

Town of Parma  
Local Law No. 2 of the year 2013

A local law to establish the residency requirements for the appointed office of Deputy Highway Superintendent for the Town of Parma.

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

**Section I. Title:** A local law to establish the residency requirements for the appointed office of Deputy Highway Superintendent.

**Section II. Authority:** This local law is adopted pursuant to Municipal Home Rule Law, § 10(l)(ii)(a)(1) that grants to local governments the authority to enact local laws regarding the qualifications of local officers. This local law recognizes that the State Legislature previously amended Public Officers Law, §3 expanding the residency requirements for any appointed public office, thereby rendering Public Officers Law a special law with respect to any appointed town officer (see cf N.Y. Op. Atty. Gen. (Inf.) No. 2000 -5).

**Section III. Supersession:** This local law shall supersede Town Law, §23(1) in its application to the office of Deputy Highway Superintendent for the Town of Parma.

**Section IV. Residency requirements for the position of Deputy Highway Superintendent for the Town of Parma:** The person holding the office of Deputy Highway Superintendent in the Town of Parma need not be a resident nor an elector of the Town of Parma, provided, however, that such person shall reside in Monroe County.

**Section V. Inconsistency:** All other local laws and ordinances of the Town of Parma that are inconsistent with the provision of this Local Law are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency and in all other respects this Local Law shall be in addition to such other local laws or ordinances regulating and governing the subject matter covered by this Local Law.

**Section VI. 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 of the clause, sentence, paragraph, worked section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

**Section VII. Effective Date:** This Local Law shall take effect upon filing in the office of the New York Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

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