

Chapter 110

BUILDING CONSTRUCTION AND FIRE PREVENTION

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ARTICLE II Administration and Enforcement

[**HISTORY:** Adopted by the Board of Trustees of the Village of St. Johnsville as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Fire Department — See Ch. 25.
Unsafe buildings — See Ch. 114.
Electrical standards — See Ch. 128.

Property maintenance — See Ch. 188.
Zoning — See Ch. 275.

ARTICLE I Fire Protection and Prevention

[Adopted 10-12-1942 as Ordinance IV, Secs. 3, 5, 6, 7, 8 and 10, of the 1942 Ordinances]

§ 110-1. False alarms; tampering with fire equipment; obstruction of fire personnel.

It shall be unlawful for any person within the Village of St. Johnsville to wrongfully or unlawfully in any manner send in or give or aid or assist or abet in the giving or sending of any false alarms of fire or wrongfully, unlawfully and willfully molest, interfere, or tamper with or injure any fire alarm, signal or call box or the poles, wires or connections of any fire alarm system or to be insubordinate or disorderly at fires, or to obstruct or willfully neglect or refuse to obey the orders of the Fire Department.

§ 110-2. Fire Wardens.

The Fire Department shall appoint from its members Fire Wardens whose duty it shall be to inspect all buildings, premises and public thoroughfares for the purpose of ascertaining and causing to be corrected any condition liable to cause for or any violation of the provision or intent of any ordinance, rule or law affecting the fire hazard. Said inspection shall be made not less than twice a year and whenever it may be at other times directed by the Mayor and the Board of Trustees and the said Fire Wardens shall receive for their services compensation at the rate of \$2 per day, for the purpose of the within section. The Chief of the Fire Department; and the aforementioned Wardens may at all reasonable times enter any building

or premises within his jurisdiction for the purpose of making any inspection or investigation which under the provision of this article he may deem necessary to be made.

§ 110-3. Remedy of hazardous conditions.

Whenever any Fire Warden shall find any of the conditions above mentioned, he shall order the same to be remedied by serving upon the owner or occupant of such premises or places an order in writing specifying clearly and precisely the condition to be corrected, and directing the same to be corrected within a specified time thereafter. If it be impossible with the exercise of due diligence to serve the aforementioned order upon the owner or occupant personally, it shall be sufficient service thereof to attach a true copy of the said order in a conspicuous place on said premises and to mail another copy to the owner's last known post office address. And such order shall forthwith be complied with by the owner or occupant of such place; however, such owner or occupant may within 24 hours after such service appeal to the Chief of the Fire Department who shall within five days review such order and file his decision thereon, and unless by his authority the order is revoked or modified it shall remain in full force and be complied with within the time fixed in said order from the time his decision is filed, or within the time fixed in the decision of the Chief of the Fire Department; provided, however, that any such owner or occupant may within five days after the making or affirming of any such order by the Chief of the Fire Department file a petition with the Board of Trustees of the Village of St. Johnsville, pending a review of such order, and staying execution thereof pending decision, and the said Board of Trustees shall take such action in the premises as right and justice may require and such decision will be final.

§ 110-4. Dangerous accumulations and storage.

It shall be unlawful for any person within the Village of St. Johnsville, New York, to maintain on premises which he owns or occupies any combustible or explosive matter or dangerous accumulation of rubbish or other inflammable material which is so situated as to endanger the property or to obstruct in any way the fire escape, stairs, passageways, doors, or windows in such a way as to interfere with the operation of the Fire Department or egress of occupants in case of fire.

§ 110-5. Open burning.

It shall be unlawful for any person within the Village of St. Johnsville, New York, to set, light or cause to be set or lighted an open fire within the said Village unless they shall be carefully watched and attended at all times and kept within the size and boundary consistent with safety.

§ 110-6. Penalties for offenses. ¹

Each violation of this article shall be punishable by a fine not exceeding \$250, or by imprisonment for not more than 15 days, or by both such fine and imprisonment.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. D).

ARTICLE II

Administration and Enforcement

[Local Law No. 1-1984, regarding administration and enforcement of the New York State Uniform Fire Prevention and Building Code, is on file in the office of the Village Clerk. It is currently under review by the Board of Trustees due to state-mandated revisions to enforcement procedures for the Uniform Fire Prevention and Building Code, which revisions were not finalized at the time of publication of the Code of the Village of St. Johnsville. Upon final review and revision, the Village's Uniform Code enforcement provisions will be included here, as Article II of this chapter.]

