

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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
JAN 11 2006

MISCELLANEOUS
& STATE RECORDS

County

City of -----Buffalo-----

Town

☐

Village

☐

☐

Local Law No.-----2----- of the year 2006----

A local law amending the Charter of the City of Buffalo in relation to the Department of Permit and Inspection Services.

(Insert Title)

Be It enacted by the-----Common Council----- **of the**

☐

(Name of Legislative Body)

☐

☐

County

☐

City of -----Buffalo----- as follows:

Town

Village

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF BUFFALO AS FOLLOWS:

Section 1. That Article 17 of the Charter of the City of Buffalo, adopted pursuant to law, is hereby amended as follows:

Article 17 Department of Economic Development and Permit and Inspection Services

§17-1 Commissioner of the Department of Economic Development and Permit and Inspection Services; Appointment and Qualifications.

The commissioner of the department of economic development and permit and inspection services shall be the head of the department of economic development and permit and inspection services, and shall be a person with (i) demonstrated executive and administrative ability and experience in construction and/or real estate development, which shall include at least three (3) years experience in the administration of

building, housing or property code inspection and enforcement activities or (ii) substantially equivalent qualifications that are acceptable to the mayor. The commissioner shall be appointed by the mayor, subject to confirmation by council and shall be removable at the pleasure of the mayor.

§ 17-2. Commissioner of the Department of Economic Development and Permit and Inspection Services; Duties and Powers.

The commissioner of the department of economic development and permit and inspection services shall:

- (a) Supervise, manage and be responsible for the affairs of the department of economic development and permit and inspection services, including all matters related to permits and inspections, housing, and demolitions. The commissioner shall lead a customer-focused department to encourage and facilitate private development within the city. For purposes of this article, the term "permit" shall be deemed to include a license, unless otherwise indicated by the context;
- (b) Have charge of all applications to the city or its departments, officers or agencies for permits for the construction or remodeling of all non-public buildings or other structures within the city, including without limitation, the review of all plans and designs. The commissioner shall have charge of all other permits and all inspections for which he is made responsible by this charter, the city code, or any statute, local law or ordinance. The commissioner shall be responsible for all property code enforcement programs, including housing code violations and matters relating to multiple dwellings; plumbing, electrical and combustion inspections; and bingo games and premises inspections ;
- (c) Develop and implement a unified, streamlined system for the review and processing of all applications for the construction or remodeling of all buildings or other structures within the city utilizing, where practicable and appropriate, the best practices of municipalities throughout the United States;
- (d) Appoint, and at pleasure may remove, a deputy commissioner of permit and inspection services;
- (e) Have charge of all demolition work;
- (f) Represent the city in all housing court proceedings;
- (g) Responsible for the coordination and development of the economic development initiatives of the City;
- (h) Perform the duties of administering and enforcing the provisions of the zoning chapter of the city code, including granting permits and certificates of occupancy and conducting all inspections required by that chapter;
- (i) Have charge of issuing, transferring, renewing, revoking, suspending and canceling all licenses and permits, the collection of fees and the coordination of necessary inspections in connection therewith;
- (j) Oversee all housing and building construction and rehabilitation, code enforcement and rehabilitation assistance;
- (k) Direct or cause to be torn down, blown up or otherwise destroyed on an emergency basis, any building or buildings which he or she deems to be an immediate threat to the health, welfare and safety to the public;
- (l) Exercise such other powers and perform such other duties as may be conferred or imposed upon him by this charter, as the same may be amended from time to time, by the mayor or by any general law, local law, ordinance or federal or state law.

Section 2. Insofar as the provisions of this local law are inconsistent with the provisions of any other local law or act, the provisions of this local law shall be controlling.

Section 3. This local law shall take effect immediately.

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

(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 - ----- of 20 ----- of the (County)(City)(Town)(Village) of ----- was duly passed by the ----- on ----- 20 in accordance with the applicable provisions of law.
(Same 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 -----2----- of 2006 of the (City) of -----Buffalo----- was duly passed by the -----Common Council----- on ---12/30/2005 ---, and was (approved)
(Name of Legislative Body)
by the -----Mayor----- and was deemed duly adopted on ---1/9/2006 ---,
(Elective ChiefExecutive Officer-)
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 2005 ---- of the (City) of -----Buffalo----- was duly passed by the -----Common Council----- on ----- 2005----, and was (approved)
(Name of Legislative Body)
after disapproval) by the -----Mayor----- on ----- 2005----. Such local law was
(Elective ChiefExecutive Officer-)
submitted to the people by reason of a (mandatory) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) 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 ----- on ----- 20____, and was (approved)(not
(Name of Legislative Body)
approved)(repassed after disapproval) by the ----- on ----- 20
(Elective ChiefExecutive Officer-)
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 countywide 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 -----2----- above.


Clerk of the City


(Seal)

Date: _____ 1/9/06 _____

(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 ERIE

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

Title Corporation Counsel

City of _____ Buffalo _____

Date: _____ 1/9/06 _____