

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE

~~COUNTY~~
~~CITY~~ of Hampton
~~VILLAGE~~

RECEIVED JUN 19 1936

[Signature]
Secretary of State

Local Law No. 1 of the year 1936

A local law Providing for Written Notification of Defects and Obstructions on Town
Highways and all Other Town Property in the Town of Hampton, New York.

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

~~County~~ of Hampton
~~City~~ of _____ as follows:
~~Village~~

SECTION 1

No civil action shall be maintained against the Town of Hampton for damages or injuries to persons or property sustained by reason of any highway, bridge, culvert or other Town property being defective, out of repair, unsafe, dangerous or obstructed, unless:

- (a) (1) Written notice of such defective, unsafe, dangerous or obstructed condition was received by the Town Clerk of the Town of Hampton or the Town of Hampton Superintendent of Highways; and
- (2) 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.

No such action shall be maintained for damages or injuries to person or property sustained solely in consequence of the existence of snow or ice upon any highway, bridge or culvert, unless:

- (a) (1) Written notice thereof, specifying the particular place, was actually received by the Town Clerk of the Town of Hampton or the Town of Hampton Highway Superintendent; and
- (2) There was a failure or neglect to cause such snow or ice to be removed, or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice.

SECTION 2

The Town of Hampton Highway Superintendent shall transmit in writing to the Town Clerk of the Town of Hampton within ten (10) days after the receipt thereof all written notices received by him pursuant to Section 1 of this local law.

SECTION 3

The Town Clerk of the Town of Hampton shall keep an indexed record, in a separate book, of all written notices, which said Clerk shall receive pursuant to such local law of the existence of a defective, unsafe, dangerous, or obstructed condition in or upon any town highway, bridge, culvert or any other Town Property, which record shall state the date of receipt of the notice, the nature and location of the condition stated to exist, and the name and address of the person from whom the notice is received. The record of each notice shall be preserved for a period of five (5) years after the date it is received.

This law shall take effect upon adoption and filing with the Secretary of State as provided in Section 27 (3) of the Municipal Home Rule Law.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein which is not applicable.)

(Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1986

~~County~~
~~City~~
of the Town of Hampton was duly passed by the Town Board
~~Village~~
(Name of Legislative Body)

on June 12 1986 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____

County
City
of the _____ of _____ was duly passed by _____
Town
Village
(Name of Legislative Body)

on _____ 19_____ and was approved _____ by the _____
not disapproved
repassed after disapproval
Elective Chief Executive Officer

and was deemed duly adopted on _____ 19_____, in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____

County
City
of the _____ of _____ was duly passed by the _____
Town
Village
(Name of Legislative Body)

on _____ 19_____ and was approved _____ by the _____
not disapproved
repassed after disapproval
Elective Chief Executive Officer

on _____ 19_____. 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
general
thereon at the special election held on _____ 19_____, in accordance with the appli-
annual
cable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19_____

County
City
of the _____ of _____ was duly passed by the _____ on _____
Town
Village
(Name of Legislative Body)

_____ 19_____ and was approved _____ by the _____ on _____
not disapproved
repassed after disapproval
Elective Chief Executive Officer

_____ 19_____. Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on _____ 19_____, 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 chairman of the board of supervisors, the mayor of a city or village or the supervisor of a town, where such officer is vested with power to approve or veto local laws or ordinances.

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

5. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1986 of the City of _____ having been submitted to referendum pursuant to the provisions of § 36 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 election held on _____ 19 _____ became operative.

(County local law concerning adoption of Charter.)

6. I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 197 _____ of the County of _____, State of New York, having been submitted to the Electors at the General Election of November _____, 19 _____, 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 of 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 paragraph 1 above.

Walter Wale

TOWN CLERK

Date: June 12, 1986

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF WASHINGTON

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

[Signature]

Town Attorney
of Hampton
Town
Washington

Date: June 12, 1986