

Effective 5/30/86

1986-1

(Please Use this Form for Filing your 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 Enfield
~~Town~~
~~Village~~

Local Law No. 1 of the year 19 86

A local law Establishment of Electrical Code
(Insert title)

Be it enacted by the Enfield Town Board of the
(Name of Legislative Body)

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

SECTION 1. PURPOSE: The Town of Enfield, by enactment of Local Law No. 1 of the year 1986, has provided for enforcement of the New York State Uniform Fire Prevention and Building Code, and recognizing that said Code in parts 850 and 1030.1 provides minimum parameters for the design, installation and location of electrical wiring, systems and equipment operating on 50 volts or more, wishes to more fully implement the aforesaid provisions and facilitate enforcement of same.

SECTION 2. NATIONAL ELECTRICAL CODE: All electrical installations heretofore mentioned shall be made in conformity with the requirements of the National Electrical Code except when the provisions of this Local Law or any other Local Law, Ordinance or Building Code of the Town provide otherwise, in which event compliance with the provisions of such Local Law, Ordinance or Building Code shall be recognized as proper compliance with this Local Law. The requirements of the National Electrical Code shall be those known as National Fire Protection Association Pamphlet #70, as approved and adopted by the American Standards Association.

SECTION 3. ELECTRICAL INSPECTION: The Fire and Building Code Enforcement Officer of the Town of Enfield shall be, and is hereby authorized to appoint and deputize, subject to Town Board approval, as agents of the Town of Enfield for the purpose of making inspections and reinspections at reasonable times and places and upon reasonable notice, of all electrical installations, regulated and covered by the New York State Uniform Fire Prevention and Building Code, and to approve or disapprove the said installations, such persons, agencies or organizations as, in the Opinion and discretion of the Fire and Building Code Enforcement Officer, shall be qualified to conduct the same. In no event shall the cost or expense of such inspections or reinspections be a charge against the Town of Enfield.

It shall be the duty of such person, organization or agency duly appointed and deputized as provided in this Local Law to report in writing to the Fire and Building Code Enforcement Officer of the Town of Enfield all violations of or deviations from the provisions of the National Electrical Code, and of all Local Laws and the Building Code insofar as any of the same shall apply to electrical wiring, systems and equipment covered by this Local Law. Such deputized inspector shall make inspections and reinspections of electrical installations in and on properties in the Town of Enfield upon the written request of the Town of Enfield Fire and Building Code Enforcement Officer.

It shall be the duty of such appointed and deputized electrical inspector to issue a certificate of compliance only when electrical installations and equipment are found to be in conformity with the provisions of the National Electrical Code and this Local Law. He shall direct that a copy of the certificate of compliance or the official denial thereof to the Fire and Building Code Enforcement Officer of the Town of Enfield.

SECTION 4. VIOLATIONS AND PENALTY: Any installation or alteration of an electrical system or electrical wiring that is covered and regulated by the provisions of the New York State Uniform Fire Prevention and Building Code, the National Electrical Code, or a Local Law of the Town of Enfield without the issuance of a certificate of compliance as hereinabove provided shall be a violation of this Local Law. Any person, firm or corporation who shall violate the provisions of this Local Law shall be subject to all penalties and remedies provided by Article 18 of the Executive Law of the State of New York as the same pertains to violations of the New York Uniform Fire Prevention and Building Code.

SECTION 5. LOCAL LAW NOT APPLICABLE IN CERTAIN CASES: The provisions of this Local Law shall not apply to the electrical installations in mines, ships, railway cars, automotive equipment, or the installations or equipment employed by railway, electrical or communication utilities in the exercise of its function as a utility, and located outdoors or in buildings used exclusively for that purpose. This Local Law shall not apply to any work involved in the manufacture, assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person, firm or corporation engaged in electrical manufacturing as their principal business. It shall not apply to any building which is owned or leased in its entirety by the Government of the United States of America or the State of New York.

SECTION 6. NO WAIVER OR ASSUMPTION OF LIABILITY: This Local Law Shall not be construed to relieve from or lessen the liability of any person owning, operating, controlling or installing any electrical wiring, devices, appliances, or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the Town of Enfield, its Fire and Building Code Enforcement Officer, or the deputized electrical inspector be deemed to have assumed any such liability by reason of any inspection made pursuant to this Local Law.

SECTION 7. SEPARABILITY CLAUSE: If any part or provision of this Local Law or application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances.

SECTION 8. EFFECTIVE DATE: This Local Law shall take effect upon its filing with the Secretary of State of the State of New York.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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. 1 of 19 86
of the ~~County~~ City of Enfield was duly passed by the Enfield Town Board
~~Town~~ Enfield (Name of Legislative Body)
~~Village~~
on May 7, 19 86 in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer, * or repassage after disapproval.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____
County
of the City of _____ was duly passed by the _____
~~Town~~ _____ (Name of Legislative Body)
~~Village~~
on _____ 19 _____ and was approved _____ by the _____
repassed after disapproval _____ Elective Chief Executive Officer *
and was deemed duly adopted on _____ 19 _____, 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 19 _____
County
of the City of _____ was duly passed by the _____
~~Town~~ _____ (Name of Legislative Body)
~~Village~~
on _____ 19 _____ and was approved _____ by the _____
repassed after disapproval _____ Elective Chief Executive Officer *
on _____ 19 _____. Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive _____
thereon at the special election held on _____ 19 _____, in accordance with the appli-
cable provisions of law.
general
annual

4. (Subject to permissive referendum, and final adoption because no valid petition filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____
County
of the City of _____ was duly passed by the _____ on _____
~~Town~~ _____ (Name of Legislative Body)
~~Village~~
_____ 19 _____ and was approved _____ by the _____ on _____
repassed after disapproval _____ Elective Chief Executive Officer *
_____ 19 _____. Such local law being subject to a permissive referendum and no
valid petition requesting such referendum having been filed, said local law was deemed duly adopted on
_____ 19 _____, in accordance with the applicable provisions of law.

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 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 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 election held on 19 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 19..... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, 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 of 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.

Shirley M. Holcomb
Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: May 7, 1986

(Seal)

(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 Tompkins

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.

Shirley K. Egan
Signature
Town Attorney