town of Schaghticoke

Article II of Chapter 30 of the Town Code is hereby amended as follows, by adding the following text to be contained within a new section 30-3A:

Section 30-3A. The Highway Superintendent of the Town of Schaghticoke need not be an elector of the Town of Schaghticoke to run for the office or to hold such office so long as they are an elector of Rensselaer County, New York.

Section 4. Supersession

It is the specific intent of this local law to supersede the provisions of Public Officers Law § 3(1) and Town Law § 23(1) with respect to the requirement that a Highway Superintendent be an elector of the Town.

Section 5. Validity and Severability

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the

Town Board of the Town of Schaghticoke hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 8. Repeal

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 9. Effective Date

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

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 2 of 20 26 of the ~~(County)(City)~~(Town)~~(Village)~~ of Schaghticoke was duly passed by the Town Board (*Name of Legislative Body*) on April 8th 20 26 in accordance with the applicable provisions of law.

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 _____ (*Name of Legislative Body*) on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ (*Elective Chief Executive Officer**) on _____ 20____ in accordance with the applicable provisions of law.

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 _____ (*Name of Legislative Body*) on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ (*Elective Chief Executive Officer**) on _____ 20____.

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 _____ (*Name of Legislative Body*) on _____ 20____ and was (approved)(not approved)(repassed after disapproval) by the _____ (*Elective Chief Executive Officer**) 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.

* 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 _____ above.

Emily D. Calhoun

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

(Seal)

4/22/2026

(Date)