



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. 140 OF 2022

**SETTING A PUBLIC HEARING FOR PROPOSED LOCAL LAW AMENDING 119 OF THE
CODE OF THE CITY OF BEACON CONCERNING THE ADMINISTRATION AND
ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND
BUILDING CODE AND THE STATE ENERGY CONSERVATION CONSTRUCTION CODE**

WHEREAS, pursuant to Executive Law § 381(1) and the Energy Law § 11-107, the Department of State is authorized to promulgate regulations establishing minimum standards for administration and enforcement of the New York State Uniform Fire Prevention and Building Code (“Uniform Code”) and the State Energy Conservation Construction Code (“Energy Code”); and

WHEREAS, unless otherwise prescribed by the Secretary of State, Executive Law §381(2) requires local governments to administer and enforce the Uniform Code and the Energy Code; and

WHEREAS, updated versions of the Uniform Code and the Energy Code became effective on May 12, 2020, and as a result, corresponding changes were necessary to Part 1203 of Title 19 of the New York Codes, Rules and Regulations: Uniform Code and the Energy Code: Minimum Standards for Administration and Enforcement (19 NYCRR Part 1203); and

WHEREAS, on December 29, 2021, the Department of State filed a Notice of Adoption of a rule repealing and replacing 19 NYCRR Part 1203; and

WHEREAS, the rule will become effective on December 30, 2022; and

WHEREAS, local governments have until December 30, 2022 to update their code enforcement programs to comply with the new rule; and

WHEREAS, the proposed local law amends Chapter 119 of the Code of the City of Beacon to comply with the minimum standards for administration and enforcement of the Uniform Code and the Energy Code set forth in 19 NYCRR Part 1203, adopted on December 29, 2021; and

WHEREAS, the proposed action is a Type II Action pursuant to the State Environmental Quality Review Act (“SEQRA”), and no further environmental review is required.

NOW, THEREFORE, BE IT RESOLVED, that the City of Beacon City Council hereby sets a Public Hearing for December 5, 2022 to receive comments on proposed Local Law of 2022 amending 119 of the Code of the City of Beacon concerning the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the “Uniform Code”) and the State Energy Conservation Construction Code (the “Energy Code”) to incorporate recent updates to 19 NYCRR Part 1203.

Resolution No. 140 of 2022			Date: November 21, 2022				
<input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Paloma Wake	x				
		Justice McCray	x				
		George Mansfield	x				
		Wren Longno	x				
x		Molly Rhodes	x				
	x	Dan Aymar-Blair	x				
		Mayor Lee Kyriacou	x				
		Motion Carried	x				