

LOCAL LAW NO. 11 OF 2007

A Local Law Amending Local Law No. 11 of 1996 - Concerning the Establishment of the Department of Fire Prevention and Building Code Enforcement - Amending Provision Relating to Personnel Positions

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. 11 of 1996 - Concerning the Establishment of the Department of Fire Prevention and Building Code Enforcement - Amending Provision Relating to Personnel Positions”.

SECTION 2. Legislative Intent and Purpose. The intent and purpose of this Local Law is to amend the Sections of Local Law No. 11 of 1996, to remove certain personnel from 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 (f/k/a handled by the 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 2 of Local Law No. 11 of 1996 (amending Local Law No. 3 of 1990) is amended to read as follows:

Section 2. DEPARTMENT PERSONNEL.

The Department shall consist of an Administrator who shall be the head of the Department, and the positions of secretary, Fire and Building Code Enforcement Officer and such other positions as the Board of Supervisors may appoint by resolution from time to time. It shall be permissible for one (1) officer or employee of the Department to hold more than one (1) position provided there is no prohibition under State Law or by resolution of the Warren County Board of Supervisors.

SECTION 5. Separability. If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law.

SECTION 6. Effective Date. This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule.