

STATE OF NEW YORK }  
COUNTY OF ALBANY }

**NOTICE OF PUBLIC HEARING  
TOWN OF NEW SCOTLAND  
FOR ADOPTION OF STATE  
BUILDING CONSERVATION  
AND FIRE PREVENTION CODE  
PLEASE TAKE NOTICE THAT**

the Town Board of the Town of New Scotland shall hold a public hearing on the adoption of the State Building Conservation and Fire Prevention Code within the Town of New Scotland. Said hearing shall be held at Town Hall, Town of New Scotland, Slingerlands, New York, on February 3, 1982, at 7:30 p.m. at which time all persons interested shall be heard on the subject of an ordinance to adopt the State Building Conservation and Fire Prevention Code within the Town of New Scotland, so as to protect life and property against the hazards of fire, explosion, or the release of toxic gases arising from the storage, handling or use of combustible or hazardous substances, materials, or devices, and to provide for the administration and enforcement of said Code by the Town of New Scotland to set penalties for violations thereof and provide for procedures for abatement in accordance with the Consolidated Laws of the State of New York.

PLEASE TAKE FURTHER NOTICE that a regular Town Board meeting shall be held at 8 p.m. following the aforesaid public hearing, at which time the Board will consider the adoption of the State Building Conservation and Fire Prevention Code.

PLEASE TAKE FURTHER NOTICE that copies of the State Building Conservation and Fire Prevention Code may be obtained at Town Hall, Town of New Scotland, Slingerlands, New York.

DATED: January 6, 1982  
BY ORDER OF THE TOWN BOARD, TOWN OF NEW SCOTLAND

CORINNE COSSAC  
Town Clerk

(Jan. 22)

JAMES E. GARDNER of the Town of Guilderland, being duly sworn, says that he is the publisher of THE ALTAMONT ENTERPRISE AND ALBANY COUNTY POST, a weekly newspaper printed and published in the Village of Altamont, County of Albany, and that the notice of which the annexed is a true copy, has been regularly published in said ALTAMONT ENTERPRISE AND ALBANY COUNTY POST

*once each week for one week.*

consecutively commencing on the 22 day of

January 1982

*James E. Gardner*  
*Robert Hagyard*

ROBERT HAGYARD  
Notary Public, State of New York  
Qualified In Albany County  
Commission Expires March 30, 1983

STATE OF NEW YORK }  
COUNTY OF ALBANY }

**PUBLIC NOTICE**

PLEASE take notice that the following ORDINANCE was duly adopted:

At a Regular Town Board meeting of the Town of New Scotland, Albany County, New York, held at the Town Hall, New Scotland, New York, on the 3rd day of February, 1982.

Present: Stephen P. Wallace, Supervisor; Wyman Osterhout, Ann Carson, Kenneth Tice, Herbert Reilly, Councilmen; Frederick C. Riester, Town Attorney, and Corinne Cossac, Town Clerk.

The following Ordinance was introduced by Councilman Wyman Osterhout who moved its adoption, and the same was seconded by Councilwoman Ann Carson.

**AN ORDINANCE OF THE TOWN OF NEW SCOTLAND PROVIDING FOR THE ADOPTION AND ENFORCEMENT OF THE NEW YORK STATE FIRE PREVENTION CODE**

Swor  
of ...

WHEREAS, a public hearing was duly held on the 3rd day of February, 1982, and all other matters and things required to be done by the Town Law and the State of New York in order that the Town Board may avail itself of the powers conferred by said laws, having been complied with:

Now, therefore, be it **RESOLVED** and **ORDAINED** by the Town Board of the Town of New Scotland as follows:

**AN ORDINANCE OF THE TOWN OF NEW SCOTLAND PROVIDING FOR THE ADOPTION AND ENFORCEMENT OF THE NEW YORK STATE FIRE PREVENTION CODE**

**SECTION I. TITLE**

This ordinance shall be known and cited as "An Ordinance of the Town of New Scotland providing for the adoption and enforcement of the New York State Fire Prevention Code."

**SECTION II. PURPOSE**

The purpose and intent of this ordinance is to provide for the adoption of the New York State Fire Prevention Code by the Town of New Scotland and to provide for the enforcement of the New York State Fire Prevention Code within the Town of New Scotland.

**SECTION III. ENFORCEMENT**

(a) Except as otherwise specifically provided by law, the Building Inspector of the Town of New Scotland and his deputies and assistants shall administer and enforce all of the provisions of the New York State Fire Prevention Code and shall serve as chief enforcement officer of the same.

JAMES E. GARDNER of the Town of Guilderland, being duly sworn, says that he is the publisher of THE ALTAMONT ENTERPRISE AND ALBANY COUNTY POST, a weekly newspaper printed and published in the Village of Altamont, County of Albany, and that the notice of which the annexed is a true copy, has been regularly published in said ALTAMONT ENTERPRISE AND ALBANY COUNTY POST

... *Once each week for one week* ...

consecutively commencing on the *19<sup>th</sup>* day of

*February* 19*82*

*James E. Gardner*  
*Robert Hagyard*

ROBERT HAGYARD  
Notary Public, State of New York  
Qualified In Albany County  
Commission Expires March 30, 19*83*

Adopted February 3, 1982  
Effective ten days after publication  
February 29, 1982

New York State Fire Code

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(b) The chief of each of the four fire departments currently existing within the Town of New Scotland shall serve, and are hereby appointed, as fire inspectors, to serve as such within the boundaries of their individual fire districts. The fire inspectors shall be charged with the responsibility of reporting any and all violations of the Fire Prevention Code brought

TOWN OF NEW SCOTLAND

ORDINANCE NO# 8

Adopted February 3, 1982  
Effective ten days after publication  
February 29, 1982

New York State Fire Code

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Prevention Code or to prevent unsafe or illegal occupancy of a building, structure or premises and these remedies shall be in addition to penalties otherwise prescribed by law.

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to their attention within their fire districts to the enforcement officer for such action as he may deem necessary for the enforcement of said Code.

#### SECTION IV. PENALTIES FOR VIOLATIONS

In accordance with Section 391 of 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 occupy, maintain, conserve, rehabilitate or renew any building, structure or premises as it relates to the safe-guarding of life and property therein and thereabout and to the hazards of fire, explosion or release of toxic gases arising from the storage, handling or use of combustible or hazardous substances, materials or devices, in violation of the rules and regulations set forth in the New York State Fire Prevention Code.

(b) Any person who shall fail to comply with a written order of the enforcement officer within the time fixed for compliance therewith shall be punishable by a fine of not to exceed \$100.00 or imprisonment of not to exceed thirty days or both. Each day that a violation continues shall be deemed a separate offense.

(c) Except as provided otherwise by law, such a violation shall not be a crime and the penalty or punishment imposed therefor shall not be deemed for any purpose a penal or criminal penalty or punishment.

#### SECTION V. ABATEMENT

Appropriate actions and proceedings may be taken at law or equity to restrain, correct or abate a violation of the Fire

Prevention Code or to prevent unsafe or illegal occupancy of a building, structure or premises and these remedies shall be in addition to penalties otherwise prescribed by law.

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