

TOWN OF CONKLIN

LOCAL LAW NO. 2 OF THE YEAR 2026

**A LOCAL LAW AMENDING ARTICLE II OF CHAPTER 112
ENTITLED NOTIFICATION OF DEFECTS**

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

Section 1. Section 112-4A shall be amended by adding the following:

For purposes of this Article, “written notice” shall mean a manually subscribed written instrument, signed by the person providing such notice, and delivered in person or by certified mail, return receipt requested, to the Town Clerk at Town Hall. Strict compliance with this requirement shall be a condition precedent to the commencement of any civil action.

No electronic communication shall constitute prior written notice under this section. This prohibition shall include, without limitation, submissions made through any Town website, any “Send Us a Message” form or similar online portal maintained by the Highway Department or any other Town department, electronic mail, text message, social media platform, telephone communication, voicemail message, service request system, or any internally generated work order or complaint log.

The receipt, routing, logging, tracking, assignment, investigation, acknowledgment, or remediation of any such electronic or informal communication by Town personnel shall not constitute prior written notice and shall not operate to satisfy the statutory notice requirement set forth herein.

Section 2. Section 112-4B shall be amended by adding the following:

The definition of “written notice,” the delivery requirements, and the strict compliance standard set forth in Subsection A above shall apply equally to this subsection. Electronic submissions, website reports, electronic mail, social media communications, telephone complaints, service requests, and internally created records shall not constitute prior written notice within the meaning of this Article.

Section 3. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Repealer

All ordinances, local Laws and parts thereof inconsistent with the Local Law are hereby repealed; specifically, Section 119-14 is repealed in its entirety.

Section 5. Effective Date

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