

**TOWN OF ORANGETOWN
LOCAL LAW NO. 8 - 2024**

**A LOCAL LAW TO AMEND CHAPTER 30 OF THE TOWN CODE ENTITLED “SEWERS-
RULES AND REGULATIONS”, TO AUTHORIZE THE COMMISSIONER OF THE TOWN’S
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT AND ENGINEERING TO ISSUE
CERTIFICATES OF SEWER REGISTRATION**

Be it enacted by the Town Board of the Town of Orangetown as follows: The Code of the Town of Orangetown, shall be amended to incorporate revisions as described (additions are underlined, deletions are ~~strikethrough~~):

Section 1. Amend Definition section

Section 30-1 of Chapter 30 of the Town Code entitled “Definitions” is hereby amended as follows:

CERTIFICATE OF REGISTRATION

Documented approval issued by the ~~Town Board~~ Commissioner of the Town of Orangetown Department of Environmental Management and Engineering which grants the recipient the right to plan, excavate, construct and connect, in accordance with all Town regulations, house sewers from curb to main interceptor line.

Section 2. Amend Certificate section

Section 30-6 of Chapter 30 of the Town Code entitled “Certificate of registration” is hereby amended as follows:

30-6 Certificate of registration.

All applications for certificates of registration to construct any house sewer or do any work indicated to any connection to said system shall be made, in writing, to the ~~Director~~ Commissioner of the Department of Environmental Management and Engineering, and all certificates of registration shall be granted by ~~the Board~~ the Commissioner upon satisfaction of the criteria set forth herein. The fee for such certificate of registration shall be ~~\$250 as set by Town Board Resolution~~. An applicant, before receiving such certificate, shall furnish to the ~~Board~~ Director proof satisfactory to it that:

1. Said applicant is qualified to do such work in a good, workmanlike manner.
2. Said application is accompanied by a bond with sureties acceptable to the ~~Board~~ Commissioner in the sum of not less than \$25,000 guaranteeing that:
3. The applicant shall duly and faithfully perform said work in all respects.
4. Said applicant shall comply in all respects with all rules and regulations established by the Town.
5. Said applicant will indemnify the Town for all loss or damage that may result from his work.
6. Said applicant shall obtain a permit from the Town before commencing any work or excavation.
7. In the event that the applicant has been deemed to have violated this ordinance or any rule or regulation, upon notice thereof, said applicant will forthwith, at his own expense, cure said violation, and in the event of his failure to do so within a reasonable time thereafter, said violation may be cured by the Town, and any expense incidental thereto will be paid by the applicant.
8. The applicant shall furnish certificates of public liability insurance in the sum of \$1,000,000 and property damage insurance in the sum of \$100,000, which shall indemnify and save harmless the district and the Town, its officers, agents and employees from all suits and actions for the

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recovery of damages, money or otherwise, for and on account of any injury or damages, resulting in death or otherwise, received or sustained by any person, persons or property as a direct or indirect result of any work, labor or materials used by the applicant and/or as a result of negligence, carelessness or recklessness of the applicant in the performance of said work and/or as a result of any act of omission or commission of said applicant. Said applicant shall have workers' compensation insurance as required by law, and the application shall be accompanied by certificates thereof or by satisfactory proof of exemption. All of said policies of insurance shall bear an endorsement in favor of the Town of Orangetown. [Amended 9-10-1991 by L.L. No. 17, 1991; 11-27-1995 by L.L. No. 34, 1995]

9. All materials used in conforming to this ordinance will be of the best quality and all work will be executed by skilled workers in a thorough, workmanlike manner.
10. ~~Upon receiving said certificate from the Board the applicant shall furnish to the Superintendent a certificate of its issuance, signed by the Town Clerk.~~ Said certificate of registration may be canceled and annulled by the Board Commissioner for cause after a public hearing thereon, but such certificate of registration shall be automatically canceled and annulled upon the expiration of either the bond or the insurances required for such certificate of registration. The owner of such canceled certificate shall not thereafter be registered for a period of two years after the date of the cancellation of said certificate. Said certificate of registration shall expire on the 31st day of December in each year succeeding the date of its initial issuance. All applications for renewals of said certificates shall be filed between the 15th day of November and the 30th day of November next preceding the date of expiration, and such renewal certificates shall become effective on the first day of January thereafter.
11. Nothing herein contained shall prevent any owner from constructing the connection and/or furnishing the material from the house drain to the property line, and any owner doing such work on his private property need not, unless required by any other law, obtain a certificate of registration nor furnish any bond, public liability insurance nor any workers' compensation insurance but shall otherwise comply with this ordinance. The owner shall comply with this ordinance concerning any work and materials necessary for the connection outside of the property line, and such work shall be performed under a certificate of registration.
12. Any person, firm or corporation who is registered under § 30-6 of this ordinance will not be permitted to subcontract the installation of these facilities. Any signature for work performed by others will immediately revoke the certificate of the signee. [Added 5-25-1964]

Section 3. Severability Clause

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid parts.

Section 4. Effective Date.

This Local Law shall become effective immediately upon being filed with the Secretary of State.