

Local Law Filing

New York State Department of State  
162 Washington Avenue, Albany, NY 12231

Town of Hartsville  
Local Law No. 1 of the year 2005  
A local Law repealing Local Law 1 - 1984  
Be it enacted by the Town Board  
of the Town of Hartsville as follows:

STATE OF NEW YORK  
DEPARTMENT OF STATE  
**FILED**  
AUG 15 2005  
MISCELLANEOUS  
& STATE RECORDS

**A LOCAL LAW REPEALING LOCAL LAW NO. 1-1984**

Local Law of the Town of Hartsville  
Local Law No. 1 of the Year 1984

Be it enacted by the Town Board of the Town of Hartsville,  
Steuben County, State of New York, as follows:

Section 1. The purpose of this Local Law is to repeal Local Law No.1 of the Year 1984 of the Town of Hartsville, which was enacted on May 9, 1984 and filed with the Secretary of State on July 3, 1984

Section 2. Local Law No 1 of the year 1984 provided for the transfer of the Town of Hartsville rights , responsibilities, powers and duties for enforcement of the NYS Uniform Fire Prevention and Building Code onto Steuben County.

Section 3. The Town of Hartsville now wishes to enforce the State Uniform Code and hereby repeals, pursuant to the authority granted in Article 18, Section 382 of the Executive Law, Local Law No 1 of the Year 1984 which provided for the non-enforcement of said code.

Section 4. This Local Law shall take effect upon filing with the Secretary of State of the State of New York.

TOWN OF HARTSVILLE, STEUBEN COUNTY, NEW YORK

Local Law No. ....1..... of the year 2005....

A local law providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and repealing Local Law 1 of 1984

Be It enacted by the Town Board of the

TOWN OF HARTSVILLE, STEUBEN COUNTY, NEW YORK  
as follows:

ARTICLE 1  
ADMINISTRATION AND ENFORCEMENT OF  
UNIFORM FIRE PREVENTION AND BUILDING CODE

SECTION 1. PURPOSE:

The purpose of this Local Law is to repeal Local Law No. 1 of the Year 1984 of the Town of Hartsville, which was enacted on May 9, 1984 and filed with the Secretary of State on July 3, 1984. Local Law No. 1 of the Year 1984 provided for the transfer of the Town of Hartsville's rights, responsibilities, power and duties for enforcement of the NYS Uniform Fire Prevention and Building Code to Steuben County. The Town of Hartsville now hereby reclaims the rights, responsibilities, powers and duties to enforce the New York State Uniform Fire Prevention and Building Code in accordance with New York State Executive Law.

ARTICLE 2  
LOCAL ENFORCEMENT

SECTION 1. DESIGNATION OF CODE ENFORCEMENT OFFICER, FIRE AND ELECTRICAL INSPECTORS:

- A. There is hereby designated in the Town of Hartsville a public official to be known as the "Code Enforcement Officer", who shall be appointed by the Town Board, at a compensation to be fixed by the Town Board. The Code Enforcement Officer shall also be the Fire Inspector.
- B. The Inspector and each of the duly appointed inspectors of the New York Board of Fire Underwriters, are hereby designated Deputy Code Enforcement Officers of the Town of Hartsville to make inspections and reinspections of all electrical installations hereinafter described and to approve or disapprove the same. Such Deputy Code Enforcement Officer is hereinafter referred to as the "Electrical Inspector". In no event, however, will the cost or expense of such inspection or reinspection be a charge against the Town of Hartsville. The New York Board of Fire Underwriters, shall maintain a current listing of the names and addresses of its inspectors.

## SECTION 2. ACTING CODE ENFORCEMENT OFFICER:

New York Board of Fire Underwriters to perform inspection duties within the Town of Hartsville. In the absence of the Code Enforcement Officer or in the case of his inability to act on any reason, the Town Board shall have the power to designate a person to act on behalf of the Code Enforcement Officer and to exercise all of the powers conferred upon him by this Local Law.

## SECTION 3. CONFLICTS OF INTEREST:

A Code Enforcement Officer shall not engage in any activity inconsistent with his duties or with the interests of his office; nor shall he, during the term of his employment, be engaged directly or indirectly in any building business, in the furnishing of labor, materials, supplies or appliances for, or the supervision of, the construction, alteration, demolition or maintenance of a building or the preparation of plans or specifications thereof within the Town of Hartsville such activities in connection with the construction of a building or structure owned by him for his own personal use and occupancy or for the use and occupancy of members of his immediate family and not constructed for sale or rent.

## SECTION 4. POWERS AND DUTIES OF CODE ENFORCEMENT OFFICER:

A. Except as otherwise specifically provided by law, ordinance, rule or regulation or except as herein otherwise provided, the Code Enforcement Officer shall administer and enforce the New York State Uniform Fire Prevention and Building Code and rules and regulations applicable to the plans, specifications or permits for the construction, alteration and repair of buildings and structures and the installation and use of materials and equipment therein and the location, use and occupancy thereof.

B. The Code Enforcement Officer shall also have the following powers and duties:

1. He shall promulgate rules and regulations, subject to the approval of the Town of Hartsville to secure the intent and purposes of this Local Law and the proper enforcement of the New York State Uniform Fire Prevention and Building Code and the rules and regulations governing building plans, specifications, construction, alteration or repairs.
2. He shall receive applications, approve plans and specifications and issue permits, for the erection and alteration of buildings or structures or parts thereof, and shall examine the premises for which such applications have been received, plans approved, or such permits have been issued, for the purpose of ensuring compliance with the New York State Uniform Fire Prevention and Building Code and the rules and regulations governing building construction and alterations.
3. He shall issue, in writing, all appropriate notices or orders to remove illegal or unsafe conditions; to require the necessary safeguards during the entire course of construction to insure compliance with the requirements of the New York State Uniform Fire Prevention and Building Code and rules and regulations governing building construction and alteration. Such notices or orders may be served upon the property owner or his agent personally or by sending, by certified mail, return receipt requested, a copy of such order to the owner or his agent at the address set forth in the application for permission for the construction or alteration of such building and by posting the same

upon a conspicuous portion of the premises to which the notice applies. He shall make all inspections which are necessary or proper for the carrying out of his duties, except that he may accept written reports of inspection from generally recognized and authoritative service and inspection bureaus or agencies, provided that the same are certified by a responsible official thereof.

4. Whenever the same may be appropriate to determine compliance with the provisions of applicable laws, ordinances, rules and regulations governing building construction or alteration, he may, in his discretion, accept and rely upon written reports of tests in the field by experienced, professional persons or by accredited and authoritative testing laboratories or service and inspection bureaus or agencies.

5. He shall issue a certificate of occupancy, where appropriate, for a building constructed or altered in accordance with the provisions of the New York State Uniform Fire Prevention and Building Code, which said certificate shall certify that the building conforms to the requirements of the New York State Uniform Fire Prevention and Building Code.

6. It shall be the duty of the Electrical Inspector to report, in writing, to the Code Enforcement Officer, whose duty it shall be to enforce all the provisions of this Local Law, all violations or deviations from or emissions of the electrical provisions of the New York State Uniform Fire Prevention and Building Code applicable to the Town of Hartsville insofar as any of the same apply to electrical wiring.

7. The Electrical Inspector, accompanied by the Code Enforcement Officer, shall make inspections and reinspections of electrical installations in and on properties in the Town of Hartsville upon a request of the Code Enforcement Officer. In the event of an emergency, it is the duty of the Inspector to make electrical inspections upon oral request of an official or officer of the Town of Hartsville.

8. It shall be the duty of the Inspector to furnish written reports to the proper officials of the Town of Hartsville and owners and/or lessees of the property where defective electrical installations and equipment are found upon inspection.

9. He shall recommend the issuance of a certificate of compliance when the electrical installations and equipment are in conformity with the New York State Uniform Fire Prevention and Building Code.

## SECTION 5. RECORDS AND REPORTS:

A. The Code Enforcement Officer shall keep permanent official records of all transactions and activities conducted by him, including all applications received, plans approved, permits and certificates issued, fees charged and collected, inspection reports, all rules and regulations promulgated by him, with the consent of the Town Board, and notices and orders issued. All such records shall be public records open to the public inspection during normal business hours.

B. the Code Enforcement Officer shall, monthly, submit to the Town Board a written report and summary of all business conducted by him, including approvals, permits and certificates issued, fees collected, orders

and notices promulgated, inspections and tests made and appeals or litigation pending or concluded.

## SECTION 6. COMPLIANCE REQUIRED; PENALTIES FOR OFFENSES:

In accordance with Article 18-A of the Executive Law of the State of New York:

A. It shall be unlawful for any person, firm or corporation to construct, alter, repair, move, equip, use or occupy any building or structure or portion thereof in violation of any provisions of law, ordinance or regulation, as well as any regulation or rule promulgated by the Code Enforcement Officer in accordance with applicable laws, or to fail in any manner to comply with a notice, directive or order of the Code Enforcement Officer or to construct, alter, use or occupy any building or structure or part thereof in a manner not permitted by an approved building permit or certificate of occupancy.

B. It shall be a violation of the New York State Uniform Fire Prevention and Building Code 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 property in the Town of Hartsville until an application for inspection has been filed with the Code Enforcement Officer or for any person, firm or corporation to connect, or cause to be connected, electrical energy supply prior to the issuance of a temporary certificate or a certificate of compliance.

C. Any person who shall fail to comply with a written order of the Code Enforcement Officer within the time fixed for compliance therewith, and any owner, builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents, or any other person taking part or assisting in the construction or use of any building, who shall knowingly violate any of the applicable provisions of law or any lawful order, notice, directive, permit or certificate of the Code Enforcement Officer made thereunder, shall be punishable by a fine of not more than five hundred dollars (\$500.00) or imprisonment for not more than fifteen (15) days, or both.

D. A violation of the New York State Uniform Fire Prevention and Building Code or of this Local Law shall be deemed to be a Violation within the meaning of the Penal Law. Each day such Violation continues shall constitute a separate Violation.

## SECTION 7. ABATEMENT OF VIOLATIONS:

A. Appropriate action and proceedings may be taken, at law or in equity, to prevent unlawful construction or to restrain, correct or abate a violation or to prevent illegal occupancy of a building, structure or premises or to prevent illegal acts, conduct or business in or about any premises, and these remedies shall be in addition to penalties otherwise prescribed by law.

B. The Code Enforcement Officer is hereby empowered to commence prosecution of any violation of the New York State Uniform Fire Prevention and Building Code and of this Local Law in the Town Court or any other court of competent jurisdiction. Should the Code Enforcement Officer determine that enforcement of the New York State Uniform Fire Prevention and Building Code and this Local Law will be more effective by injunction rather than by prosecution, the Code Enforcement Officer shall make a request for such action to the Town Board.

ARTICLE 3  
RULES AND REGULATIONS

SECTION 8. BUILDING PERMIT REQUIRED; APPLICATION FOR PERMIT:

A. No person, firm or corporation shall commence the erection, construction, enlargement, alteration, conversion or change in the nature of the occupancy of any building or structure, or cause the same to be done, without first obtaining a separate building permit from the Code Enforcement Officer for each such building or structure, except that no building permit shall be required for the performance of ordinary repairs which are not structural in nature.

B. Application for Permit.

1. Application for a building permit shall be made to the Code Enforcement Officer on forms provided by him and shall contain the following information:

- a. A description of the land on which the proposed work is to be done.
- b. A statement of the use or occupancy of all parts of the land and the proposed building or structure.
- c. The valuation of the proposed work.
- d. The full name and address of the owner and of the applicant and the names and addresses of their responsible officers, if any of them are corporations, and the name and address of the owner's authorized agent, if any.
- e. A brief description of the nature of the proposed work.
- f. If the construction is to be in accordance with the provisions of the New York State Uniform Fire Prevention and Building Code, a statement that the application is made for permission to construct in accordance with such Code.
- g. A statement that the applicant consents to permit the Code Enforcement Officer, or his designee, to enter upon the premises without a search warrant in the manner prescribed in Section 16 hereof.
- h. Such information as may reasonably be required by the Code Enforcement Officer to establish compliance of the proposed work with the requirements of the applicable building laws, ordinances, rules and regulations.

2. The application shall be signed by the owner or his authorized agent.

3. The application shall be made by the owner or by the agent, architect, engineer or builder employed in connection with the proposed work. Where such application is made by a person other than the owner, it shall be accompanied by an affidavit of the owner stating that the proposed work is authorized by the owner and that the applicant is authorized to make such application, and the affidavit shall contain a statement that the owner authorizes the applicant to consent to permit the Code 3. Enforcement Officer, or his designee, to enter upon the premises without a search warrant in the manner prescribed in Section 16 hereof.

4. Each application for a building permit shall be accompanied by duplicate copies of plans and specifications, including a plot plan, drawn to scale, showing the location and size of all proposed new construction and all existing structures on the site, the nature and character of the work to be

performed and the materials to be incorporated; the distance from lot lines; the relationship of structures on the adjoining property; the widths and grades of adjoining streets, walks and alleys; and where required by the Code Enforcement Officer, the details of structural, mechanical and electrical work, including computations, stress diagrams and other essential technical data. Plans and specifications shall bear the signature of the person responsible for the design and drawings and, where required by Section 7202 or Section 7302, as amended, of Article 145 and Article 147, respectively, of the Education Law of the State of New York, the seal of a licensed architect or a licensed professional engineer

5. Amendments, if any, to the application or to the plans and specifications accompanying the same, shall be filed with the Code Enforcement Officer and approval received from the Code Enforcement Officer prior to the commencement of any change of work.

#### C. Inspections.

1. The Fire Inspector shall conduct periodic inspections for compliance with the provisions of the New York State Uniform Fire Prevention and Building Code. Such inspections may be made at any reasonable time.

2. In the event that entrance to the premises for the purpose of inspection is refused or cannot be obtained, the Fire Inspector may apply to the Town Justice for a warrant to make an inspection.

3. The Fire Inspector shall prepare and maintain a written report of the results of each inspection. In the event that the Fire Inspector deems that a violation of the New York State Uniform Fire Prevention and Building Code exists, he shall submit a duplicate original of his report to the Code Enforcement Officer. Such report shall be verified at the request of the Code Enforcement Officer.

#### SECTION 9. FEES:

A. Upon the filing of an application for a building permit, the appropriate fees, which are included in a schedule on file with both the Code Enforcement Officer and the Clerk of the Town, shall be payable to the Town Code Enforcement Officer. This fee may be increased or decreased by Town Board Resolution.

B. In the event that an application for a building permit is not approved, or the applicant decides not to build, the applicant shall be entitled to a refund of one-half (1/2) of the fee paid, provided that no work has been commenced.

#### SECTION 10. APPROVAL OR DISAPPROVAL OF APPLICATION; ISSUANCE OF PERMIT;

##### INSPECTIONS:

A. The Code Enforcement Officer shall examine, or cause to be examined all Applications for permits and the plans, specifications and documents filed herewith. He shall approve or disapprove the application within sixty (60) days from the date of the submission of completed application.

B. Upon approval of the application and upon receipt of the applicable fees therefore, the Code Enforcement Officer shall affix his signature or cause his signature to be affixed thereto.

C. Upon approval of the application, plans and specifications shall be endorsed with the word "approved". One (1) set of such approved plans and specifications shall be retained in the files of the Code Enforcement Officer, and the other set shall be returned to the applicant, together with the building permit, and shall be kept by the applicant at the building site open to inspection by the Code Enforcement Officer, or his authorized representative, at all reasonable times.

D. If the application, together with the plans, specifications and other documents filed therewith, describes proposed work which does not conform to all of the requirements of the applicable building regulations, the Code Enforcement Officer shall disapprove the same and shall return the plans and specifications to the applicant. Upon the request of the applicant, the Code Enforcement Officer shall cause such refusal, together with the reasons therefore, to be transmitted to the applicant in writing

#### SECTION 11. DURATION AND DISPLAY OF PERMIT; CONFORMANCE REQUIRED:

A. A building permit shall be effective to authorize the commencement of work for a period of one (1) year after the date of its issuance.

B. All work shall conform to the approved application, plans and specifications And shall be in accordance with applicable building laws, ordinances, rules and regulations.

C. Building permits shall be prominently displayed on the job site at all times during the progress of the work so as to be readily seen from adjacent thoroughfares.

#### SECTION 12. REVOCATION OF PERMIT:

The Code Enforcement Officer may revoke a building permit theretofore issued in any of the following instances:

A. Where he finds that there has been any false statement or misrepresentation as to a material fact in the application, plans or specifications on which the building permit was based.

B. Where he finds that the building permit was issued in error and should not have been issued in accordance with the applicable law.

C. Where he finds that the work performed under the permit is not being prosecuted in accordance with the provisions of the application, plans or specifications.

D. Where the person to whom a building permit has been issued fails or refuses to comply with a stop work order issued by the Code Enforcement Officer.

#### SECTION 13. STOP-WORK ORDERS:

Whenever the Code Enforcement Officer has reasonable grounds to believe that work on any building or structure is being prosecuted in violation of the provisions of the applicable building laws, ordinances, rules or regulations, or is not in conformity with the provisions of an application, plans or specifications on the basis of which a building permit was issued, or in an unsafe and dangerous manner, he shall, notify the owner of the property or the owner's agent to suspend all work, and any such persons shall forthwith stop such work and suspend all building activities until the stop work order has been rescinded. Such order and notice shall be in writing, shall state the conditions under which the work may be resumed, and may be served upon the person to whom it is directed, either by delivering it personally to him or by posting the same upon a conspicuous portion of the building where the work is being performed and sending a copy of the same to him by certified mail, return receipt requested, at the address set forth in the application for permission to construct such building.



#### SECTION 14. COMPLIANCE REQUIRED; VIOLATION ORDERS:

- A. Any person owning, operating, occupying or maintaining property or premises within the scope of the New York State Uniform Fire Prevention and Building Code, or this Local Law, shall comply with all the provisions of the State Fire Prevention Code, this Local Law and all orders, notices, rules, regulations or determinations issued in connection therewith.
- B. Whenever the Fire Inspector determines that there has been a violation of the State Fire Prevention Code, this Local Law or any rule or regulation adopted pursuant to this Local Law, a violation order shall be issued by the Code Enforcement Officer to the person or persons responsible.
- C. Violation orders shall be in writing, shall identify the property or premises, shall specify the violation and remedial actions to be taken and shall provide a reasonable time limit for compliance.
- D. Violation order shall be served either by personal service or by mailing by certified mail, return receipt requested, and posting a copy thereof in a conspicuous place on the subject premises.
- E. In the event that the violation has not been remedied upon the date when the time for compliance therewith has expired, the Code Enforcement Officer shall commence enforcement proceedings as hereinafter provided.

#### SECTION 15. REMOVAL OF DANGEROUS BUILDINGS; COSTS TO BE A LIEN:

- A. A building or structure, or part thereof, which is an imminent danger to the life and safety of the public as a result of a fire or explosion is hereby declared to be a public nuisance.
- B. Whenever the Fire Inspector finds a building or structure or part thereof to be an imminent danger to the life and safety of the public as a result of a fire or explosion, the Code Enforcement Officer may cause it to be demolished and removed, or may cause work to be done in or about the building or structure as may be necessary to remove the danger.
- C. The Fire Inspector may require the occupants of any such building or structure, or part thereof, to vacate the premises forthwith. No person shall use or occupy such building or structure, or part thereof until it is made safe. Except for the owner, no person shall enter premises which have been ordered vacated unless authorized to perform inspections or repairs or to demolish and remove such building or structure, or part thereof.
- D. All costs and expenses incurred by the Town of Hartsville in connection with any work done to remove the danger, or in connection with the demolition and removal of any such building or structure, shall be assessed against the land on which such building or structure is located, and a bill for such expenses shall be presented to the owner of the property, or if the owner cannot be ascertained, then such bill shall be posted in a conspicuous place on the premises. Such assessment shall constitute a lien upon the subject real property. In the event that the owner shall fail to pay for such expense within ten (10) days after the bill is presented or posted, action may be commenced to collect such assessment or to foreclose such lien. As an alternative to the maintaining of such action, the Code Enforcement Officer may file a certificate of the actual expenses incurred, as aforesaid, with the Town Clerk, together with a statement identifying the property in connection with which the expenses were incurred. The Town Clerk shall present the certificate to the Town Board, which may order the addition of such amount to the next tax roll of the Town of Hartsville. Such amount shall constitute a lien and shall be collected and enforced in the such manner and by such proceedings as provided by applicable law(s).

## SECTION 16. RIGHT OF ENTRY:

The Code Enforcement Officer, upon the showing of proper credentials and in the discharge of his duties, shall be permitted to enter upon any building, structure or premises without interference during reasonable working hours.

## SECTION 17. CERTIFICATE OF OCCUPANCY REQUIRED:

A. No building, hereafter erected, shall be used or occupied, in whole or in part, until a certificate of occupancy shall have been issued by the Code Enforcement Officer.

B. No building hereafter enlarged, extended or altered or upon which work has been performed which required the issuance of a building permit shall be occupied or used for more than thirty (30) days after the completion of the alteration or work unless a certificate of occupancy shall have been issued by the Code Enforcement Officer.

C. No change shall be made in the nature of the occupancy of an existing building unless a certificate of occupancy authorizing such change shall have been issued by the Code Enforcement Officer.

D. The owner, or his agent, shall make application for a certificate of occupancy. Accompanying this application, and before the issuance of a certificate of occupancy, there shall be filed with the Code Enforcement Officer an affidavit of the registered architect or licensed professional engineer who filed the original plans, or of the registered architect or licensed professional engineer who supervised the construction of the work and who, by reason of his experience, is qualified to superintend the work for which the certificate of occupancy is sought. This affidavit shall state that the deponent has examined the approved plans of the structure for which a certificate of occupancy is sought, that the structure has been erected in accordance with the approved plans and the cost thereof and, as erected, complies with the law governing building construction, or as varied by a variance which has been legally authorized. Such variances and qualifying conditions imposed therewith, if any, shall be specified in the affidavit.

## SECTION 18. INSPECTIONS PRIOR TO ISSUANCE OF CERTIFICATE OF OCCUPANCY:

Before issuing a certificate of occupancy, the Code Enforcement Officer shall examine, or cause to be examined, all buildings, structures and sites for which an application has been filed for a building permit to construct, enlarge, alter, repair or change the use or nature of occupancy, and he may conduct such inspections as he deems appropriate from time to time, during and upon completion of the work for which a building permit has been issued. There shall be maintained with the Code Enforcement Officer a record of all such examinations and inspections, together with a record of findings of any violations of the law.

## SECTION 19. ISSUANCE OF CERTIFICATE OF OCCUPANCY:

A. When, after final inspection, it is found that the proposed work has been completed in accordance with the applicable building laws, ordinances, rules and regulations, and also in accordance with the application, plans and specifications filed in connection with the issuance of the building permit, the Code Enforcement Officer shall issue a certificate of occupancy upon the form provided by him. If it is found that the proposed work has not been properly completed, the Code Enforcement Officer shall not issue a certificate of occupancy and shall order the work completed in conformity with the building permit and in conformity with the applicable building regulations,

B. A certificate of occupancy shall be issued, where appropriate, within thirty (30) days after written application therefore is made.

C. The certificate of occupancy shall certify that the work has been completed and that the proposed use and occupancy are in conformity with the provisions of the applicable building laws, ordinances, rules and regulations and shall specify the use or uses, and the extent thereof, to which the building or structure, or its several parts, may be put.

#### SECTION 20. TEMPORARY CERTIFICATE OF OCCUPANCY:

Upon request, the Code Enforcement Officer may issue a temporary certificate of occupancy for a building or structure, or part thereof, before the entire work covered by the building permit shall have been completed, provided that such portion or portions as have been completed may be occupied safely without endangering life or the public health or welfare. A temporary certificate of occupancy shall remain effective for a period not exceeding three (3) months from the date of issuance. For good cause, the Code Enforcement Officer may allow a maximum of two (2) extensions for periods not exceeding three (3) months each.

#### SECTION 21. EFFECTIVE DATE:

This Local Law shall take effect immediately upon filing with the Secretary of State.

## CERTIFICATION

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2005 of the Town of Hartsville was duly passed by the Town Board, Town of Hartsville, on July 13, 2005 in accordance with the applicable provisions of law.

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 the above paragraph.

Date: July 21, 2005

  
\_\_\_\_\_  
CLERK OF THE TOWN OF HARTSVILLE

(Seal)

## CERTIFICATION

STATE OF NEW YORK  
COUNTY OF STEUBEN

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.

Date: July 21, 2005

  
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BRIAN C. SCHU, ATTORNEY

TOWN OF HARTSVILLE  
COUNTY OF STEUBEN