

## CITY OF PORT JERVIS

### INTRODUCTORY LOCAL LAW NO. 2 OF 2023

#### A LOCAL LAW AMENDING ARTICLE II OF THE CITY OF PORT JERVIS, NEW YORK CHARTER MODIFYING THE REPORTING STRUCTURE BETWEEN THE CITY BUILDING OFFICIAL AND CERTAIN APPOINTED CITY INSPECTORS

Be it enacted by the Common Council of the City of Port Jervis, County of Orange, State of New York, as follows:

#### **Section 1. Statement of Intent**

This Local Law is enacted to amend The Charter of the City of Port Jervis to provide for a more defined reporting structure with respect to certain inspectors employed by City related to building construction, compliance and safety. It is the opinion of the Common Council that the Plumbing, Electrical and Fire Inspectors should report directly to the City Building Official or in the absence of the Building Official, to the Mayor.

#### **Section 2. Charter Section C2-4 Amended**

The City of Port Jervis Charter, Article 2, Section C2-4 entitled “Appointive city officers enumerated; by whom appointed; term of office.” is hereby amended by adding the following underlined and bold language to subsection A:

- A. The appointive city officers shall be a City Clerk-Treasurer, a Deputy City Clerk-Treasurer, an Assessor, an Acting City Judge, two (2) or more Marshals, a Corporation Counsel, a Director of Public Works, an Assistant Director of Public Works, a Superintendent of Water, a Chief of Police, a Fire Chief, a Building Official, a Plumbing Inspector, an Electrical Inspector, a Fire Inspector and such other officers as may be authorized and required by general law. **The Plumbing Inspector, Electrical Inspector and Fire Inspector shall be considered to be representatives of the City Building Department and shall report directly to the Building Official, or in his or her absence, the Mayor.** The appointive officers shall be nominated by the Mayor and appointed by the Common Council, five (5) votes being necessary for an appointment; if after thirty (30) days the Mayor shall not have nominated a person to fill any city office, the Common Council may nominate and appoint a person to fill such office, five (5) votes being necessary for appointment.

#### **Section 3. Separability**

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be

confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Common Council of the City of Port Jervis hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

**Section 4.     Repeal**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

**Section 5.     Effective Date**

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.