

Local Law Filing

(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.

**FILED
STATE RECORDS**

FEB 18 2016

County City Town Village
(Select one.)

of PORT JERVIS

DEPARTMENT OF STATE

Local Law No. 1 of the year 2016

A local law ADOPTING ADDITIONS TO SECTION 231-16 OF THE PORT JERVIS CITY CODE

(Insert Title)
RELATING TO FEES CHARGED BY ENGINEERS OR OTHER INSPECTORS

ASSISTING THE PORT JERVIS BUILDING DEPARTMENT IN INSPECTIONS OF
PROPERTY

Be it enacted by the COMMON COUNCIL of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of PORT JERVIS

as follows:

SEE ANNEXED PAGES.

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

CITY OF PORT JERVIS, ORANGE COUNTY, NEW YORK
LOCAL LAW NO. 1 OF 2016

A LOCAL LAW ADOPTING ADDITIONS TO SECTION 231-16 OF THE PORT JERVIS
CITY CODE RELATING TO FEES CHARGED
BY ENGINEERS OR OTHER INSPECTORS
ASSISTING THE PORT JERVIS BUILDING DEPARTMENT
IN INSPECTIONS OF PROPERTY

1. Purpose. In the course of their duties as the Building Official, Deputy Building Official, Fire Inspector or other Inspectors or Officials of the City of Port Jervis, they may find it necessary to consult with and obtain assistance of an engineer, architect or other certified building construction expert in order to perform fire safety and property maintenance inspections in order to determine the safety of a structure. The cost of these inspections from the experts or professionals consulted by City Officials, shall be the obligation of the property owner of the structures and properties inspected.

2. Legislation. The following language should be added at the end of Section 231-16 of the Port Jervis City Code. That Section is under the Chapter which is entitled "Building Code Administration and Enforcement". The new Section shall read as follows:

When the Building Official or Deputy Building Official or other Inspectors or Officials of the City of Port Jervis find it necessary to consult with and obtain the assistance of an engineer, architect or other certified building construction experts in order to perform fire safety and property maintenance inspections in order to determine the safety of any building, structure, use or occupancy within the City of Port Jervis, the cost of said inspection and report from said engineer, architect or expert shall be paid by the property owner; and in the event that said cost or fee is not paid by said owner, same shall be included in the next real property tax bill for the affected property issued by the City of Port Jervis as said procedure is permitted under the appropriate Section or Sections of this Code.

PLEASE TAKE NOTICE TO THE EXTENT THAT THIS LOCAL LAW MAY CONFLICT WITH APPLICABLE PORTIONS OF THE GENERAL CITY LAW OF THE STATE OF NEW YORK, IT IS THE STATED INTENTION OF THE CITY TO EXERCISE ITS AUTHORITY TO SUPERSEDE AND AMEND, AS GRANTED UNDER THE MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK, SECTION 10. THE CITY HEREBY PROVIDES NOTICE THAT IT IS EXERCISING ITS AUTHORITY TO SUPERSEDE AND AMEND PURSUANT TO MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK SECTION 22.

(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.

(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. 1 of 2016 of the ~~(County)(City)(Town)(Village)~~ of PORT JERVIS was duly passed by the COMMON COUNCIL on 21st 2016, and was (approved)(not approved) (repassed after disapproval) by the MAYOR and was deemed duly adopted on FEBRUARY 8 2016, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

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 _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

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 _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ 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.

(Name of Legislative Body)

(Elective Chief Executive Officer*)

* 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.)

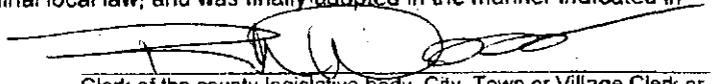
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 2 above.



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

Date: 2/10/2016

(Seal)