

2003-3

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
~~City~~ of Chenango
~~Town~~
~~Village~~

County Local Law No. 3 of the year 2003

A local law AMENDING LOCAL LAW NO. 2 OF 1998 PROVIDING FOR ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE

Be it enacted by the Board of Supervisors of the

County
~~City~~ of Chenango as follows:
~~Town~~
~~Village~~

The Safety and Rules Committee offered the following, and moved its adoption:

STATE OF NEW YORK
COUNTY OF CHENANGO

ADOPTED LOCAL LAW NO. 3 OF 2003

A County Law Amending Local Law No. 2 of 1998 Providing for Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code

Be it enacted by the Board of Supervisors of Chenango County as follows:

Section 1.

Local Law No. 2 of 1998 Providing for Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code is amended by the addition of new subdivision 8.8 to Article 8 as follows:

"8.8 (a) Fire Safety Inspections shall be performed as required by the Code and the owner/operator of the property shall be responsible for, and pay the cost of, such inspection by County personnel at a rate determined by the Chenango County Board of Supervisors. Payment shall be due within thirty days of the date the bill or invoice is provided or mailed to the owner/operator or representative.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

FILED
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CHENANGO COUNTY NY

(b) In the event payment for fire inspection services is not paid within thirty (30) days, a late fee of \$10.00 shall be added to the principal amount due.

(c) In the event payment for fire inspection services is not paid within sixty (60) days, another late fee of \$10.00 shall be added to the principal amount due.

(d) Any owner/operator who knowingly fails to make payment of all fire inspection fees including late payment fees, within ninety (90) days of the date the initial bill or invoice is provided or mailed to owner/operator or representative is in violation of this local law and shall be subject to a fine in an amount not to exceed \$250.00 per day or by imprisonment for a period not in excess of fifteen (15) days, or by both such fine and imprisonment. Such fine and/or imprisonment shall be determined in a court of competent jurisdiction under the laws of the State of New York. Department representatives are authorized to issue an appearance ticket in accord with the Criminal Procedure Law for alleged violations of this provision.

(e) In addition to or in lieu of the criminal process set forth in (d) above, Department representatives are authorized to commence a civil proceeding in a court of competent jurisdiction for the collection of outstanding fees, and may recover a civil fine not exceeding \$250.00 in addition to the amount of outstanding fees."

Section 2.

This law shall be effective immediately upon its filing with the New York Secretary of State.

Seconded by Mr. Doyle

Results of a Roll Call vote were: Yes-2223, No-178 , Absent-0

No: Supervisors Outwater, Iannello, Brown

The Chairman declared the local law duly adopted.

(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, designated as local law No. 3 of 2003 of the (County)(City)(Town)(Village) of Chenango was duly passed by the Board of Supervisors on 08/11 2003, in accordance with the applicable provisions of law. (Name of Legislative Body)

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, designated as local law No. 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*) and was deemed duly adopted on 20, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

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

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

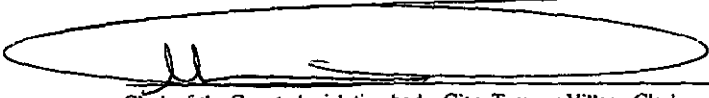
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 hereto, designated as local law No. _____ 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 paragraph _____, above.



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

Date: August , 2003



(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 Chenango

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.

Chenango County, NY
Recorded on this 13th
of August, 2003 at 3:04
o'clock P.M., in Liber 1
Local Laws
at Page 331 and examined
Mary C. Weidman Clerk

Paul W. Bilz
Signature

County Attorney
Title

County
City of Chenango
Town
Village

Date: August , 2003