STATE OF NEW YORK

5955

2019-2020 Regular Sessions

IN ASSEMBLY

February 20, 2019

Introduced by M. of A. JAFFEE -- read once and referred to the Committee on Local Governments

AN ACT to amend the village law and the public officers law, in relation to permitting building inspectors, fire inspectors and code enforcement officers of the village of Airmont to live within Rockland county or adjoining counties

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The village of Airmont, Rockland county, has employed individuals that reside outside of the political subdivision or municipal corporation as building inspector, fire inspector, and code enforcement officer in violation of section 3 of the public officers law and section 3-300 of the village law. Notwithstanding this defect, the employment of such individuals as building inspector, fire inspector, and code enforcement officer is hereby validated, legalized, ratified and confirmed, notwithstanding the absence of prior legislative approval.

§ 2. Section 3-300 of the village law is amended by adding a new subdivision 29 to read as follows:

29. Notwithstanding any provisions of this chapter or any other general law, local law, ordinance, or special act, the village board of trustees of the incorporated village of Airmont, Rockland county, may, by resolution, provide that the office of building inspector, fire inspector and code enforcement officers of such village may be held by a person who is not a resident of such village, provided that such person resides within Rockland county or an adjoining county within the state of New York.

§ 3. Section 3 of the public officers law is amended by adding a new subdivision 68 to read as follows:

68. In the village of Airmont, in the county of Rockland, the provisions of this section requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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or she shall be chosen or within which his or her official functions are required to be exercised, shall not prevent a person from holding the office of building inspector, fire inspector and code enforcement officers of the village of Airmont, provided that such person resides within Rockland county or an adjoining county within the state of New York. Provided, however, the person performing the functions of building inspector, fire inspector and code enforcement officers in any other village shall be a resident of such village unless otherwise provided by an act of the state legislature.

§ 4. This act shall take effect immediately.