

1 Replace Chapter 63 BUILDING PERMITS and Chapter 75 FIRE PREVENTION AND  
2 BUILDING with:

3

4 **Chapter 63 BUILDING SAFETY AND FIRE PREVENTION; ENFORCEMENT OF**  
5 **NEW YORK STATE UNIFORM CODES**

6

7 Be it enacted by the Town Board of the Town of Corinth, in the County of Saratoga, as  
8 follows:

9

10 SECTION 1. PURPOSE AND INTENT

11 This local law provides for the administration and enforcement of the New York State  
12 Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy  
13 Conservation Construction Code (the Energy Code) in the Town of Corinth, New York,  
14 as they may from time to time be amended. This local law is adopted pursuant to  
15 section 10 of the Municipal Home Rule Law.

16 Except as otherwise provided in the Uniform Code, the Energy Code other state law, or  
17 other section of this local law, all buildings, structures, and premises, regardless of use  
18 or occupancy, are subject to the provisions this local law.

19

20 SECTION 2. DEFINITIONS

21 In this local law, the following terms shall have the meanings shown in this section:

22

23 “Assembly Area” shall mean an area in any building, or in any portion of a building, that  
24 is primarily used or intended to be used for gathering fifty or more persons for uses  
25 including, but not limited to, amusement, athletic, entertainment, social, or other  
26 recreational functions; patriotic, political, civic, educational, or religious functions; food  
27 or drink consumption; awaiting transportation; or similar purposes.

28 “Building Permit” shall mean a building permit, construction permit, demolition permit,  
29 or other permit that authorizes the performance of work. The term “Building Permit”  
30 shall also include a Building Permit which is renewed, amended, or extended pursuant  
31 to any provision of this local law.

32 “Certificate of Compliance” shall mean a document issued by the Town stating that work  
33 was one in compliance with approved construction documents and the Codes.

34 “Certificate of Occupancy” shall mean a document issued by the Town certifying that the  
35 building or structure, or portion thereof, complies with the approved construction  
36 documents that have been submitted to, and approved by the Town , and indicating that  
37 the building or structure, or portion thereof, is in a condition suitable for occupancy.

38 “Code Enforcement Officer” shall mean the Code Enforcement Officer appointed  
39 pursuant to subdivision (b) of section 3 of this local law.

40 “Code Enforcement Personnel” shall include the Code Enforcement Officer and all  
41 Inspectors.

42 “Codes” shall mean the Uniform Code and Energy Code.

43 “Energy Code” shall mean the New York State Energy Conservation Construction Code  
44 adopted pursuant to Article 11 of the Energy Law.

45 “FCNYS” shall mean the 2020 Fire Code of New York State as currently incorporated  
46 by reference in 19 NYCRR Part 1225.

47 “Fire Safety and Property Maintenance Inspection” shall mean an inspection  
48 performed to determine compliance with the applicable provisions of 19 NYCRR Part  
49 1225 and the publications incorporated therein by reference and the applicable  
50 provisions of 19 NYCRR Part 1226 and the publications incorporated therein by  
51 reference.

52 “Hazardous Production Materials” shall mean a solid, liquid, or gas associated with  
53 semiconductor manufacturing that has a degree-of-hazard rating in health,  
54 flammability, or instability of Class 3 or 4, as ranked by NFPA 704 (Standard Systems  
55 for Identification of the Hazards of Materials for Emergency Response), and which is  
56 used directly in research, laboratory, or production processes which have, as their  
57 end product, materials that are not hazardous.

58 “Inspector” shall mean an inspector appointed pursuant to subdivision (d) of section 3  
59 of this local law.

60 “Mobile Food Preparation Vehicles” shall mean vehicles that contain cooking  
61 equipment that produces smoke or grease-laden vapors for the purpose of preparing  
62 and serving food to the public. Vehicles intended for private recreation shall not be  
63 considered mobile food preparation vehicles.

64 “Operating Permit” shall mean a permit issued pursuant to section 10 of this local law.  
65 The term “Operating Permit” shall also include an Operating Permit which is renewed,  
66 amended, or extended pursuant to any provision of this local law.

67 “Order to Remedy” shall mean an order issued by the Code Enforcement Officer  
68 pursuant to subdivision (a) of section 17 of this local law.

69 “Permit Holder” shall mean the Person to whom a Building Permit has been issued.

70 “Person” shall include an individual, corporation, limited liability company, partnership,  
71 limited partnership, business trust, estate, trust, association, or any other legal or  
72 commercial entity of any kind or description.

73 “PMCNYS” shall mean the 2020 Property Maintenance Code of New York State as  
74 currently incorporated by reference in 19 NYCRR Part 1226.

75 “RCNYS” shall mean the 2020 Residential Code of New York State as currently  
76 incorporated by reference in 19 NYCRR Part 1220.  
77 “Repair” shall mean the reconstruction, replacement, or renewal of any part of an  
78 existing building for the purpose of its maintenance or to correct damage.  
79 “Stop Work Order” shall mean an order issued pursuant to section 6 of this local law.  
80 “Sugarhouse” shall mean a building used, in whole or in part, for the collection, storage,  
81 or processing of maple sap into maple syrup and/or maple sugar.  
82 “Temporary Certificate of Occupancy” shall mean a certificate issued pursuant to  
83 subdivision (d) of section 7 of this local law.  
84 “Town” shall mean the Town of Corinth, Saratoga County, New York State.  
85 “Uniform Code” shall mean the New York State Uniform Fire Prevention and Building  
86 Code, Subchapter A of Chapter XXXIII of Title 19 of the NYCRR, adopted pursuant  
87 to Article 18 of the Executive Law.

88  
89 All laws, codes, rules and regulations cited or referred to in this local law mean such  
90 laws, codes, rules and regulations as they may have been amended since the date  
91 of the enactment of this local law, that is, as they exist and read at the time of the  
92 application of this local law.

93

### 94 SECTION 3. CODE ENFORCEMENT OFFICER AND INSPECTORS

95 (a) The Office of Code Enforcement Officer is hereby reestablished and ratified. The  
96 Code Enforcement Officer shall administer and enforce all the provisions of the  
97 Uniform Code, the Energy Code, and this local law. The Code Enforcement Officer  
98 shall have the following powers and duties:

- 99 1. to receive, review, and approve or disapprove applications for  
100 Building Permits, Certificates of Occupancy, Certificates of  
101 Compliance, Temporary Certificates of Occupancy, and Operating  
102 Permits, and the plans, specifications, and construction documents  
103 submitted with such applications;
- 104 2. upon approval of such applications, to issue Building Permits,  
105 Certificates of Occupancy, Certificates of Compliance, Temporary  
106 Certificates of Occupancy, and Operating Permits, and to include in  
107 terms and conditions as the Code Enforcement Officer may  
108 determine to be appropriate Building Permits, Certificates of  
109 Occupancy, Certificates of Compliance, Temporary Certificates of  
110 Occupancy, and Operating Permits;

- 111 3. to conduct construction inspections; inspections to be made prior to the  
112 issuance of Certificates of Occupancy, Certificates of Compliance,  
113 Temporary Certificates of Occupancy, and Operating Permits; fire safety  
114 and property maintenance inspections; inspections incidental to the  
115 investigation of complaints; and all other inspections required or  
116 permitted under any provision of this local law;
- 117 4. to issue Stop Work Orders;
- 118 5. to review and investigate complaints;
- 119 6. to issue orders pursuant to subdivision (a) of section 17 (Violations)  
120 of this local law;
- 121 7. to maintain records;
- 122 8. to collect fees as set by the Town Board of the Town of Corinth;
- 123 9. to pursue administrative enforcement actions and proceedings;
- 124 10. in consultation with the Town's attorney, to pursue such legal actions  
125 and proceedings as may be necessary to enforce the Uniform Code,  
126 the Energy Code, and this local law, or to abate or correct conditions  
127 not in compliance with the Uniform Code, the Energy Code, or this  
128 local law; and
- 129 11. to exercise all other powers and fulfill all other duties conferred upon  
130 the Code Enforcement Officer by this local law.

131 (b) The Code Enforcement Officer shall be appointed by the Town Board annually.  
132 The Code Enforcement Officer shall possess background experience related to  
133 building construction or fire prevention and shall, within the time prescribed by law,  
134 obtain such basic training, in-service training, advanced in-service training, and other  
135 training as the State of New York shall require for code enforcement personnel, and  
136 the Code Enforcement Officer shall obtain certification from the Department of State  
137 pursuant to the Executive Law and the regulations promulgated thereunder.

138 (c) In the event that the Code Enforcement Officer is unable to serve as such for  
139 any reason, another individual shall be appointed by the Town Board annually to  
140 serve as Acting Code Enforcement Officer. The Acting Code Enforcement Officer  
141 shall, during the term of their appointment, exercise all powers and fulfill all duties  
142 conferred upon the Code Enforcement Officer by this local law.

143 (d) One or more Inspectors may be appointed the Town Board annually to act under  
144 the supervision and direction of the Code Enforcement Officer and to assist the Code  
145 Enforcement Officer in the exercise of the powers and fulfillment of the duties  
146 conferred upon the Code Enforcement Officer by this local law. Each Inspector shall,  
147 within the time prescribed by law, obtain such basic training, in-service training,  
148 advanced in-service training, and other training as the State of New York shall require

149 for code enforcement personnel, and each Inspector shall obtain certification from the  
150 Department of State pursuant to the Executive Law and the regulations promulgated  
151 thereunder.

152 (e) The compensation for the Code Enforcement Officer and Inspectors shall be fixed  
153 from time to time by the Town Board of the Town of Corinth.

154

#### 155 SECTION 4. BUILDING PERMITS.

156

157 (a) Building Permits Required. Except as otherwise provided in subdivision (b) of this  
158 section, a Building Permit shall be required for any work which must conform to the  
159 Uniform Code and/or the Energy Code, including, but not limited to, the construction,  
160 enlargement, alteration, improvement, removal, relocation, or demolition of any  
161 building or structure or any portion thereof, and the installation of a solid fuel burning  
162 heating appliance, chimney, or flue in any dwelling unit. No Person shall commence  
163 any work for which a Building Permit is required without first having obtained a  
164 Building Permit from the Town .

165 (b) Exemptions. No Building Permit shall be required for work in any of the following  
166 categories:

- 167 (1) construction or installation of one-story detached structures associated  
168 with one- or two-family dwellings or multiple single-family dwellings  
169 (townhouses), which are used for tool and storage sheds, playhouses, or  
170 similar uses, provided the gross floor area does not exceed 144 square  
171 feet;
- 172 (2) construction of temporary sets and scenery associated with motion  
173 picture, television, and theater uses;
- 174 (3) installation of window awnings supported by an exterior wall of a one- or  
175 two-family dwelling or multiple single-family dwellings (townhouses);
- 176 (4) installation of partitions or movable cases less than 5'-9" in height;
- 177 (5) painting, wallpapering, tiling, carpeting, or other similar finish work;
- 178 (6) installation of listed portable electrical, plumbing, heating, ventilation or  
179 cooling equipment or appliances;
- 180 (7) replacement of any equipment provided the replacement does not alter the  
181 equipment's listing or render it inconsistent with the equipment's original  
182 specifications; or

183 (c) repairs, provided that the work does not have an impact on fire and life safety, such  
184 as (i) any part of the structural system; (ii) the required means of egress; or (iii) the fire  
185 protection system or the removal from service of any part of the fire protection system for

186 any period of time.

187 (d) Exemption not deemed authorization to perform non-compliant work. The  
188 exemption from the requirement to obtain a building permit for work in any category  
189 set forth in subdivision (b) of this section shall not be deemed an authorization for work  
190 to be performed in violation of the Uniform Code or the Energy Code.

191 (e) Applications for Building Permits. Applications for a Building Permit shall be  
192 made in writing on a form provided by or otherwise acceptable to the Code  
193 Enforcement Officer. The application shall be signed by the owner of the property  
194 where the work is to be performed or an agent of the owner authorized to do so in a  
195 writing signed by the owner. The application shall include such information as the  
196 Code Enforcement Officer deems sufficient to permit a determination by the Code  
197 Enforcement Officer that the intended work complies with all applicable requirements  
198 of the Uniform Code and the Energy Code. The application shall include or be  
199 accompanied by the following information and documentation:

- 200 (1) a description of the location, nature, extent, and scope of the proposed  
201 work;
- 202 (2) the tax map number and the street address of any affected building or  
203 structure;
- 204 (3) the occupancy classification of any affected building or structure where  
205 applicable, a statement of special inspections prepared in accordance  
206 with the provisions of the Uniform Code; and at least 2 sets of  
207 construction documents (drawings and/or specifications) which (i)  
208 describe the location, nature, extent, and scope of the proposed work; (ii)  
209 show that the proposed work will conform to the applicable provisions of  
210 the Codes; (iii) show the location, construction, size, and character of all  
211 portions of the means of egress; (iv) show a representation of the  
212 building thermal envelope; (v) show structural information including but  
213 not limited to braced wall designs, the size, section, and relative locations  
214 of structural members, design loads, and other pertinent structural  
215 information; (vi) show the proposed structural, electrical, plumbing,  
216 mechanical, fire-protection, and other service systems of the building;  
217 (vii) include a written statement indicating compliance with the Energy  
218 Code; (viii) include a site plan, drawn to scale and drawn in accordance  
219 with an accurate boundary survey, showing the size and location of new  
220 construction and existing structures and appurtenances on the site,  
221 distances from lot lines, the established street grades and the proposed  
222 finished grades, and, as applicable, flood hazard areas, floodways, and  
223 design flood elevations; and (ix) evidence that the documents were  
224 prepared by a licensed and registered architect in accordance with

225 Article 147 of the New York State Education Law or a licensed and  
226 registered professional engineer in accordance with Article 145 of the  
227 New York State Education Law and practice guidelines, including but not  
228 limited to the design professional's seal which clearly and legibly shows  
229 both the design professional's name and license number and is signed  
230 by the design professional whose name appears on the seal in such a  
231 manner that neither the name nor the number is obscured in any way,  
232 the design professional's registration expiration date, the design  
233 professional's firm name (if not a sole practitioner), and, if the documents  
234 are submitted by a professional engineering firm and not a sole  
235 practitioner professional engineer, the firm's Certificate of Authorization  
236 number.

237

238 (f) Construction documents. Construction documents will not be accepted as part of  
239 an application for a Building Permit unless they satisfy the requirements set forth in  
240 paragraph (5) of subdivision (d) of this section. Construction documents which are  
241 accepted as part of the application for a Building Permit shall be marked as accepted  
242 by the Code Enforcement Officer in writing or by stamp, or in the case of electronic  
243 media, an electronic marking. One set of the accepted construction documents shall  
244 be retained by the Code Enforcement Officer, and one set of the accepted  
245 construction documents shall be returned to the applicant to be kept at the work site  
246 so as to be available for use by the Code Enforcement Personnel. However, the return  
247 of a set of accepted construction documents to the applicant shall not be construed as  
248 authorization to commence work, nor as an indication that a Building Permit will be  
249 issued. Work shall not be commenced until and unless a Building Permit is issued.

250 (g) Issuance of Building Permits. An application for a Building Permit shall be  
251 examined to ascertain whether the proposed work is in compliance with the  
252 applicable requirements of the Uniform Code and Energy Code. The Code  
253 Enforcement Officer shall issue a Building Permit if the proposed work is in  
254 compliance with the applicable requirements of the Uniform Code and Energy Code.

255 (h) Building Permits to be displayed. Building permits shall be visibly displayed at  
256 the work site and shall remain visible until the authorized work has been completed.

257 (i) Work to be in accordance with construction documents. All work shall be  
258 performed in accordance with the construction documents which were submitted with  
259 and accepted as part of the application for the Building Permit. The Building Permit  
260 shall contain such a directive. The Permit Holder shall immediately notify the Code  
261 Enforcement Officer of any change occurring during the course of the work. The  
262 Building Permit shall contain such a directive. If the Code Enforcement Officer  
263 determines that such change warrants a new or amended Building Permit, such

264 change shall not be made until and unless a new or amended Building Permit  
265 reflecting such change is issued.

266 (j) Time limits. Building Permits shall become invalid unless the authorized work is  
267 commenced within a period not to exceed six (6) months following the date of issuance.  
268 Building Permits shall expire within a period not to exceed twelve (12) months after the  
269 date of issuance. A Building Permit which has become invalid or which has expired  
270 pursuant to this subdivision may be renewed upon application by the Permit Holder,  
271 payment of the applicable fee, and approval of the application by the Code  
272 Enforcement Officer.

273 (k) Revocation or suspension of Building Permits. If the Code Enforcement Officer  
274 determines that a Building Permit was issued in error because of incorrect,  
275 inaccurate, or incomplete information, or that the work for which a Building Permit  
276 was issued violates the Uniform Code or the Energy Code, the Code Enforcement  
277 Officer shall revoke the Building Permit or suspend the Building Permit until such time  
278 as the Permit Holder demonstrates that (1) all work then completed is in compliance  
279 with all applicable provisions of the Uniform Code and the Energy Code and (2) all  
280 work then proposed to be performed shall be in compliance with all applicable  
281 provisions of the Uniform Code and the Energy Code.

282 (l) Fee. The fee specified in or determined in accordance with the provisions set  
283 forth in section 18 (Fees) of this local law must be paid at the time of submission of  
284 an application for a Building Permit, for an amended Building Permit, or for renewal  
285 of a Building Permit.

286

## 287 SECTION 5. CONSTRUCTION INSPECTIONS.

288 (a) Work to remain accessible and exposed. Work shall remain accessible and  
289 exposed until inspected and accepted by the Code Enforcement Officer or by an  
290 Inspector authorized by the Code Enforcement Officer. The Permit Holder shall notify  
291 the Code Enforcement Officer when any element of work described in subdivision (b)  
292 of this section is ready for inspection.

293 (b) Elements of work to be inspected. The following elements of the  
294 construction process shall be inspected, where applicable:

- 295 (1) work site prior to the issuance of a Building Permit;
- 296 (2) footing and foundation;
- 297 (3) preparation for concrete slab;
- 298 (4) framing;
- 299 (5) structural, electrical, plumbing, mechanical, fire-protection, and other  
300 similar service systems of the building;



- 301 (6) fire resistant construction;
- 302 (7) fire resistant penetrations;
- 303 (8) solid fuel burning heating appliances, chimneys, flues, or gas vents;
- 304 (9) inspections required to demonstrate Energy Code compliance, including
- 305 but not limited to insulation, fenestration, air leakage, system controls,
- 306 mechanical equipment size, and, where required, minimum fan
- 307 efficiencies, programmable thermostats, energy recovery, whole-house
- 308 ventilation, plumbing heat traps, and high-performance lighting and
- 309 controls;
- 310 (10) installation, connection, and assembly of factory manufactured
- 311 buildings and manufactured homes; and
- 312 (11) a final inspection after all work authorized by the Building Permit
- 313 has been completed.

314 (c) Remote inspections. At the discretion of the Code Enforcement Officer or  
315 Inspector authorized to perform construction inspections, a remote inspection may be  
316 performed in lieu of an in-person inspection when, in the opinion of the Code  
317 Enforcement Officer or such authorized Inspector, the remote inspection can be  
318 performed to the same level and quality as an in-person inspection and the remote  
319 inspection shows to the satisfaction of the Code Enforcement Officer or by such  
320 authorized Inspector that the elements of the construction process conform with the  
321 applicable requirements of the Uniform Code and Energy Code. Should a remote  
322 inspection not afford the Code Enforcement Officer or such authorized Inspector  
323 sufficient information to make a determination, an in-person inspection shall be  
324 performed.

325 (d) Inspection results. After inspection, the work or a portion thereof shall be noted as  
326 satisfactory as completed, or the Permit Holder shall be notified as to the manner in  
327 which the work fails to comply with the Uniform Code or Energy Code, including a  
328 citation to the specific code provision or provisions that have not been met. Work not in  
329 compliance with any applicable provision of the Uniform Code or Energy Code shall  
330 remain exposed until such work shall have been brought into compliance with all  
331 applicable provisions of the Uniform Code and the Energy Code, reinspected, and  
332 found satisfactory as completed.

333 (e) Fee. The fee specified in or determined in accordance with the provisions set  
334 forth in section 18 (Fees) of this local law must be paid prior to or at the time of each  
335 inspection performed pursuant to this section.

336

337 SECTION 6. STOP WORK ORDERS.

338 (a) Authority to issue. The Code Enforcement Officer is authorized to issue Stop  
339 Work Orders pursuant to this section. The Code Enforcement Officer shall issue a  
340 Stop Work Order to halt:

341 (1) any work that is determined by the Code Enforcement Officer to be  
342 contrary to any applicable provision of the Uniform Code or Energy  
343 Code, without regard to whether such work is or is not work for which a  
344 Building Permit is required, and without regard to whether a Building  
345 Permit has or has not been issued for such work, or

346 (2) any work that is being conducted in a dangerous or unsafe manner in the  
347 opinion of the Code Enforcement Officer, without regard to whether such  
348 work is or is not work for which a Building Permit is required, and without  
349 regard to whether a Building Permit has or has not been issued for such  
350 work, or

351 (3) any work for which a Building Permit is required which is being  
352 performed without the required Building Permit, or under a Building  
353 Permit that has become invalid, has expired, or has been suspended  
354 or revoked.

355 (b) Content of Stop Work Orders. Stop Work Orders shall (1) be in writing, (2) be  
356 dated and signed by the Code Enforcement Officer, (3) state the reason or reasons for  
357 issuance, and (4) if applicable, state the conditions which must be satisfied before  
358 work will be permitted to resume.

359 (c) Service of Stop Work Orders. The Code Enforcement Officer shall cause the Stop  
360 Work Order, or a copy thereof, to be served on the owner of the affected property  
361 (and, if the owner is not the Permit Holder, on the Permit Holder) personally or by  
362 registered mail, whether or not such mail is received or accepted. The Code  
363 Enforcement Officer shall be permitted, but not required, to cause the Stop Work  
364 Order, or a copy thereof, to be served on any builder, architect, tenant, contractor,  
365 subcontractor, construction superintendent, or their agents, or any other Person taking  
366 part or assisting in work affected by the Stop Work Order, personally or by registered  
367 mail; provided, however, that failure to serve any Person mentioned in this sentence  
368 shall not affect the efficacy of the Stop Work Order.

369 (d) Effect of Stop Work Order. Upon the issuance of a Stop Work Order, the owner of  
370 the affected property, the Permit Holder, and any other Person performing, taking part  
371 in, or assisting in the work shall immediately cease all work which is the subject of the  
372 Stop Work Order, other than work expressly authorized by the Code Enforcement  
373 Officer to correct the reason for issuing the Stop Work Order.

374 (e) Remedy not exclusive. The issuance of a Stop Work Order shall not be the  
375 exclusive remedy available to address any event described in subdivision (a) of this

376 section, and the authority to issue a Stop Work Order shall be in addition to, and not in  
377 substitution for or limitation of, the right and authority to pursue any other remedy or  
378 impose any other penalty under section 17 (Violations) of this local law or under any  
379 other applicable local law or State law. Any such other remedy or penalty may be  
380 pursued at any time, whether prior to, at the time of, or after the issuance of a Stop  
381 Work Order.

382

383 SECTION 7. CERTIFICATES OF OCCUPANCY AND CERTIFICATES OF  
384 COMPLIANCE

385 (a) Certificates of Occupancy and Certificates of Compliance required. A Certificate  
386 of Occupancy or Certificate of Compliance shall be required for any work which is the  
387 subject of a Building Permit and for all structures, buildings, or portions thereof, which  
388 are converted from one use or occupancy classification or subclassification to  
389 another. Permission to use or occupy a building or structure, or portion thereof, for  
390 which a Building Permit was previously issued shall be granted only by issuance of a  
391 Certificate of Occupancy or Certificate of Compliance.

392 (b) Issuance of Certificates of Occupancy and Certificates of Compliance. The Code  
393 Enforcement Officer shall issue a Certificate of Occupancy or Certificate of Compliance  
394 if the work which was the subject of the Building Permit was completed in accordance  
395 with all applicable provisions of the Uniform Code and Energy Code and, if applicable,  
396 that the structure, building or portion thereof that was converted from one use or  
397 occupancy classification or subclassification to another complies with all applicable  
398 provisions of the Uniform Code and Energy Code. The Code Enforcement Officer or  
399 an Inspector authorized by the Code Enforcement Officer shall inspect the building,  
400 structure, or work prior to the issuance of a Certificate of Occupancy or Certificate of  
401 Compliance. In addition, where applicable, the following documents, prepared in  
402 accordance with the provisions of the Uniform Code by such person or persons as  
403 may be designated by or otherwise acceptable to the Code Enforcement Officer, at the  
404 expense of the applicant for the Certificate of Occupancy or Certificate of Compliance,  
405 shall be provided to the Code Enforcement Officer prior to the issuance of the  
406 Certificate of Occupancy or Certificate of Compliance:

407 (1) a written statement of structural observations and/or a final report  
408 of special inspections,

409 (2) flood hazard certifications,

410 (3) a written statement of the results of tests performed to show  
411 compliance with the Energy Code, and

412 (4) where applicable, the affixation of the appropriate seals, insignias,  
413 and manufacturer's data plates as required for factory

414 manufactured buildings and/or manufactured homes.

415

416 (c) Contents of Certificates of Occupancy and Certificates of Compliance. A  
417 Certificate of Occupancy or Certificate of Compliance shall contain the following  
418 information:

- 419 (1) the Building Permit number, if any;
- 420 (2) the date of issuance of the Building Permit, if any;
- 421 (3) the name (if any), address and tax map number of the property;
- 422 (4) if the Certificate of Occupancy or Certificate of Compliance is not  
423 applicable to an entire structure, a description of that portion of the  
424 structure for which the Certificate of Occupancy or Certificate of  
425 Compliance is issued;
- 426 (5) the use and occupancy classification of the structure;
- 427 (6) the type of construction of the structure;
- 428 (7) the occupant load of the assembly areas in the structure, if any;
- 429 (8) any special conditions imposed in connection with the issuance of  
430 the Building Permit; and
- 431 (9) the signature of the Code Enforcement Officer issuing the Certificate of  
432 Occupancy or Certificate of Compliance and the date of issuance.

433 (d) Temporary Certificate of Occupancy. The Code Enforcement Officer shall be  
434 permitted to issue a Temporary Certificate of Occupancy allowing the temporary  
435 occupancy of a building or structure, or a portion thereof, prior to completion of the  
436 work which is the subject of a Building Permit. However, in no event shall the Code  
437 Enforcement Officer issue a Temporary Certificate of Occupancy unless the Code  
438 Enforcement Officer determines (1) that the building or structure, or the portion thereof  
439 covered by the Temporary Certificate of Occupancy, may be occupied safely, (2) that  
440 any required fire and life safety components, such as fire protection equipment and fire,  
441 smoke, carbon monoxide, and heat detectors and alarms are installed and operational,  
442 and (3) that all required means of egress from the structure have been provided. The  
443 Code Enforcement Officer may include in a Temporary Certificate of Occupancy such  
444 terms and conditions as he or she deems necessary or appropriate to ensure the  
445 health and safety of the persons occupying and using the building or structure and/or  
446 performing further construction work in the building or structure. A Temporary  
447 Certificate of Occupancy shall be effective for a period of time, not to exceed six (6)  
448 months, which shall be determined by the Code Enforcement Officer and specified in  
449 the Temporary Certificate of Occupancy. During the specified period of effectiveness  
450 of the Temporary Certificate of Occupancy, the Permit Holder shall undertake to bring

451 the building or structure into full compliance with all applicable provisions of the  
452 Uniform Code and the Energy Code.

453 (e) Revocation or suspension of certificates. If the Code Enforcement Officer  
454 determines that a Certificate of Occupancy, Certification of Compliance, or a  
455 Temporary Certificate of Occupancy was issued in error or on the basis of incorrect  
456 information, and if the relevant deficiencies are not corrected to the satisfaction of the  
457 Code Enforcement Officer within such period of time as shall be specified by the Code  
458 Enforcement Officer, the Code Enforcement Officer shall revoke or suspend such  
459 certificate.

460 (f) Fee. The fee specified in or determined in accordance with the provisions set forth  
461 in section 18 (Fees) of this local law must be paid at the time of submission of an  
462 application for a Certificate of Occupancy, Certificate of Compliance, or for Temporary  
463 Certificate of Occupancy.

464

#### 465 SECTION 8. NOTIFICATION REGARDING FIRE OR EXPLOSION.

466 The chief of any fire department providing firefighting services for a property within the  
467 Town shall promptly notify the Code Enforcement Officer of any fire or explosion  
468 involving any structural damage, fuel burning appliance, chimney, or gas vent.

469

#### 470 SECTION 9. UNSAFE BUILDINGS, STRUCTURES, AND EQUIPMENT AND 471 CONDITIONS OF IMMINENT DANGER

472 Unsafe buildings, structures, and equipment and conditions of imminent danger in the  
473 Town shall be identified and addressed in accordance with the procedures  
474 established by Chapters 65 and 68 of the Town Code of the Town of Corinth, as now  
475 in effect or as hereafter amended from time to time.

476

#### 477 SECTION 10. OPERATING PERMITS.

478 Operation Permits required. Any person who proposes to undertake any activity or to  
479 operate any type of building listed in this subdivision (a) shall be required to obtain an  
480 Operating Permit prior to commencing such activity or operation.

481 (a) Operating Permits shall be required for conducting any process or activity or for  
482 operating any type of building, structure, or facility listed below:

483 (1) manufacturing, storing, or handling hazardous materials in quantities  
484 exceeding those listed in the applicable Maximum Allowable Quantity  
485 tables found in Chapter 50 of the FCNYS;

486 (2) buildings, structures, facilities, processes, and/or activities that are within  
487 the scope and/or permit requirements of the chapter or section title of

- 488 the FCNYS as follows:
- 489 (i) Chapter 22, "Combustible Dust-Producing Operations."  
490 Facilities where the operation produces combustible  
491 dust;
  - 492 (ii) Chapter 24, "Flammable Finishes." Operations utilizing  
493 flammable or combustible liquids, or the application of  
494 combustible powders regulated by Chapter 24 of the FCNYS;
  - 495 (iii) Chapter 25, "Fruit and Crop Ripening." Operating a fruit- or crop-  
496 ripening facility or conducting a fruit-ripening process using  
497 ethylene gas;
  - 498 (iv) Chapter 26, "Fumigation and Insecticidal Fogging." Conducting  
499 fumigation or insecticidal fogging operations in buildings,  
500 structures, and spaces, except for fumigation or insecticidal  
501 fogging performed by the occupant of a detached one-family  
502 dwelling;
  - 503 (v) Chapter 31, "Tents, Temporary Special Event Structures, and  
504 Other Membrane Structures." Operating an air-supported  
505 temporary membrane structure, a temporary special event  
506 structure, or a tent where approval is required pursuant to  
507 Chapter 31 of the FCNYS;
  - 508 (vi) Chapter 32, "High-Piled Combustible Storage." High-piled  
509 combustible storage facilities with more than 500 square feet  
510 (including aisles) of high-piled storage;
  - 511 (vii) Chapter 34, "Tire Rebuilding and Tire Storage." Operating a  
512 facility that stores in excess of 2,500 cubic feet of scrap tires or  
513 tire byproducts or operating a tire rebuilding plant;
  - 514 (viii) Chapter 35, "Welding and Other Hot Work." Performing public  
515 exhibitions and demonstrations where hot work is conducted,  
516 use of hot work, welding, or cutting equipment, inside or on a  
517 structure, except an operating permit is not required where work  
518 is conducted under the authorization of a building permit or  
519 where performed by the occupant of a detached one- or two-  
520 family dwelling;
  - 521 (ix) Chapter 40, "Sugarhouse Alternative Activity Provisions."  
522 Conducting an alternative activity at a sugarhouse;
  - 523 (x) Chapter 56, "Explosives and Fireworks." Possessing,  
524 manufacturing, storing, handling, selling, or using, explosives,

- 525 fireworks, or other pyrotechnic special effects materials except  
526 the outdoor use of sparkling devices as defined by Penal Law  
527 section 270;
- 528 (xi) Section 307, "Open Burning, Recreational Fires and Portable  
529 Outdoor Fireplaces." Conducting open burning, not including  
530 recreational fires and portable outdoor fireplaces;
- 531 (xii) Section 308, "Open Flames." Removing paint with a torch, or  
532 using open flames, fire, and burning in connection with  
533 assembly areas or educational occupancies; and
- 534 (xiii) Section 319, "Mobile Food Preparation Vehicles." Operating a  
535 mobile food preparation vehicle in accordance with any local law  
536 hereinafter enacted, if any.
- 537 (3) energy storage systems, where the system exceeds the values shown  
538 in Table 1206.1 of the FCNYS or exceeds the permitted aggregate  
539 ratings in section R327.5 of the RCNYS.
- 540 (4) buildings containing one or more assembly areas;
- 541 (5) outdoor events where the planned attendance exceeds 1,000 persons;
- 542 (6) facilities that store, handle or use hazardous production materials;
- 543 (7) parking garages;
- 544 (8) buildings whose use or occupancy classification may pose a  
545 substantial potential hazard to public safety, as determined by  
546 resolution adopted by the Town Board of the Town of Corinth; and
- 547 (9) other processes or activities or for operating any type of building,  
548 structure, or facility as determined by resolution adopted by the Town  
549 Board of the Town of Corinth.
- 550 (b) Applications for Operating Permits. An application for an Operating Permit shall  
551 be in writing on a form provided by or otherwise acceptable to the Code Enforcement  
552 Officer. Such application shall include such information as the Code Enforcement  
553 Officer deems sufficient to permit a determination by the Code Enforcement Officer  
554 that quantities, materials, and activities conform to the requirements of the Uniform  
555 Code. If the Code Enforcement Officer determines that tests or reports are necessary  
556 to verify conformance, such tests or reports shall be performed or provided by such  
557 person or persons as may be designated by or otherwise acceptable to the Code  
558 Enforcement Officer, at the expense of the applicant.
- 559 (a) Exemptions. Operating permits shall not be required for processes or activities,  
560 or the buildings, structures, or facilities listed in paragraphs (1) through (7) of  
561 subdivision of this section, provided that the use is expressly authorized by a

562 certificate of occupancy or certificate of compliance, fire safety and property  
563 maintenance inspections are performed in accordance with section 11 (Fire Safety  
564 and Property Maintenance Inspections) of this local law.

565 (c) Inspections. The Code Enforcement Officer or an Inspector authorized by the  
566 Code Enforcement Officer shall inspect the subject premises prior to the issuance of  
567 an Operating Permit. Such inspections shall be performed either in-person or  
568 remotely. Remote inspections in lieu of in-person inspections may be performed when,  
569 at the discretion of the Code Enforcement Officer or an Inspector authorized by the  
570 Code Enforcement Officer, the remote inspection can be performed to the same level  
571 and quality as an in-person inspection and the remote inspection shows to the  
572 satisfaction of the Code Enforcement Officer or Inspector authorized by the Code  
573 Enforcement Officer that the premises conform with the applicable requirements of the  
574 Uniform Code and the code enforcement program. Should a remote inspection not  
575 afford the Town sufficient information to make a determination, an in-person inspection  
576 shall be performed. After inspection, the premises shall be noted as satisfactory and  
577 the operating permit shall be issued, or the operating permit holder shall be notified as  
578 to the manner in which the premises fail to comply with either or both of the Uniform  
579 Code and the code enforcement program, including a citation to the specific provision  
580 or provisions that have not been met.

581 (d) Multiple Activities. In any circumstance in which more than one activity listed in  
582 subdivision (a) of this section is to be conducted at a location, the Code Enforcement  
583 Officer may require a separate Operating Permit for each such activity, or the Code  
584 Enforcement Officer may, in their discretion, issue a single Operating Permit to apply  
585 to all such activities.

586 (e) Duration of Operating Permits. Operating permits shall be issued for a  
587 specified period of time consistent with local conditions, but in no event to exceed  
588 as follows:

- 589 (1) a period not to exceed 180 days for tents, special event  
590 structures, and other membrane structures;
- 591 (2) a period not to exceed 60 days for alternative activities at a  
592 sugarhouse;
- 593 (3) an interval not to exceed three (3) years for the activities,  
594 structures, and operations determined per paragraph (9) of  
595 subdivision (a) of this section, and
- 596 (4) an interval not to exceed three (3) year for all other activities,  
597 structures, and operations identified in subdivision (a) of this  
598 section.

599 The effective period of each Operating Permit shall be specified in the Operating Permit.



600 An Operating Permit may be reissued or renewed upon application to the Code  
601 Enforcement Officer, payment of the applicable fee, and approval of such application by  
602 the Code Enforcement Officer.

603 (f) Revocation or suspension of Operating Permits. If the Code Enforcement Officer  
604 determines that any activity or building for which an Operating Permit was issued does  
605 not comply with any applicable provision of the Uniform Code, such Operating Permit  
606 shall be revoked or suspended.

607 (g) Fee. The fee specified in or determined in accordance with the provisions set  
608 forth in section 18 (Fees) of this local law must be paid at the time submission of an  
609 application for an Operating Permit, for an amended Operating Permit, or for reissue  
610 or renewal of an Operating Permit.

611

## 612 SECTION 11. FIRE SAFETY AND PROPERTY MAINTENANCE INSPECTIONS

613 (a) Inspections required. Fire safety and property maintenance inspections of  
614 buildings and structures shall be performed by the Code Enforcement Officer or an  
615 Inspector designated by the Code Enforcement Officer at the following intervals:

616 (1) at least once every twelve (12) months for buildings which contain an  
617 assembly area;

618 (2) at least once every twelve (12) months for public and private  
619 schools and colleges, including any buildings of such schools or  
620 colleges containing classrooms, dormitories, fraternities, sororities,  
621 laboratories, physical education, dining, or recreational facilities;  
622 and

623 (3) at least once every thirty-six (36) months for multiple dwellings and all  
624 nonresidential occupancies.

625 (b) Remote inspections. At the discretion of the Code Enforcement Officer or  
626 Inspector authorized to perform fire safety and property maintenance inspections, a  
627 remote inspection may be performed in lieu of in-person inspections when, in the  
628 opinion of the Code Enforcement Officer or such authorized Inspector, the remote  
629 inspection can be performed to the same level and quality as an in-person inspection  
630 and the remote inspection shows to the satisfaction of the Code Enforcement Officer  
631 or such authorized Inspector that the premises conform with the applicable provisions  
632 of 19 NYCRR Part 1225 and the publications incorporated therein by reference and  
633 the applicable provisions of 19 NYCRR Part 1226 and the publications incorporated  
634 therein by reference. Should a remote inspection not afford the Code Enforcement  
635 Officer or such authorized Inspector sufficient information to make a determination, an  
636 in-person inspection shall be performed.

637 (c) Inspections permitted. In addition to the inspections required by subdivision (a)

638 of this section, a fire safety and property maintenance inspection of any building,  
639 structure, use, or occupancy, or of any dwelling unit, may also be performed by the  
640 Code Enforcement Officer or an Inspector authorized to perform fire safety and  
641 property maintenance inspections at any time upon:

- 642 (1) the request of the owner of the property to be inspected or an  
643 authorized agent of such owner;
- 644 (2) receipt by the Code Enforcement Officer of a written statement alleging  
645 that conditions or activities failing to comply with the Uniform Code or  
646 Energy Code exist; or
- 647 (3) receipt by the Code Enforcement Officer of any other information,  
648 reasonably believed by the Code Enforcement Officer to be reliable,  
649 giving rise to reasonable cause to believe that conditions or activities  
650 failing to comply with the Uniform Code or Energy Code exist; provided,  
651 however, that nothing in this subdivision shall be construed as  
652 permitting an inspection under any circumstances under which a court  
653 order or warrant permitting such inspection is required, unless such  
654 court order or warrant shall have been obtained.

655 (d) OFPC Inspections. Nothing in this section or in any other provision of this local  
656 law shall supersede, limit, or impair the powers, duties and responsibilities of the New  
657 York State Office of Fire Prevention and Control ("OFPC") and the New York State  
658 Fire Administrator or other authorized entity under Executive Law section 156-e and  
659 Education Law section 807-b.

660 Notwithstanding any other provision of this section to the contrary, the Code Enforcement  
661 Officer may accept an inspection performed by the Office of Fire Prevention and Control or  
662 other authorized entity pursuant to sections 807-a and 807-b of the Education Law and/or  
663 section 156-e of the Executive Law, in lieu of a fire safety and property maintenance  
664 inspection performed by the Code Enforcement Officer or by an Inspector, provided that:

- 665 (1) the Code Enforcement Officer is satisfied that the individual performing  
666 such inspection satisfies the requirements set forth in 19 NYCRR section  
667 1203.2(e);
- 668 (2) the Code Enforcement Officer is satisfied that such inspection covers all  
669 elements required to be covered by a fire safety and property maintenance  
670 inspection;
- 671 (3) such inspections are performed no less frequently than once a year;
- 672 (4) a true and complete copy of the report of each such inspection is  
673 provided to the Code Enforcement Officer; and
- 674 (5) upon receipt of each such report, the Code Enforcement Officer takes the  
675 appropriate action prescribed by section 17 (Violations) of this local law.

676 (e) Fee. The fee specified in or determined in accordance with the provisions set forth  
677 in section 18 (Fees) of this local law must be paid prior to or at the time each inspection  
678 performed pursuant to this section. This subdivision shall not apply to inspections  
679 performed by OFPC.

680

## 681 SECTION 12. COMPLAINTS

682 The Code Enforcement Officer shall review and investigate complaints which allege or  
683 assert the existence of conditions or activities that fail to comply with the Uniform Code,  
684 the Energy Code, this local law, or any other local law, ordinance or regulation adopted  
685 for administration and enforcement of the Uniform Code or the Energy Code.

686 The process for responding to a complaint shall include such of the following steps as  
687 the Code Enforcement Officer may deem to be appropriate:

688 (a) performing an inspection of the conditions and/or activities alleged to be  
689 in violation, and documenting the results of such inspection;

690 (b) if a violation is found to exist, providing the owner of the affected property and  
691 any other Person who may be responsible for the violation with notice of the violation  
692 and opportunity to abate, correct or cure the violation, or otherwise proceeding in the  
693 manner described in section 17 (Violations) of this local law;

694 (c) if appropriate, issuing a Stop Work Order;

695 (d) if a violation which was found to exist is abated or corrected, performing an  
696 inspection to ensure that the violation has been abated or corrected, preparing a  
697 final written report reflecting such abatement or correction, and filing such report  
698 with the complaint.

699

## 700 SECTION 13. CONDITION ASSESSMENTS OF PARKING GARAGES.

701 Saved for later use.

702

## 703 SECTION 14. CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA.

704 (a) The Code Enforcement Officer shall determine the climatic and geographic design  
705 criteria for buildings and structures constructed within the Town as required by the  
706 Uniform Code. Such determinations shall be made in the manner specified in the  
707 Uniform Code using, where applicable, the maps, charts, and other information  
708 provided in the Uniform Code. The criteria to be so determined shall include but shall  
709 not necessarily be limited to, the following:

710 (1) design criteria to include ground snow load; wind design loads;  
711 seismic category; potential damage from weathering, frost, and

712 termite; winter design temperature; whether ice barrier underlayment  
713 is required; the air freezing index; and the mean annual temperature;

714 (2) heating and cooling equipment design criteria for structures within the  
715 scope of the RCNYS. The design criteria shall include the data identified  
716 in the Design Criteria Table found in Chapter 3 of the RCNYS; and

717 (3) flood hazard areas, flood hazard maps, and supporting data. The flood  
718 hazard map shall include, at a minimum, special flood hazard areas as  
719 identified by the Federal Emergency Management Agency in the Flood  
720 Insurance Study for the community, as amended or revised with:

721 (i) the accompanying Flood Insurance Rate Map (FIRM);  
722 (ii) Flood Boundary and Floodway Map (FBFM); and  
723 (iii) related supporting data along with any revisions thereto.

724 (b) The Code Enforcement Officer shall prepare a written record of the climatic and  
725 geographic design criteria determined pursuant to subdivision (a) of this section, shall  
726 maintain such record within the office of the Code Enforcement Officer, and shall  
727 make such record readily available to the public.

728

#### 729 SECTION 15. RECORD KEEPING.

730 (a) The Code Enforcement Officer shall keep permanent official records of all  
731 transactions and activities conducted by all Code Enforcement Personnel,  
732 including records of:

733 (1) all applications received, reviewed and approved or denied;  
734 (2) all plans, specifications and construction documents approved;  
735 (3) all Building Permits, Certificates of Occupancy, Certificates of  
736 Compliance, Temporary Certificates, Stop Work Orders, and  
737 Operating Permits issued;

738 (4) all inspections and tests performed;  
739 (5) all statements and reports issued;  
740 (6) all complaints received;  
741 (7) all investigations conducted;  
742 (8) all condition assessment reports received;  
743 (9) all fees charged and collected; and  
744 (10) all other features and activities specified in or contemplated by sections  
745 4 through 14, inclusive, of this local law.

746 (b) All such records shall be public records open for public inspection during

747 normal business hours. All plans and records pertaining to buildings or structures,  
748 or appurtenances thereto, shall be retained for at least the minimum time period  
749 so required by State law and regulation.

750

#### 751 SECTION 16. PROGRAM REVIEW AND REPORTING

752 (a) The Code Enforcement Officer shall annually submit to the Town Board a written  
753 report and summary of all business conducted by the Code Enforcement Officer and  
754 the Inspectors, including a report and summary of all transactions and activities  
755 described in section 14 (Record Keeping) of this local law and a report and summary  
756 of all appeals or litigation pending or concluded.

757 (b) The Code Enforcement Officer shall annually submit to the Secretary of State, on  
758 behalf of the Town of Corinth, on a form prescribed by the Secretary of State, a report  
759 of the activities of the Town relative to administration and enforcement of the Uniform  
760 Code.

761 (c) The Code Enforcement Officer shall, upon request of the New York State  
762 Department of State, provide to the New York State Department of State, true and  
763 complete copies of the records and related materials the Town is required to  
764 maintain; true and complete copies of such portion of such records and related  
765 materials as may be requested by the Department of State; and/or such excerpts,  
766 summaries, tabulations, statistics, and other information and accounts of its  
767 activities in connection with administration and enforcement of the Uniform Code  
768 and/or Energy Code as may be requested by the Department of State.

769

#### 770 SECTION 17: VIOLATIONS

771 (a) Orders to Remedy. The Code Enforcement Officer is authorized to order in  
772 writing the remedying of any condition or activity found to exist in, on or about any  
773 building, structure, or premises in violation of the Uniform Code, the Energy Code, or  
774 this local law. An Order to Remedy shall be in writing; shall be dated and signed by  
775 the Code Enforcement Officer; shall specify the condition or activity that violates the  
776 Uniform Code, the Energy Code, or this local law; shall specify the provision or  
777 provisions of the Uniform Code, the Energy Code, or this local law which is/are  
778 violated by the specified condition or activity; and shall include a statement  
779 substantially similar to the following:

780

781 “The person or entity served with this Order to Remedy must completely remedy each  
782 violation described in this Order to Remedy by \_\_\_\_\_ [specify date], which is thirty (30)  
783 days after the date of this Order to Remedy.”

784

785 The Order to Remedy may include provisions ordering the person or entity served with  
786 such Order to Remedy (1) to begin to remedy the violations described in the Order to  
787 Remedy immediately, or within some other specified period of time which may be less  
788 than thirty (30) days; to continue diligently to remedy such violations until each such  
789 violation is fully remedied; and, in any event, to complete the remedying of all such  
790 violations within thirty (30) days of the date of such Order to Remedy; and/or (2) to  
791 take such other protective actions (such as vacating the building or barricading the  
792 area where the violations exist) which are authorized by this local law or by any other  
793 applicable statute, regulation, rule, local law or ordinance, and which the Code  
794 Enforcement Officer may deem appropriate, during the period while such violations are  
795 being remedied. The Code Enforcement Officer shall cause the Order to Remedy, or a  
796 copy thereof, to be served on the owner of the affected property personally or by  
797 registered mail or certified mail within five (5) days after the date of the Order to  
798 Remedy. The Code Enforcement Officer shall be permitted, but not required, to cause  
799 the Order to Remedy, or a copy thereof, to be served on any builder, architect, tenant,  
800 contractor, subcontractor, construction superintendent, or their agents, or any other  
801 Person taking part or assisting in work being performed at the affected property  
802 personally or by registered mail or certified mail within five (5) days after the date of the  
803 Order to Remedy; provided, however, that failure to serve any Person mentioned in this  
804 sentence shall not affect the efficacy of the Compliance Order.

805 (b) Appearance Tickets. The Code Enforcement Officer and each Inspector  
806 are authorized to issue appearance tickets for any violation of the Uniform  
807 Code.

808 (c) Penalties. In addition to such other penalties as may be prescribed by State law,

809 (1) any Person who violates any provision of this local law or any term,  
810 condition, or provision of any Building Permit, Certificate of Occupancy,  
811 Certificate of Compliance, Temporary Certificate, Stop Work Order,  
812 Operating Permit or other notice or order issued by the Code  
813 Enforcement Officer pursuant to any provision of this local law, shall be  
814 punishable by a fine of not more than \$250 per day of violation, or  
815 imprisonment not exceeding 15 days, or both; and

816 (2) any Person who violates any provision of the Uniform Code, the Energy  
817 Code or this local law, or any term or condition of any Building Permit,  
818 Certificate of Occupancy, Certificate of Compliance, Temporary  
819 Certificate, Stop Work Order, Operating Permit or other notice or order  
820 issued by the Code Enforcement Officer pursuant to any provision of this  
821 local law, shall be liable to pay a civil penalty of not more than \$250 for  
822 each day or part thereof during which such violation continues. The civil  
823 penalties provided by this paragraph shall be recoverable in an action  
824 instituted in the name of the Town of Corinth.

825 (d) Injunctive Relief. An action or proceeding may be instituted in the name of the  
826 Town of Corinth, in a court of competent jurisdiction, to prevent, restrain, enjoin,  
827 correct, or abate any violation of, or to enforce, any provision of the Uniform Code,  
828 the Energy Code, this local law, or any term or condition of any Building Permit,  
829 Certificate of Occupancy, Certificate of Compliance, Temporary Certificate, Stop  
830 Work Order, Operating Permit, Order to Remedy, or other notice or order issued by  
831 the Code Enforcement Officer pursuant to any provision of this local law. In  
832 particular, but not by way of limitation, where the construction or use of a building or  
833 structure is in violation of any provision of the Uniform Code, the Energy Code, this  
834 local law, or any Stop Work Order, Order to Remedy or other order obtained under  
835 the Uniform Code, the Energy Code or this local law, an action or proceeding may  
836 be commenced in the name of the Town of Corinth, in the Supreme Court or in any  
837 other court having the requisite jurisdiction, to obtain an order directing the removal  
838 of the building or structure or an abatement of the condition in violation of such  
839 provisions. No action or proceeding described in this subdivision shall be  
840 commenced without the appropriate authorization from the Town Board of the Town  
841 of Corinth.

842 (e) Remedies Not Exclusive. No remedy or penalty specified in this section shall be  
843 the exclusive remedy or remedy available to address any violation described in this  
844 section, and each remedy or penalty specified in this section shall be in addition to,  
845 and not in substitution for or limitation of, the other remedies or penalties specified in  
846 this section, in section 6 (Stop Work Orders) of this local law, in any other section of  
847 this local law, or in any other applicable law. Any remedy or penalty specified in this  
848 section may be pursued at any time, whether prior to, simultaneously with, or after the  
849 pursuit of any other remedy or penalty specified in this section, in section 6 (Stop Work  
850 Orders) of this local law, in any other section of this local law, or in any other  
851 applicable law. In particular, but not by way of limitation, each remedy and penalty  
852 specified in this section shall be in addition to, and not in substitution for or limitation  
853 of, the penalties specified in subdivision (2) of section 382 of the Executive Law, and  
854 any remedy or penalty specified in this section may be pursued at any time, whether  
855 prior to, simultaneously with, or after the pursuit of any penalty specified in subdivision  
856 (2) of section 382 of the Executive Law.

857

## 858 SECTION 18: FEES

859 A fee schedule shall be established by resolution of the Town Board of the Town of  
860 Corinth. Such fee schedule may thereafter be amended from time to time by like  
861 resolution. The fees set forth in, or determined in accordance with, such fee schedule  
862 or amended fee schedule shall be charged and collected for the submission of  
863 applications, the issuance of Building Permits, amended Building Permits, renewed  
864 Building Permits, Certificates of Occupancy, Certificates of Compliance, Temporary

865 Certificates, Operating Permits, fire safety and property maintenance inspections, and  
866 other actions of the Code Enforcement Officer described in or contemplated by this  
867 local law.

868

#### 869 SECTION 19. INTERMUNICIPAL AGREEMENTS

870 The Town Board of the Town of Corinth may, by resolution, authorize the Code  
871 Enforcement Officer of the Town to enter into an agreement, in the name of the Town,  
872 with other governments to carry out the terms of this local law, provided that such  
873 agreement does not violate any provision of the Uniform Code, the Energy Code, Part  
874 1203 of Title 19 of the NYCRR, or any other applicable law.

875

#### 876 SECTION 20. PARTIAL INVALIDITY

877 If any section of this local law shall be held unconstitutional, invalid, or ineffective, in  
878 whole or in part, such determination shall not be deemed to affect, impair, or invalidate  
879 the remainder of this local law.

880

#### 881 SECTION 21. EFFECTIVE DATE

882 This local law shall take effect immediately upon filing in the office of the New York  
883 State Secretary of State in accordance with section 27 of the Municipal Home Rule  
884 Law.