

**LOCAL LAW NO. 10 OF 2007**

**A Local Law Amending Local Law No. 3 of 1990 - Concerning the Establishment of the Department of Fire Prevention and Building Code Enforcement - Amending Provision Relating to Personnel Positions/Duties**

**BE IT ENACTED**, by the Board of Supervisors of the County of Warren, New York, as follows:

**SECTION 1. Title.** This Local Law shall be known as “A Local Law Amending Local Law No. 3 of 1990 - Concerning the Establishment of the Department of Fire Prevention and Building Code Enforcement - Amending Provision Relating to Personnel Positions/Duties”.

**SECTION 2. Legislative Intent and Purpose.** The intent and purpose of this Local Law is to amend Sections 1, 3, 4, 6 and 7 of Local Law No. 3 of 1990, 1) to amend the duties and obligations of the Administrator of the Department of Fire Prevention and Building Code Enforcement, and 2) to remove certain personnel and related duties from the Department and the authority of the Administrator of the Department of Fire Prevention and Building Code Enforcement. This amendment is necessary in order to accomplish the purpose and intent of Local Law No. 6 of 2007, the Establishment of the Office of Emergency Services for Warren County, under which the responsibilities and duties of Fire Coordinator, EMS and Cause and Origin Investigation Team (formerly handled by Arson Squad) will be under the authority of the Administrative Head of the Office of Emergency Services.

**SECTION 3. Enactment Authority.** This Local Law is enacted under the authority of Section 10 of the Municipal Home Rule Law of New York State.

**SECTION 4.** Section 1 of Local Law No. 3 of 1990 is amended to read as

follows:

Section 1. DEPARTMENT ESTABLISHED.

Effective January 1, 1984, there is hereby created and established a Department of Fire Prevention and Building Code Enforcement in Warren County under the direction of an Administrator for the purpose of implementation and enforcement of the New York State Uniform Fire Prevention and Building Code.

**SECTION 5.** Section 3 of Local Law No. 3 of 1990 is amended to read:

Section 3. ADMINISTRATOR.

The Administrator shall be appointed by the Board of Supervisors on the basis of his professional experience in the fire prevention and building code enforcement sector and such other qualifications as shall be necessary to carry out the duties and responsibilities of his Office. The Administrator shall serve at the pleasure of the Board of Supervisors.

**SECTION 6.** Section 4 of Local Law No. 3 of 1990 is amended to read as follows:

Section 4. RESPONSIBILITY.

The secretary, fire and building code enforcement officers and other staff members of the Department shall be responsible directly to the Administrator of the Department.

**SECTION 7.** Section 6 of Local Law No. 3 of 1990 is amended to delete the provisions relating to the Arson Squad, and this Section shall remain blank.

Section 6. Section 6 is intentionally left blank.

**SECTION 8.** Section 7 of Local Law No. 3 of 1990 is amended to delete the

provision relating to the Emergency Medical Services Coordinator and this Section shall remain blank.

Section 7. Section 7 is intentionally left blank.

**SECTION 9.** Separability. If any provision of this Local Law or the application of such provision to any person, body or circumstance shall be held invalid, the remainder of this Local Law or the application of such provision to persons, bodies or circumstances other than those concerning which it shall have been held invalid shall not be affected thereby.

**SECTION 10.** Effective Date. This Law shall be effective immediately upon filing with the Secretary of State as provided by law.