

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not use brackets for matter to be eliminated and do not use italics for new matter.

~~County~~  
~~City~~ of Carhulle  
~~Town~~  
Village

Local Law No. 1 of the year 19 75

A local law Building Permits  
(Insert title)

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

~~County~~  
~~City~~ of Carhulle, N.Y.  
~~Town~~  
Village as follows:

FILED  
2 APR 1975  
STATE DEPT.  
ALBANY, N.Y.

# VILLAGE OF EARLVILLE

EARLVILLE, NEW YORK 13332

Phone 315-691-2121

## VILLAGE OF EARLVILLE - BUILDING AND PERMIT

### SECTION 1 PURPOSE AND INTENT

**SECTION 1.1** The following regulations are enacted to protect the health, safety and welfare of the inhabitants of the Village of Earlville from hazards due to periodic flooding. Such regulations shall apply to construction or significant alteration or installation of any principal building or structure located or to be located in the special flood hazard areas as designated in the map by the Federal Government. In addition, the purpose and intent of this local law is to:

A. Minimize public and private damages including expenditures for relief, insurance and flood control projects.

B. Protect human life and health.

C. Minimize surface and ground-water pollution, which may affect human, animal or plant life.

D. Require Floodproofing of those structures that exist in or must by necessity be constructed on Flood Hazard Areas.

E. To establish and maintain eligibility for the Village of Earlville, Chenango and Madison Counties, New York, for its residents and property owners in the National Flood Insurance Program.

1. All uses are permitted provided that no structure (temporary or permanent) fill, for any purpose, deposit, obstruction, stores of materials, or other uses shall be permitted which, acting alone or in combination with existing or future uses, will unduly increase flood heights or cause increased velocities or obstruct flow under flood conditions.

2. Structures shall have a low flood damage potential, shall be constructed and placed on the building site so as to offer the minimum obstruction to the flow of flood waters (i.e., longitudinal axis parallel to the direction of flood flow, and placement approximately on the same flood flow lines as those of adjoining structures), and shall be firmly anchored to prevent flotation which may result in damage to other structures, restrictions of bridge openings and other narrowing of the stream or rivers. Service facilities such as electric and heating equipment shall be constructed at or above the flood protection elevation for the particular area or shall be flood-proofed.

### SECTION III - PROCEDURES

**SECTION 3.1 - PERMITS** - No building or other structure shall be erected unless and until a permit shall first have been issued by the Village Clerk acting upon instructions of the Board of Trustees.

**SECTION 3.2 - ALTERATIONS** - No exterior structural alteration or addition to an existing structure, having a value or cost in excess of Fifteen Hundred (\$1500.00) Dollars shall be made until a permit shall first have been issued by the Village Clerk, acting upon instruction from the Board of Trustees. Ordinary repairs (e.g. roof repair, porch, new siding, painting, etc.) and interior renovations (e.g. remodeling of ceilings, walls, floors, etc.) to buildings or structures may be made without obtaining a permit. Conversion to a dwelling unit or increasing the number of habitable units requires a permit.

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**SECTION 3.3 - EXCEPTIONS** - Except upon written order of the Board of Appeals or Planning Board as provided herein, no permit shall be issued for any structure, addition, or alteration which violates or will violate any provision of this Local Law.

**SECTION 3.4 - PERMIT DATE** - There shall be submitted to the Village Clerk with each application for a permit, a copy of the layout or plan showing the actual dimensions of the lot or area where the structure or alteration is or will be located. The plan and dimension of each structure or extension to be constructed, the proposed location on the lot, tax lot number, together with such other information may be necessary on a form provided by the Clerk to determine whether the proposed construction or alteration will comply with the Local Law. Such information may require a detailed statement or plans and drawings of the work, showing precautions taken to minimize impairment and contamination from flood.

**SECTION 3.5 - RECORDS** - All applications, notices and signed statements required by this Law shall be presented to and kept on file in the office of the Village Clerk.

**SECTION 3.6 - AMENDMENTS** - Nothing in the Local Law shall prohibit the filing of Amendments to any applications at any time before the completion of the work for which a permit was sought, and such amendments after approval shall be made a part of the application, and filed as such.

**SECTION 3.7 - TIME LIMIT FOR PERMIT** - The Clerk, or Building Agent, shall approve or reject any application or permit or amendment thereto, filed pursuant to the provisions of this local law, within seven (7) days after the first Village Board Meeting, after the first application is filed. If rejected, the Clerk or Building Agent shall give written notice within ten (10) working days for rejection, by certified mail, to the applicant.

**SECTION 3.8 - EXPIRATION OF PERMIT** - Any permit issued by the Clerk under provisions of this Local Law, but for which no actual work is commenced within six (6) months from the date of issuance, shall expire and be null and void.

**SECTION 3.9 - MISREPRESENTATION** - The Clerk, or Building Agent, may reject any permit or approval issued under the provisions of this Local Law in which any false statements or misrepresentations of material fact of the application, on which the permit or approval was based.

**SECTION 3.10 - FEE** - The fee for a permit issued under this Local Law is \$5.50.

The Map sent to us by the Army Corp of Engineers is on hand at the Village Office and may be seen by any interested party during regular business hours.

BY ORDER OF THE VILLAGE BOARD,  
Margaret M. Maust  
Village Clerk

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

(Final adoption by local legislative body only.)

1. I hereby certify that the local law annexed hereto, designated as local law No. 1 of 1975.

of the ~~County~~ ~~City~~ ~~Town~~ ~~Village~~ of Carville was duly passed by The Board of Trustees  
(Name of Legislative Body)

on June 18, 1975 in accordance with the applicable provisions of law.

(Passage by local legislative body with approval or no disapproval by Elective Chief Executive Officer or repassage after disapproval.)

2. I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_\_

County  
of the ~~City~~ ~~Town~~ ~~Village~~ of \_\_\_\_\_ was duly passed by \_\_\_\_\_  
(Name of Legislative Body)

on \_\_\_\_\_ 19\_\_\_\_\_ and not disapproved and was approved \_\_\_\_\_ by the \_\_\_\_\_  
repassed after disapproval Elective Chief Executive Officer

and was deemed duly adopted on \_\_\_\_\_ 19\_\_\_\_\_, in accordance with the applicable provisions of law.

(Final adoption by referendum.)

3. I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_\_

County  
of the ~~City~~ ~~Town~~ ~~Village~~ of \_\_\_\_\_ was duly passed by the \_\_\_\_\_  
(Name of Legislative Body)

on \_\_\_\_\_ 19\_\_\_\_\_ and not disapproved and was approved \_\_\_\_\_ by the \_\_\_\_\_  
repassed after disapproval Elective Chief Executive Officer

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 general thereon at the special election held on \_\_\_\_\_ 19\_\_\_\_\_, in accordance with the applicable provisions of law.

(Subject to permissive referendum and final adoption because no valid petition filed requesting referendum.)

4. I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_\_

County  
of the ~~City~~ ~~Town~~ ~~Village~~ of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_  
(Name of Legislative Body)

\_\_\_\_\_ 19\_\_\_\_\_ and not disapproved and was approved \_\_\_\_\_ by the \_\_\_\_\_ on \_\_\_\_\_  
repassed after disapproval Elective Chief Executive Officer

\_\_\_\_\_ 19\_\_\_\_\_. Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on \_\_\_\_\_ 19\_\_\_\_\_, in accordance with the applicable provisions of law.

(City local law concerning Charter revision proposed by petition.)

5. 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 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 <sup>special</sup> ~~general~~ election held on ..... 19 ..... became operative.

(County local law concerning adoption of Charter.)

6. I hereby certify that the local law annexed hereto, designated as Local Law No. .... of 197 ... 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 one above.

*Margaret E. Shaw*  
Clerk of the Board of Supervisors, City, Town or Village Clerk or Officer designated by Local Legislative Body

Date: *June 18, 1975*

(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 *Chenango*

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.

*James F. Taylor*  
(Title of Officer)

County  
City of *Carhille*  
Town  
Village

Dated: *June 18, 1975*