

(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.

~~XXXXXX~~  
~~XXXX~~ Town of ..... Moriah.....  
~~XXXXXX~~

Local Law No. .... 1 ..... of the year 19 93.....

A local law ..... ON CERTIFICATE OF OCCUPANCY REQUIRED.....  
(Insert title)

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

~~XXXXXX~~  
~~XXXX~~ Town of ..... Moriah ..... as follows:  
~~XXXXXX~~

**TOWN OF MORIAH**  
**LOCAL LAW NO. 1 FOR THE YEAR 1993**  
**A LOCAL LAW ON CERTIFICATE OF OCCUPANCY REQUIRED**

(a) No building or mobile home 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) Upon transfer of title to a new owner or execution and recording of a mortgage or upon said building becoming vacant, no single family dwelling or mobile home, no mixed occupancy containing two (2) or more families, no multiple dwelling, and no commercial or industrial structure shall be occupied in whole or in part until the issuance of a certificate of occupancy by the Building Inspector that said dwelling conforms in all respects to the requirements of this Chapter and the applicable laws of the State of New York. The building Inspector on the request of the owner or certified agent, may issue a temporary certificate of occupancy at his discretion.

(c) No change shall be made in occupancy of an existing building or a mobile home unless certificate of occupancy authorizing such change shall have been issued. This Certificate is valid for a minimum period of six months.

(d) When, after final inspection, it is found that the proposed work has been completed in accordance with the applicable law, ordinances, rules or regulations, a certificate of occupancy may be issued. 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.

(e) The certificate of occupancy shall acknowledge that the work has been completed, and that the proposed use and occupancy is in conformity with the provisions of the applicable laws, ordinances, rules and regulations, and shall specify the use of and the extent therefore to which the building or structure or its several parts may be put to use.

(f) Inspections will be done by a designated qualified person, or a building codes officer appointed by the Town Board, Town of Moriah. This inspection must be made within 7 days as requested by the owner and the Certificate issued within the next seven days..

(g) The fee of \$25.00 will be imposed for the inspection and certificate of occupancy

(h) Any person, firm, or corporation who violates, disobeys, neglects or refuses to comply with, or who resists the enforcement of any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than one hundred (100) dollars, or imprisonment for a period of not more than thirty (30) days, or both, so fined and imprisoned for each offense. Each week or violation is continued shall be decreed a separate offense.

the certification in the paragraph which applies to the filing of this local law and strike out the matter which is not applicable.)

**(Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 19 93  
~~XXXXX~~  
of the ~~XXXXX~~ Town of Moriah was duly passed by the Town Board (Name of Legislative Body)  
~~XXXXX~~  
on February 9, 19 93 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 \_\_\_\_\_ (Name of Legislative Body)  
Town  
Village  
on \_\_\_\_\_ 19 \_\_\_\_\_ not disapproved and was approved by the \_\_\_\_\_ Elective Chief Executive Officer\*  
repassed after disapproval  
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 \_\_\_\_\_ (Name of Legislative Body)  
Town  
Village  
on \_\_\_\_\_ 19 \_\_\_\_\_ not disapproved and was approved by the \_\_\_\_\_ Elective Chief Executive Officer\*  
repassed after disapproval  
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 general election held on \_\_\_\_\_ 19 \_\_\_\_\_, in accordance with the applicable  
annual provisions of law.

**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 \_\_\_\_\_ (Name of Legislative Body)  
Town  
Village  
on \_\_\_\_\_ 19 \_\_\_\_\_ not disapproved and was approved by the \_\_\_\_\_ Elective Chief Executive Officer\*  
repassed after disapproval  
on \_\_\_\_\_ 19 \_\_\_\_\_ Such local law was subject to a permissive referendum and  
no valid petition requesting such referendum was filed as of \_\_\_\_\_ 19 \_\_\_\_\_,  
in accordance with the applicable provisions of law.

by 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 §37 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 general 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.

*Esther A. Waldron*  
Clerk of the County legislative body, City, Town or Village Clerk, or officer designated by local legislative body

ESTHER A. WALDRON, TOWN CLERK  
TOWN OF MORIAH

Date: 2-19-93

(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 Essex

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.

*WJ Potkowski*  
Signature  
WILLIAM J. POTSKOWSKI, TOWN ATTORNEY  
Title

Date: ..... of Moriah  
Town