

2024-26

ENACTMENT: ADOPT LOCAL LAW INTRODUCTORY NO. 38-2023 AMENDING THE CODE OF THE TOWN OF HUNTINGTON, CHAPTER 111 (FIRE PREVENTION), ARTICLE V (FEES)

Resolution for Town Board Meeting dated: January 3, 2024

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

and seconded by: **SUPERVISOR SMYTH**

WHEREAS, Construction Permit Fees and Operational Permit Fees for projects reviewed by the Office of the Fire Marshal have not been updated during the past ten (10) years, and Fire Safety and Property Maintenance Inspection Fees have not been updated during the past seven (7) years; and

WHEREAS, a review of Fire Safety Permit and Inspection fees in other Long Island municipalities finds that the Town of Huntington fees are lower across the board; and

WHEREAS, the fees need to be raised to cover the cost of plan reviews, inspections, testing, reports, and permit issuances; and

WHEREAS, adjusting Fire Prevention 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 16<sup>th</sup> day of November, 2023 at 7:00 p.m. to consider adopting Local Law Introductory No. 38-2023 amending the Code of the Town of Huntington, Chapter 111 (Fire Prevention), Article V (Fees), and due deliberation having been had,

HEREBY ADOPTS Local Law Introductory No. 38-2023 amending the Code of the Town of Huntington, Chapter 111 (Fire Prevention), Article V (Fees), as follows:

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

LOCAL LAW NO. 5-2024  
AMENDING THE CODE OF THE TOWN OF HUNTINGTON  
CHAPTER 111 (FIRE PREVENTION)  
ARTICLE V (FEES)

Section 1. Amendment to the Code of the Town of Huntington, Chapter 111 (Fire Prevention), as follows:

CHAPTER 111 (FIRE PREVENTION)

\* \* \*  
ARTICLE V (FEES)

§ 111-39 Construction Permit Fees.

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**FEE SCHEDULE FOR AUTOMATIC FIRE ALARM SYSTEMS**

	System Size (Number of Devices)			
	1 – 25	26 – 100	100 – 250	More than 250
Plan Review	[\$100] <u>\$150</u>	[\$150] <u>\$200</u>	[\$300] <u>\$350</u>	[\$450] <u>\$500</u>
Inspection and acceptance test	[\$200] <u>\$250</u>	[\$200] <u>\$250</u>	[\$250] <u>\$300</u>	[\$350] <u>\$400</u>
Final report and permit issuance	\$25	\$50	\$75	\$75
Total	[\$325] <u>\$425</u>	[\$400] <u>\$500</u>	[\$625] <u>\$725</u>	[\$875] <u>\$975</u>

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**FEE SCHEDULE FOR AUTOMATIC FIRE SPRINKLER SYSTEMS**

	System Size			
	Small 1 – 25 Heads	Intermediate 26 – 100 Heads	Large 100 – 250 Heads	More than 250 Heads
Plan Review	[\$100] <u>\$150</u>	[\$150] <u>\$200</u>	[\$300] <u>\$350</u>	[\$450] <u>\$500</u>
Inspection and acceptance test	[\$200] <u>\$250</u>	[\$200] <u>\$250</u>	[\$250] <u>\$300</u>	[\$350] <u>\$400</u>
Final report and permit issuance	\$25	\$50	\$75	\$75
Total	[\$325] <u>\$425</u>	[\$400] <u>\$500</u>	[\$625] <u>\$725</u>	[\$875] <u>\$925</u>

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**FEE SCHEDULE FOR AUTOMATIC FIRE-EXTINGUISHING SYSTEMS**

	Type of System		
	Wet or Dry Chemical Extinguishing System	Service Station Extinguishing System	Clean Agent/CO <sub>2</sub> / Halon Extinguishing System
Plan Review	[\$150] <u>\$200</u>	[\$150] <u>\$200</u>	[\$250] <u>\$300</u>
Inspection and acceptance test	[\$100] <u>\$150</u>	[\$100] <u>\$150</u>	[\$200] <u>\$250</u>
Final report and permit issuance	\$50	\$50	\$50
Total	[\$300] <u>\$400</u>	[\$300] <u>\$400</u>	[\$500] <u>\$600</u>

**FEE SCHEDULE FOR MISCELLANEOUS FIRE PROTECTION EQUIPMENT**

	Type of System		
	Fire Pump Installation	Standpipe System	Mechanical Smoke Control System
Plan Review	[\$250] <u>\$300</u>	[\$150] <u>\$200</u>	[\$150] <u>\$200</u>
Inspection and acceptance test	[\$200] <u>\$250</u>	[\$200] <u>\$250</u>	[\$200] <u>\$250</u>
Final report and permit issuance	\$50	\$50	\$50
Total	[\$500] <u>\$600</u>	[\$400] <u>\$500</u>	[\$400] <u>\$500</u>

§ 111-40 Operational Permit Fees.

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**FEE SCHEDULE FOR OPERATIONAL PERMITS**

<b>Section</b>	<b>Permit for:</b>		<b>Fee</b>
§ <u>111-58</u>	Aerosol Products		[\$130.00] \$140.00
§ <u>111-59</u>	Auto Repair Garage		[\$195.00] \$200.00
§ <u>111-60</u>	Automotive/Wrecking Yard		[\$130.00] \$140.00
§ <u>111-61</u>	Combustible Material		[\$65.00] \$75.00
§ <u>111-62</u>	Compressed Gases		[\$130.00] \$140.00
§ <u>111-63</u>	Cryogenic Fluids		[\$165.00] \$175.00
§ <u>111-64</u>	Dry Cleaning Plant		[\$65.00] \$75.00
§ <u>111-65</u>	Explosives		[\$195.00] \$200.00
§ <u>111-66</u>	Fireworks		[\$600.00] \$650.00
§ <u>111-67</u>	Flamm/Comb. Liquids		
	6-10,000		[\$130.00] \$140.00
	10,001 – 35,000		[\$165.00] \$175.00
	35,001 – 70,000		[\$195.00] \$200.00
	70,001 – 110,000		[\$260.00] \$275.00
	For every 20,000 over 110,000		[\$2.50] \$3.50
§ <u>111-68</u>	Hazardous Material		
	Type of Material	Quantity	
	Combustible liquids	See § <u>111-67</u>	N/A
	Corrosive materials		
	Gases	See § <u>111-62</u>	N/A
	Liquids	55 gallons	[\$165.00] \$175.00
	Solids	1,000 gallons	[\$165.00] \$175.00
	Explosive materials	See § <u>111-65</u>	N/A
	Flammable materials		
	Gases	See § <u>111-62</u>	N/A
	Liquids	See § <u>111-67</u>	N/A
	Solids	100 pounds	[\$165.00] \$175.00
	Highly toxic materials		
	Gases	See § <u>111-62</u>	N/A
	Liquids	Any quantity	[\$165.00] \$175.00
	Solids	Any quantity	[\$165.00] \$175.00
	Oxidizing materials		
	Gases	See § <u>111-62</u>	N/A

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	<b>Liquids</b>		
	Class 4	Any quantity	[\$165.00] \$175.00
	Class 3	1 gallon	[\$165.00] \$175.00
	Class 2	10 gallons	[\$165.00] \$175.00
	Class 1	55 gallons	[\$165.00] \$175.00
	<b>Solids</b>		
	Class 4	Any quantity	[\$165.00] \$175.00
	Class 3	10 pounds	[\$165.00] \$175.00
	Class 2	100 pounds	[\$165.00] \$175.00
	Class 1	500 pounds	[\$165.00] \$175.00
	<b>Organic peroxides</b>		
	<b>Liquids</b>		
	Class I	Any quantity	[\$165.00] \$175.00
	Class II	Any quantity	[\$165.00] \$175.00
	Class III	1 gallon	[\$165.00] \$175.00
	Class IV	2 gallons	[\$165.00] \$175.00
	Class V	No Permit Required	N/A
	<b>Solids</b>		
	Class I	Any quantity	[\$165.00] \$175.00
	Class II	Any quantity	[\$165.00] \$175.00
	Class III	10 pounds	[\$165.00] \$175.00
	Class IV	20 pounds	[\$165.00] \$175.00
	Class V	No Permit Required	N/A
	<b>Pyrophoric materials</b>		
	Gases	See § <b>111-62</b>	N/A
	Liquids	Any quantity	[\$165.00] \$175.00
	Solids	Any quantity	[\$165.00] \$175.00
	<b>Toxic materials</b>		
	Gases	See § <b>111-62</b>	N/A
	Liquids	10 gallons	[\$165.00] \$175.00
	Solids	100 pounds	[\$165.00] \$175.00
	<b>Unstable (reactive) materials</b>		
	<b>Liquids</b>		
	Class 4	Any quantity	[\$165.00] \$175.00
	Class 3	Any quantity	[\$165.00] \$175.00
	Class 2	5 gallons	[\$165.00] \$175.00
	Class 1	10 gallons	[\$165.00] \$175.00
	<b>Solids</b>		

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	Class 4	Any quantity	[\$165.00] \$175.00
	Class 3	Any quantity	[\$165.00] \$175.00
	Class 2	50 pounds	[\$165.00] \$175.00
	Class 1	100 pounds	[\$165.00] \$175.00
	Water-reactive materials		
	Liquids		
	Class 3	Any quantity	[\$165.00] \$175.00
	Class 2	5 gallons	[\$165.00] \$175.00
	Class 1	55 gallons	[\$165.00] \$175.00
	Solids		
	Class 3	Any quantity	[\$165.00] \$175.00
	Class 2	50 pounds	[\$165.00] \$175.00
	Class 1	500 pounds	[\$165.00] \$175.00
§ <u>111-69</u>	High-Pile Combustible Material		[\$200.00] \$225.00
§ <u>111-70</u>	LPG		
	1 – 100 Gallons		[\$35.00] \$45.00
	101 – 500 Gallons		[\$100.00] \$125.00
	501 – 1,000 Gallons		[\$130.00] \$150.00
	1,001 – 2,000 Gallons		[\$195.00] \$225.00
	2,001 Gallons or more		[\$325.00] \$350.00
	Dispense/Transfer		Add [\$65.00] \$75.00
§ <u>111-71</u>	Lumber Yard		[\$200.00] \$225.00
§ <u>111-72</u>	Magnesium		[\$200.00] \$225.00
§ <u>111-73</u>	Place of Assembly		
	1 – 50 Persons		[\$65.00] \$75.00
	51 – 100 Persons		[\$130.00] \$140.00
	101 – 200 Persons		[\$165.00] \$175.00
	201 – 300 Persons		[\$260.00] \$275.00
	301 – 500 Persons		[\$390.00] \$425.00
	501 – 1,000 Persons		[\$520.00] \$545.00
	1,001 – 1,500 Persons		[\$650.00] \$675.00
	Each 100 Persons over 1,500 Persons		[\$35.00] \$45.00
§ <u>111-74</u>	Spray Finish		[\$100.00] \$125.00
§ <u>111-75</u>	Tank Vehicles		[\$45.00] \$60.00
§ <u>111-76</u>	Tar Kettle		[\$65.00] \$75.00
§ <u>111-77</u>	Tent		[\$100.00] \$125.00
§ <u>111-78</u>	Welding & Other Hot Work		[\$65.00] \$75.00

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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 DULY ADOPTED.