

February 10, 2026

Regular meeting of the Town Board of the Town of Sparta was held February 10, 2026 at 7:00 pm.

Members present: Supervisor Mark Schuster, Deputy Supervisor Deb Halpenny, and Council Members Bill Smith, Mary Ellyn Calabrese and Aaron Schreiner.

Minutes of the January 13, 2026, Organizational meeting were read. A motion was made by Deb Halpenny and seconded by Bill Smith to accept the minutes. All voted yes. Carried.

Minutes of the January 13, 2026, Regular meeting were read. A motion was made by Bill Smith and seconded by Aaron Schreiner to accept the minutes. All voted yes. Carried.

Supervisor Schuster opened the public hearings for Local Law No. 1-2026 (Highway Defects) and Local Law No. 2-2026 (Trucks Over Certain Weights Excluded).

Highway Superintendent Kevin Robinson reviewed his report.

Assessor Holley Smalt reviewed her report.

Code Enforcement Officer Ron Maxwell reviewed his report.

A motion was made by Mary Ellyn Calabrese and seconded by Bill Smith to amend the following appointments and salary schedule: Payment schedule for the Deputy Town Clerk as semi-annual, Historian, voucher and Justice monthly. All voted yes. Carried.

Supervisor Schuster declared the public hearing closed. No public comments for or against said Local Laws.

**TOWN OF SPARTA
RESOLUTION TO HOLD PUBLIC HEARING
REGARDING PROPOSED LOCAL LAW 1-2026
“NOTICE OF HIGHWAY DEFECTS”**

Adopted: February 10, 2026

WHEREAS the Town Board of the Town of Sparta met at a regular board meeting at the Town Offices located in the Town of Sparta, New York on the 13th day of February 2026, commencing at 7:00 p.m., at which time and place the following members were:

<u>Present:</u>	Supervisor	Mark Schuster
	Councilperson	Aaron Schreiner
	Councilperson	Deb Halpenny
	Councilperson	Mary Ellyn Calabrese
	Councilperson	Bill Smith
<u>Absent:</u>	_____	_____

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, The Town of Sparta’s insurance company, New York Municipal Insurance Reciprocal (hereinafter referred to as “NYMIR”) suggested that the Town Board of the Town of Sparta enact a local law to supersede New York Town Law §65-A to provide maximum protection against lawsuits from defects to highways, bridges, streets, sidewalks, crosswalks, or culverts; and

WHEREAS NYMIR also recommended that the Town Clerk keep a log of the written prior notifications the Town has receives relative to defects to highways, bridges, streets, sidewalks, crosswalks, or culverts; and

WHEREAS the Town Board of the Town of Sparta finds it in the best interest of the Town to hold a public hearing to consider the adoption of said local law.

NOW ON MOTION OF Mary Ellyn Calabrese which has been duly seconded by Bill Smith, be it

RESOLVED, by the Town Board of the Sparta will hold a public hearing on the proposed adoption of said local law on the 13th day of February 2022 at 7:00 p.m., at which time all interested parties and citizens for or against the proposed law will be heard.

All voted yes. Carried.

Local Law No. 1 of 2026 (Notice of Highway Defects)

A local law providing for written notification of defects and obstructions on Town highways, bridges, streets, sidewalks, crosswalks, and culverts in the Town of Sparta.

BE IT ENACTED by the Town Board of the Town of Sparta as follows:

SECTION I.

No civil actions shall be maintained against the Town or Town Superintendent of Highways for damages or injuries to person or property sustained by reason of any highway, bridge, street, sidewalk, crosswalk, or culvert being defective, out of repair, unsafe, dangerous or obstructed unless written notice of such defective unsafe, dangerous, or obstructed condition of such highway, bridge, street sidewalk, crosswalk, or culvert was actually given to the Town Clerk or Town Superintendent of Highways, 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.

No such action shall be maintained for damages or injuries to person or property sustained solely in consequences of the existence of snow or ice upon any highway, bridge, street, sidewalk, crosswalk, or culvert, unless written notice thereof, specifying the particular place, was actually given to the Town Clerk or Town Superintendent of Highways, and 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 II.

The Town Superintendent of Highways shall transmit in writing to the Town Clerk within ten (10) days after the receipt thereof all written notices received pursuant to this local law and subdivision 3 of Section 65-A of the Town Law, to be presented to the Town Board within five (5) days of the receipt thereof or at the next succeeding Town Board meeting, whichever shall be sooner.

SECTION III.

This local law shall supersede in its application New York State Town Law §65-A.

SECTION IV.

This local law shall take effect immediately upon its filing with the office of the Secretary of State.

All voted yes. Carried.

**TOWN OF SPARTA
RESOLUTION TO ADOPT LOCAL LAW NO. 2 OF 2026 ENTITLED,
“TRUCKS OVER CERTAIN WEIGHTS EXCLUDED”**

Adopted: February 10, 2026

WHEREAS, the Town Board of the Town of Sparta met at a regular board meeting at the Town Hall located at 8374 Sparta Center Road, Sparta, New York on the 10th day of February, 2026, commencing at 7:00 P.M., and thereafter a public hearing was held at 7:05 P.M. at which time and place the following members were:

Present:	Supervisor	Mark Schuster
	Councilmember	Aaron Schreiner
	Councilmember	Deb Halpenny
	Councilmember	Mary Ellyn Calabrese
	Councilmember	Bill Smith
Absent:	_____	_____

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Town Board is considering a proposed local law entitled, “TRUCKS OVER CERTAIN WEIGHTS EXCLUDED” to exclude commercial vehicles, tractors, tractor-trailer combinations, tractor-semitrailer combinations, or tractor-trailer-semitrailer combinations from highways specified by such town board in accordance with New York Vehicle and Traffic Law §1660-17 from operating on roads under the jurisdiction of the Town of Sparta, specifically on Vista Hill, Harter Road, Deiter Road, Carney Road, Logan Road, Hammond Road, Barber Road, Stong Hill Road, and Springwater Road; and

WHEREAS, on January 13th, the Town Board of the Town of Town of Sparta adopted a Resolution to Authorize Public Hearing set for February 10, 2026 regarding said proposed local law, at which time all interested parties and citizens for or against the proposed local law would be heard; and

WHEREAS, the Town Clerk published a Notice of Public Hearing in the Town’s Official Newspaper on January 30, 2026 and posted such Notice at the Town Hall; and

WHEREAS, the Town Board of the Town of Sparta held a public hearing on the aforesaid February 10, 2026 date, at which time all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof; and

WHEREAS, the Town Board of the Town of Sparta finds it to be in the best interest of said Town to adopt said local law; and

NOW ON MOTION OF Deb Halpenny, which has been duly seconded by Deb Halpenny, now therefore be it

RESOLVED, that the Town Board of the Town of Sparta hereby adopts Local Law No. 2 of 2026, entitled, “TRUCKS OVER CERTAIN WEIGHTS EXCLUDED”; and be it further

RESOLVED, that the Town Clerk hereby is directed to enter said local law in the minutes of this meeting and give due notice of the adoption of said local law to the Secretary of the State of New York.

All voted yes. Carried.

LOCAL LAW NO. 2 OF 2026 (TRUCKS OVER CERTAIN WEIGHTS EXCLUDED)

ENTITLED, “TRUCKS OVER CERTAIN WEIGHTS EXCLUDED.”

BE IT ENACTED by the Town Board of the Town of Sparta as follows:

SECTION I. INTRODUCTION AND LEGISLATIVE INTENT

This Local Law is enacted pursuant to the New York Town Law §130(7), the New York Vehicle and Traffic Law §1660, New York State Vehicle and Traffic Law §1683(2), and New York State Town Law §135(2) so as to provide for the general health, safety, welfare of the citizens of the Town of Sparta.

SECTION II. AUTHORITY

The Town Board of the Town of Sparta (hereinafter “Town Board”), pursuant to the authority granted under Section 130(7) of the Town Law of the State of New York.

SECTION III. PURPOSE AND INTENT

The Town Board feels there is a need to establish weight limits for roads in the Town of Sparta, specifically roads located within the Town which have a steep grade, due to the Town recognizing that these roads are not designed for and are not able to withstand heavy vehicular traffic and overweight vehicles associated with current uses. This local law intends to exclude vehicles over certain weights from the roads or parts of roads described therein, except for the pickup and delivery of materials on such roads.

SECTION IV. ENACTMENT

- A. The Town Board of the Town of Sparta hereby adopts in accordance with New York State Vehicle and Traffic Law §1660(28), the exclusion of trucks, commercial vehicles, tractors, tractor-trailer combinations, tractor-semitrailer combinations or tractor-trailer-semitrailer combinations in excess of any designated weight, designated length, designated height, or designated width, from the following highways:

Name of Street	Weight Limit (tons)	Location
NORTH DANSVILLE	5	Entire length of North Dansville from Rogers Road to the intersection of Depot Road.
HARTER ROAD	5	Entire length of Harter Road from the intersection of NYS Route 256 to the intersection of Culbertson Road.
DEITER ROAD	5	Entire length of Deiter Road from the intersection of NYS Route 256 and Harter Road.
CARNEY ROAD	5	Entire length of Carney Road from the intersection of Ross Road to Parker Hill Road.
LOGAN ROAD	10	Entire length of Logan Road from the intersection of Barber Road Groveland Road.
BARBER ROAD	10	Entire length of Barber Road from the intersection of Logan Road to Parker Hill Road.
STONG HILL ROAD	10	Entire length of Stong Hill Road from the intersection of Story Road to Reeds Corners Road.

- B. Exclusions to Section IV(A) include school buses, snowplows, fire or emergency vehicles, and service vehicles. Such exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways from which such vehicles or combinations are otherwise excluded.

SECTION V. MUNICIPAL POSTING OF REQUIREMENT

The Town shall cause signage to be posted on roads being limited in the municipal boundaries of the Town notifying the public of the restriction and regulation of the operation of vehicles on any controlled-access highway or the use of any controlled-access highway by any vehicle, device moved by human power or pedestrian pursuant to New York State Vehicle and Traffic Law §1683(2). This notice will be similar to the notice that zoning is in effect in a community.

SECTION VI. VIOLATION AND PENALTIES

Any person who shall operate or move a vehicle or a combination of vehicles, the weights or dimensions of which exceed the limitations provided set by the Town Board on Town roads or highways and are not excluded under Section IV(B) shall be guilty of a violation. Each violation shall be punishable by a fine not exceeding five hundred and no/100 (\$500.00) dollars per occurrence for the first violation and not to exceed one thousand and

no/100 Dollars (\$1,000.00) per occurrence for each subsequent violation as set by the Town Board pursuant to New York State Town Law §135(2).

SECTION VII. ENFORCEMENT

This law may be enforced by any law enforcement officer within the jurisdiction to enforce any law of the vehicle and traffic laws of the State of New York and the County of Livingston.

SECTION VIII. SEVERABILITY

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION IX. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the New York Secretary of State.

All voted yes. Carried.

General bills were audited and approved for a total amount of \$36,789.18.

Highway bills were audited and approved for a total amount of \$75,231.86.

Street light bills were audited and approved for a total amount of \$543.77.

A motion was made by Deb Halpenny and seconded by Bill Smith to adjourn the meeting. All voted yes. Carried.

Next regular meeting will be held March 10, 2026 at 7:00 pm.

TOWN CLERK

Sheila Duffy