

LOCAL LAW NO. 1 OF THE YEAR 1984

ESTABLISHING THE ELECTRICAL CODE OF THE VILLAGE OF ALLEGANY

Be it enacted by the Board of Trustees of the Village of Allegany as follows:

Section 1. TITLE. This Local Law shall be known as the Electrical Code of the Village of Allegany.

Section 2. STATEMENT OF PURPOSE. Since there is danger of life and property inherent in the use of electrical energy, this electrical Local Law is enacted to regulate the installation, alteration of wiring for electric lights, heat or power and signal systems operating on 50 volts or more, in or on all real property within the Village of Allegany.

Section 3. NATIONAL CODE ADOPTED. All electrical installation heretofore mentioned shall be made in conformity with the requirements of the National Electrical Code except when the provisions of the Local Law or any other local law, ordinance or building code of the Village of Allegany shall differently prescribe, 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 4. ELECTRICAL INSPECTOR. The Chief Inspector, and each of the duly appointed Inspectors of the New York Board of Fire Underwriters are hereby authorized and deputized as agents of the Village of Allegany to make inspections and reinspections of all electrical installations heretofore and hereafter described, and to approve or disapprove the same. In no event, however, will the cost or expense of such inspections and reinspections be a charge against the Village of Allegany.

Section 5. DUTIES OF THE ELECTRICAL INSPECTOR. It shall be the duty of the Inspector to report in writing to the Chief Building Inspector, whose duty it shall be to enforce all the provisions of this Code, all violations of or deviations from or omissions of the electrical provision of the National Electrical Code, and of all local laws, ordinances and the building code as referred to in this Local Law insofar as any of the same apply to electrical wiring. The inspector shall make inspections and reinspections of electrical installations in and on properties in the Village upon the written request of an authorized official of the Village or as herein provided.

The Inspector is authorized to make inspections and reinspections of electrical wiring installations, devices, appliances and equipment, in and on properties within the Village of Allegany where he deems it necessary for the protection of life and property. In the event of an emergency it is the duty of the Inspector to make electrical inspections upon the oral request of an official or officer of the Village of Allegany. It shall be the duty of the Inspector to furnish written reports to the proper officials of the Village of Allegany and owners and/or lessees of property where defective electrical installations and

equipment are found upon inspection. He shall authorize the issuing of a certificate of compliance with electrical installations and equipment are in conformity with this Local Law. He shall direct that a copy of the certificate of compliance be sent to the Village of Allegany to the attention of the Building Inspector.

Section 6. VIOLATIONS OF THE LOCAL LAW. It shall be a violation of the Local Law for any person, firm or corporation to install or cause to be installed, or to alter electrical wiring for light, heat or power in or on properties, in the Village of Allegany until an application for inspection has been filed with the New York Board of Fire Underwriters. It shall be a violation of this Local Law for a person, firm or corporation to connect or cause to be connected electrical wiring, in or on properties for light, heat or power, to any source of electrical energy supply, prior to the issuance of a temporary certificate, or a certificate of compliance, by the New York Board of Fire Underwriters.

Section 7. PENALTY FOR VIOLATIONS. Any person, firm or corporation who shall violate any of the provisions of this Local Law or any rule or regulation made pursuant thereto shall be guilty of disorderly conduct and shall be a disorderly person, and upon conviction thereof may be punished by a fine of not more than Two Hundred Fifty Dollars and each day on which such violation continues shall constitute a separate offense.

Section 8. 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 a railway, electrical or communication utility 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 principle business. It shall not apply to any building which is owned or leased in its entirety by the Government of the United States or the State of New York.

Section 9. NO WAIVER OR ASSUMPTION OF LIABILITY. This Local Law shall not be construed to relieve from or lessen the responsibility 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 Village of Allegany or the New York Board of Fire Underwriters be deemed to have assumed any such liability by reason of any inspection made pursuant to this Local Law.

Section 10. SEPARABILITY CLAUSE. If any part or provision of this Local Law or the 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 and the Board of Trustees of the Village of Allegany hereby declares that it would have passed this

Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

Section 11. REPEALING PROVISIONS. All Ordinances and Local Laws and parts of Ordinances and Local Laws inconsistent with this Local Law are hereby repealed.

Section 12. EFFECTIVE DATE. This Local Law shall take effect on the approval of the Secretary of State.