

LOCAL LAW NO. 5 OF 2017

**A LOCAL LAW ESTABLISHING A FEE TO
BE PAID WHEN A PROPERTY OWNER OR CONTRACTOR
FAILS TO APPEAR AT A SCHEDULED
APPOINTMENT WITH THE BUILDING OFFICIAL**

1. **Purpose.** Section 231-11 sets forth requirements for the inspection of real property for property maintenance and fire safety by the Code Enforcement Officer of the City of Port Jervis or an inspector designated by the Code Enforcement Officer. From time to time, a property owner or contractor or agent of the property owner schedules an inspection and fails to appear at the property at the designated time and date for said inspection. In these instances, the time and energy of the Code Enforcement Officer or his or her designated inspector are wasted and diverted from other activities that the City Inspectors could be accomplishing.

2. **Legislation.** in instances where the Building Official, Code Enforcement Officer or the designated inspector of the Building Official or Code Enforcement Officer has set up an inspection of real property at the request of a property owner or contractor or agent of a property owner or an inspection has been set up by the Building Official or Code Enforcement Officer of the City of Port Jervis as mandated by the Building Official or Code Enforcement Officer of the City of Port Jervis pursuant to the Port Jervis City Code and the property owner or contractor or agent of the property owner fails to appear at said appointment at the time and date specified prior to same, the City shall be entitled to a fee of ONE HUNDRED AND 00/100 (\$150.00) Dollars for said failure to appear as requested or ordered.

PLEASE TAKE NOTICE TO THE EXTENT THAT THIS LOCAL LAW MAY CONFLICT WITH APPLICABLE PORTIONS OF THE GENERAL CITY LAW OF THE STATE OF NEW YORK, IT IS THE STATED INTENTION OF THE CITY TO EXERCISE ITS AUTHORITY TO SUPERSEDE AND AMEND, AS GRANTED UNDER THE MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK, SECTION 10. THE CITY HEREBY PROVIDES NOTICE THAT IT IS EXERCISING ITS AUTHORITY TO SUPERSEDE AND AMEND PURSUANT TO MUNICIPAL HOME RULE LAW OF THE STATE OF NEW YORK SECTION 22.