

# 2024 -240

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 6-2024 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 87 (BUILDING CONSTRUCTION)

Resolution for Town Board Meeting dated: April 11, 2024

The following resolution was offered by: **COUNCILMAN FERRO**

and seconded by: **SUPERVISOR SMYTH**

WHEREAS, the Department of Engineering, Building Construction Division has determined that control of Hot Tubs/Spas and HVAC Systems is needed in order to ensure proper installations and provide for the safety of the end user; and

WHEREAS, current application fees do not provide for review and inspection of Hot Tubs/Spas and HVAC Systems; and

WHEREAS, the Department of Engineering, Building Construction Division has also determined that an increase in permit fee for Weekend Work is warranted since this fee has not been updated since 2008; and

WHEREAS, fixed fees need to be added and/or adjusted to cover the cost of reviewing the applications and providing inspections associated with Hot Tubs/Spas, HVAC Systems, and Weekend Work; and

WHEREAS, adding/adjusting application fees is not an action pursuant to SEQRA, 6 NYCRR Part 617.2(b), and therefore SEQRA review is not required.

NOW, THEREFORE,

THE TOWN BOARD, having held a public hearing on the 12<sup>th</sup> day of March, 2024 at 2:00 p.m. to consider adopting Local Law Introductory No. 6-2024 amending the Code of the Town of Huntington, Chapter 87 (Building Construction), and due deliberation having been had,

HEREBY ADOPTS, Local Law Introductory No. 6-2024 amending the Code of the Town of Huntington, Chapter 87 (Building Construction), as follows:

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF HUNTINGTON AS FOLLOWS:

# 2024 -240

LOCAL LAW NO. 19-2024  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 87 (BUILDING CONSTRUCTION)

Section 1. Amendment to the Code of the Town of Huntington, Chapter 87 (Building Construction), as follows:

CHAPTER 87 (BUILDING)

\* \* \*

§ 87-23 Application fees.

E. Fixed fees. The following fees are not subject to the minimum fee or based upon the size of the project.

(1) Residential uses:

(a) Two hundred fifty (\$250) dollars for:

- (1) Gunite or concrete in-ground swimming pool.
- (2) Vinyl or fiberglass in-ground swimming pool.
- (3) HVAC Systems

(b) One hundred fifty (\$150) dollars for:

- (1) Shed – one hundred forty-four (144) to two hundred (200) square feet.

(c) One hundred twenty-five (\$125) dollars for:

- (1) Radio antenna.
- (2) Freestanding wall or retaining wall, plus one (\$1) dollar per linear foot.
- (3) Satellite dish.
- (4) Shed up to one hundred (100) square feet.
- (5) Solar panel installation.
- (6) Aboveground swimming pool.
- (7) Registration of each mobile home being used as a temporary residence.

(8) Hot Tubs/Spas

(d) Sixty-two and 50/100 dollars (\$62.50) for:

\* \* \*

H. Permit Authorizing Saturday Work. Upon the approval of the Director of Engineering Services, or the Director's designee, applicants shall pay the following additional fees for a permit authorizing work to be performed on a Saturday for the construction or repairing of buildings. This permit shall be in addition to the building permit issued for the construction or repairing of the building. The fee for such permit shall be [five hundred dollars (\$500.00)] seven hundred fifty dollars (\$750.00) per Saturday.

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or other part of this local law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this local law, and it shall be construed to have been the legislative intent to enact this local law without such unconstitutional or invalid parts therein.

Section 3. Effective Date.

This local law shall take effect immediately upon filing in the Office of the Secretary of State of the State of New York.

ADDITIONS ARE INDICATED BY UNDERLINE

\*\*\* INDICATES NO CHANGE TO PRESENT TEXT

DELETIONS ARE INDICATED BY [BRACKETS]

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Edmund J. Smyth	AYE
Councilman Dr. Dave Bennardo	AYE
Councilman Salvatore Ferro	AYE
Councilwoman Brooke A. Lupinacci	AYE
Councilwoman Theresa Mari	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.