

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one.)

of Rouses Point

FILED  
STATE RECORDS  
MAR 15 2022

DEPARTMENT OF STATE

Local Law No. 2 of the year 2022

A local law Moratorium on the acceptance and approval of building permit applications for the use,  
(Insert Title)  
installation, and placement of electric boilers and hot air furnaces

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

County  City  Town  Village  
(Select one.)

of Rouses Point as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

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

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2021 of the (County)(City)(Town)(Village) of Rouses Point was duly passed by the Board of Trustees (Name of Legislative Body) on 20 20 21, in accordance with the applicable provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

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

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) 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 (special)(general) election held on \_\_\_\_\_ 20 \_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, 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 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.)**

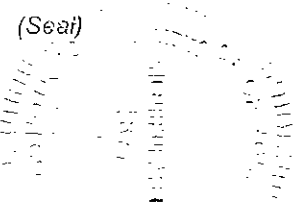
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph \_\_\_\_\_ above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: *December 20, 2021*

(Seal)



## LOCAL LAW NO. 2 OF THE YEAR 2022

WHEREAS, the Village of Rouses Point has conducted a review of its municipal electric system; and

WHEREAS, the review of the municipal electric system of the Village of Rouses Point demonstrates that certain uses of electricity are not only inefficient but pose an unreasonable and undesirable burden upon the electric system of the Village; and

WHEREAS, concerns exist over the proper and appropriate use of electric boilers and hot air furnaces within the Village of Rouses Point; and

WHEREAS, regulations controlling the use of electric boilers and hot air furnaces are desired to improve efficiency and quality of life in the Village's residential neighborhoods and business areas and to reduce the costs to all customers, reduce capital needs and improve reliability, and voltage and service of the municipal electric system of the Village of Rouses Point; and

WHEREAS, the Village Board of the Village of Rouses Point desires to pass regulations on the use of electric boilers and hot air furnaces within the Village of Rouses Point; now, therefore, be it

ENACTED, by the Village Board of the Village of Rouses Point as follows:

### SECTION 1:

There is hereby enacted the following rule and regulations on the acceptance and approval of building permit applications for the use, installation, and placement of electric boilers and hot air furnaces in the Village of Rouses Point.

### SECTION 2:

1. For the conversion from a fossil fueled hydronic heating system to electric heat, the following is required:
  - a. Conversion of an existing fossil fuel boiler to an electric resistance boiler is prohibited.
  - b. An electric boiler specifically designed for use as a heating boiler with the appropriate American Society of Mechanical Engineers (ASME) approvals shall be installed. The electric boiler shall be equipped with multiple stage heating elements.
  - c. One of the following control methods is required:
    - i. A separate zone with an automatic setback thermostat for each floor, or for each living unit, if there is more than one living unit on a floor; or
    - ii. Thermostatic control valves shall be installed on each radiator and an automatic setback thermostat shall be installed for the boiler.

2. For the installation of an electric resistance warm air system or the conversion of a fossil fueled warm air heating system to electric resistance heat, the following is required:
  - a. A separate duct heater or furnace is provided for each floor, or for each living unit, if there is more than one living unit on a floor.
  - b. For each duct heater or furnace, a separate automatic setback thermostat shall be required.
3. For all electric heating system conversions, existing fireplaces shall be equipped with a tight-fitting shutoff damper. Where applicable, a source of combustion air ducted from the outdoors of sufficient quantity to support combustion shall be installed. This source shall be equipped with a damper capable of being fully closed.
4. An owner wishing to convert to electric heat must submit a National Electrical Manufacturers Association, (NEMA), #HEI-1980 or other recognized industry standard heating load and sizing calculation forms for approval by municipal utility before commencing with installation.
5. In unusual circumstances, when the application of these standards appears impracticable or inequitable, the utility or the applicant will refer the matter to the Power Authority for special consideration, review and approval.

#### SECTION 3:

It shall be a violation for any property owner to install and/or use an electric boiler or hot air furnace in the Village of Rouses Point without obtaining the necessary Building Permit with the minimum fine of \$500.00 a day. Each separate day of said violation shall constitute a separate violation.

#### SECTION 4:

If any Article, Section, Subsection, Paragraph, Sentence, Clause, Word or Part or Provision of this Local Law, or the application thereof, be adjudged by any County of competent jurisdiction as invalid, such adjudication shall not affect or impair or invalidate the remainder thereof, but shall be confined to its operations to the Article, Section, Subsection, Paragraph, Sentence, Clause, Word or Part or Provision thereof directly involved in the controversy in which judgment shall have been rendered.

#### SECTION 5:

This Local Law shall take effect immediately upon its filing in accordance with the provisions of Section 27 of the Municipal Home Rule Law of the State of New York.