

TOWN OF ULYSSES, NEW YORK
LOCAL LAW NO. _____ OF THE YEAR 2017

A Local Law to Amend Chapter 80 of the Code of the Town of Ulysses, which provides for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code, the New York State Energy Conservation Construction Code, and all chapters of the Code of the Town of Ulysses and all laws, ordinances, rules and regulations of any agency having jurisdiction over the subject matter of this Chapter.

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

SECTION 1.

§80-1 of the Code of the Town of Ulysses shall be amended to read as follows:

“80-1. Purpose and intent; incorporation by reference.

“This chapter provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code, the New York State Energy Conservation Construction Code, and all chapters of the Code of the Town of Ulysses and all laws, ordinances, rules and regulations of any agency having jurisdiction over the subject matter of this Chapter.

The provisions of the New York State Uniform Fire Prevention and Building Code and the New York State Energy Conservation and Construction Code are hereby incorporated by reference in this Chapter. A violation of any of the provisions of the aforementioned codes shall constitute a violation of the Code of the Town of Ulysses.

SECTION 2.

§80-2 of the Code of the Town of Ulysses entitled “Definitions” shall be amended as follows:

The definitions of Property Maintenance Code and Other Codes shall be deleted.

The definition of Uniform Code shall be amended to read: “The New York State Uniform Fire Prevention and Building Code, as currently in effect and as hereafter amended from time to time.”

SECTION 3.

§80-5 of the Code of the Town of Ulysses shall be amended as follows:

a. The title of the section shall be amended to read “§80-5. Compliance Required; Construction Inspections.”

b. The following paragraph A-1 shall be added at the beginning of §80-5:

“A-1. No person shall construct, alter, repair, move, remove, demolish, equip, occupy, use or maintain any building, structure or portion thereof in violation of any provision of this chapter, the Uniform Code, the Energy Code, this Municipal Code, laws, ordinances, rules and regulations of

any agency having jurisdiction over the subject matter nor fail to comply with the lawful orders of the Code Enforcement Officer or his/her designee.”

c. §80-5, paragraph A shall be renumbered as paragraph A-2.

SECTION 4.

The words “the Uniform Code, the Energy Code, the Property Maintenance Code and the other codes” and the words “the Uniform Code, the Energy Code, the Property Maintenance Code and/or the other codes” in the Code of the Town of Ulysses shall be replaced with “the Uniform Code and the Energy Code” in the following sections:

§80-3(A); §80-3(A)(10); §80-4(A); §80-4(C); §80-4(D); §80-4(D)(4);§80-4(D)(5)(d); §80-4(A); §80-4(C); §80-4(F); §80-4(J), §80-4(J)(1); §80-4(J)(2), §80-5(C); §80-6(A)(1); §80-7(B); §80-7(D); §80-10(B); §80-10(F); §80-11(B); §80-12; §80-14(B); §80-14(C); §80-15(A)(1); §80-15(A)(1)(c); §80-15(A)(1)(d); §80-15(B); §80-15(C); §80-15(D); §80-15(E); §80-15(F);§80-15(G); and §80-17.

SECTION 5.

The first sentence of §80-15(E) of the Code of the Town of Ulysses shall be amended to read as follows:

“E. Exterior property maintenance violations. In the event that a property owner fails to comply with the compliance order of the Code Enforcement Officer to remedy violations of the provisions of the Uniform Code pertaining to exterior property maintenance within the period stated in the compliance order, the Town shall have the following remedies in addition to all remedies set forth in state, local or other applicable law:”

SECTION 6.

The first sentence of §80-15(F) of the Code of the Town of Ulysses shall be amended to read as follows:

“F. Unsafe structures. In the event that the Code Enforcement Officer has condemned any structure located in the Town as an unsafe structure or a structure unfit for human occupancy pursuant to the Uniform Code, the Town shall have the following remedies in addition to all remedies set forth in state, local or other applicable law:”

SECTION 7.

The first sentence of §80-15(G) of the Code of the Town of Ulysses shall be amended to read as follows:

“Collection of unpaid fines and penalties. In the event that a property owner fails to pay fines imposed by Town Court for violation of the provisions of the Uniform Code, the Energy Code, or this chapter, and/or any civil penalties imposed pursuant to the aforementioned codes and laws, and such fines and penalties remain unpaid 30 days after they were levied, the Town may file a certificate with the Tompkins County Department of Assessment stating the amount of the unpaid fine or penalty, together with a statement identifying the property and landowner. ”

SECTION 8.

Paragraph I of §80-15 shall be deleted.

SECTION 9.

The provisions of this local law are severable. If any court of competent jurisdiction decides that any section, clause, sentence, part or provision of this local law is illegal, invalid, or unconstitutional, such decision shall not affect, impair, or invalidate any of the remaining sections clauses, sentences, parts, or provisions of the Local Law.

SECTION 10.

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