EXHIBIT 3-A-04, 3/8/04

(DRAFT - 02/26/04, by Dennis D. Michaels, Deputy Town Attorney)

Existing language is shown in Times New Roman font; New language to be added is shown <u>underlined and in arial font</u>; and Existing language to be deleted is shown as stricken.

LOCAL LAW NO. _____, 2004 OF THE TOWN OF ORANGETOWN

A LOCAL LAW AMENDING LOCAL LAW NO. 5, 1984 (CHAPTER 1C OF THE CODE OF THE TOWN OF ORANGETOWN ENTITLED "ALARM SYSTEMS")

Be it enacted by the Town Council of the Town of Orangetown that Local Law No. 5, 1984 (Chapter 1C of the Code of the Town of Orangetown entitled "Alarm Systems") adopted on April 9, 1984, as amended, be and hereby is amended by this Local Law No. ______, 2004, as follows:

§1C-12. Administration and enforcement.

The Police Department, Police Officers, the Bureau of Fire Prevention, the Chief of the Bureau of Fire Prevention, Fire Safety Inspectors and/or Assistant Fire Inspectors, of the Town of Orangetown shall be the agencyies authorized, empowered and responsible for the enforcement and administration of this local law.

This Local Law No. _____, 2004, shall take effect immediately upon filing in the Office of the Secretary of State in accordance with section twenty-seven of the Municipal Home Rule Law.

(DRAFT - 02/26/04, by Dennis D. Michaels, Deputy Town Attorney)

Existing language is shown in Times New Roman font; New language to be added is shown <u>underlined and in arial font</u>; and Existing language to be deleted is shown as stricken.

LOCAL LAW NO. _____, 2004 OF THE TOWN OF ORANGETOWN

A LOCAL LAW AMENDING LOCAL LAW NO. 8, 1992 (CHAPTER 1D OF THE CODE OF THE TOWN OF ORANGETOWN ENTITLED "APPEARANCE TICKETS")

Be it enacted by the Town Council of the Town of Orangetown that Local Law No. 8, 1992 (Chapter 1D of the Code of the Town of Orangetown entitled "Appearance Tickets") adopted on June 8, 1992, be and hereby is amended by this Local Law No. ______, 2004, as follows:

§ 1D-3. Definitions.

As used in this local law, the following terms shall have the meanings indicated:

APPEARANCE TICKET -- A written notice issued and subscribed by a police officer or other public servant authorized by Article 150 of the Criminal Procedure Law of the State of New York and which shall conform in form and substance to the requirements of the Criminal Procedure Law, as amended.

PUBLIC SERVANT -- A person duly designated by the Town Board as a public servant, and shall only include the Building Inspector, Deputy Building Inspector and Assistant Building Inspector, appointed police officers, the Director of Sewers, the Highway Superintendent of the Town of Orangetown, the Fire Code Enforcement Officer, and the Code Enforcement Officer, the Chief of the Bureau of Fire Prevention, Fire Safety Inspectors and Assistant Fire Inspectors.

This Local Law No. _____, 2004, shall take effect immediately upon filing in the Office of the Secretary of State in accordance with §27 of the Municipal Home Rule Law.

(DRAFT - 02/26/04, by Dennis D. Michaels, Deputy Town Attorney)

Existing language is shown in Times New Roman font; New language to be added is shown <u>underlined and in arial font</u>; and Existing language to be deleted is shown as stricken.

LOCAL LAW NO. _____, 2004 OF THE TOWN OF ORANGETOWN

A LOCAL LAW AMENDING LOCAL LAW NO. 7, 1968 (CHAPTER 6A OF THE CODE OF THE TOWN OF ORANGETOWN ENTITLED "BUILDING, ZONING AND PLANNING ADMINISTRATION")

Be it enacted by the Town Council of the Town of Orangetown that Local Law No. 7, 1968 (Chapter 6A of the Code of the Town of Orangetown entitled "Building, Zoning and Planning Administration") adopted on October 14, 1968, as amended, be and hereby is amended by this Local Law No. ______, 2004, as follows:

§ 6A-2. Jurisdiction; supervision.

The office hereby created shall be directly under the jurisdiction of the Town Board, with the Supervisor of the town as the Chief Executive Officer, pursuant to the provision of the Suburban Town Law, responsible for overall executive supervision.

A. All of the following laws shall be administered and enforced by the Director of the Office of Building, Zoning and Planning Administration and Enforcement:

Chapter 6, Building Construction Administration

Chapter 8, Demolition of Buildings

Chapter 11B, Environmental Quality Review

Chapter 14B, Flood Damage Prevention

Chapter 21, Land Development Regulations

Chapter 21A, Site Development Plan Approval

Chapter 23A, Parking Areas

Chapter 28, Planning Services Department

Chapter 33, Swimming Pools

Chapter 37, Unsafe Buildings

Chapter 42 and 43, Zoning

The New York State Uniform Fire Prevention and Building Code, except those sections enforced by the Fire Prevention Bureau

B. The following laws shall be administered and enforced by the Fire Prevention

Bureau:

Chapter 1C, Alarm Systems

Chapter 14A, Fire Prevention Bureau

Chapter 15, Fire Prevention Code

Multiple Residence Law of the State of New York

Chapter C and relevant sections of the New York State Uniform Fire

Prevention and Building Code

C. The following law shall be administered and enforced concurrently by the Town

Clerk and the Director of the Office of Building, Zoning and Planning

Administration and Enforcement as in said law is provided:

Chapter 41, Watercourse Diversion

D. The following law shall be administered and enforced concurrently by the Town Clerk, the Director of Building, Zoning and Planning Administration and Enforcement and the Fire Inspector as in said law is provided:

Chapter 13, Explosives

E. Summons.

- (1) The Director of the Office of Building, Zoning and Planning Administration and Enforcement, or his designated deputy or deputies, and the Chief of the Bureau of Fire Prevention, Fire Safety Inspectors and Assistant Fire Inspectors, are is hereby authorized and empowered to issue an investigatory summons for the violation of any provision of any of the actions, laws or ordinances, state or local, within his jurisdiction, returnable before the Justice Court pursuant to the rules thereof.
- Where a condition is hazardous to person or property, the Director of the Office of Building, Zoning and Planning Administration and Enforcement, or his designated deputy or deputies, and the Chief of the Bureau of Fire Prevention, Fire Safety Inspectors and Assistant Fire Inspectors, are is hereby authorized and empowered to issue a summons, other than investigatory, returnable before the Justice Court pursuant to the rules thereof.
- (3) Violations and penalties.
 - (a) Irrespective of any penalty provided for any of the laws hereunder enforced or to be enforced by the Director of the Office of Building, Zoning and Planning Administration and Enforcement, the Fire Prevention Bureau or the Town Clerk, any person who knowingly or willfully violates or assists in the violation of any of the codes enforceable within the jurisdiction of the Director of the Office of Building, Zoning and Planning Administration, the Fire Prevention

Bureau or the Town Clerk shall, upon conviction, be punished by a fine of not more than \$250 or imprisoned for not more than 30 days, or both, for each offense. Each day that such violation continues shall constitute a separate offense. The term "person," as used in this section, shall include the owner, occupant, mortgagee or vendee in possession, assignee of rents, receiver, executor, trustee, lessee, agent or any other person, firm or corporation directly or indirectly in control of any subject premises or part thereof.

- (b) Any fine or imprisonment hereinabove provided for shall be in addition to and not in limitation of any concurrent rights, reliefs or remedies, either at law or equity, for the enforcement of or prevention of any violation of any part or parts of any of the laws, ordinances, rules or regulations to be enforced hereunder.
- (4) The administration and enforcement of Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code; Chapter 1C, Alarm Systems; Chapter 14A, Fire Prevention Bureau; Chapter 15, Fire Prevention Code; and the Minimum Housing Standards Code relating to multiple residences shall be by the Chief of the Fire Prevention Bureau or the designated fire inspectors or assistant fire inspectors, and he shall be directly responsible to the Supervisor of the Town of Orangetown. The Chief of the Fire Prevention Bureau and/or his duly authorized fire inspectors and/or assistant fire inspectors shall be authorized to issue an appearance ticket as the same is defined in Article 150 of the Criminal

Procedure Law of the State of New York for violations of Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code, and Chapter 1C ("Alarm Systems") and the Fire Prevention Code of the Code of the Town of Orangetown and the Minimum Housing Standards Code, returnable before the Justice Court pursuant to the rules thereof.

This Local Law No. ______, 2004, shall take effect immediately upon filing in the Office of the Secretary of State in accordance with §27 of the Municipal Home Rule Law.

(DRAFT - 02/26/04, by Dennis D. Michaels, Deputy Town Attorney)

Existing language is shown in Times New Roman font; New language to be added is shown <u>underlined and in arial font</u>; and Existing language to be deleted is shown as stricken.

LOCAL LAW NO. _____, 2004 OF THE TOWN OF ORANGETOWN

A LOCAL LAW AMENDING LOCAL LAW NO. 1, 1966 (CHAPTER 14A OF THE CODE OF THE TOWN OF ORANGETOWN ENTITLED "FIRE PREVENTION BUREAU")

Be it enacted by the Town Council of the Town of Orangetown that Local Law No. 1, 1966 (Chapter 14A of the Code of the Town of Orangetown entitled "Fire Prevention Bureau") adopted on March 28, 1966, as amended, be and hereby is amended by this Local Law No. ______, 2004, as follows:

§ 14A-1. Establishment of Bureau.

A Bureau of Fire Prevention to administer Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code, and Chapter 1C ("Alarm Systems") and the Fire Prevention Code of the Code of the Town of Orangetown is hereby established, to be known as the "Bureau of Fire Prevention of the Town of Orangetown."

§ 14A-2. Fire Prevention Bureau.

The Bureau of Fire Prevention shall consist of a Chief of the Bureau of Fire Prevention and five Fire Inspectors, one from each fire district within the Town of Orangetown, who shall be appointed by the Town Board of the Town of Orangetown.

§ 14A-3. Chief and Fire Inspectors.

A. The Chief of the Bureau shall be an active fireman in the township for at least five years and a high school graduate or equivalent.

B. The Fire Inspectors to be appointed from each fire district shall have at least five years' experience as active members of a fire company within their respective fire districts.

§ 14A-4. Board may appoint Assistant Fire Inspectors.

The Town Board may also appoint such Assistant Fire Inspectors as may be necessary for the proper operation of the Bureau in the unincorporated areas of the town.

§ 14A-5. Removal of Assistant Fire Inspectors.

Assistant Fire Inspectors shall hold office at the pleasure of the Town Board and may be removed at the request of the Boards of Fire Commissioners of their respective districts, but only after a hearing upon five-day written personal notice.

§ 14A-6. Meetings.

Meetings of the Bureau of Fire Prevention shall be held at the call of the Chief of the Bureau, who shall call such a meeting whenever, in his opinion, it is necessary, or upon the request of three members of the Bureau, each from a different district. Three members, each from a different district, shall constitute a quorum for the transaction of business.

§ 14A-7. Duties and powers.

A. The Chief of the Bureau of Fire Prevention shall have the power to enforce all laws and ordinances relating to fire prevention and conditions hazardous to life and property from fire or explosives, including but not limited to Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code, and Chapter 1C ("Alarm Systems") and the Fire Prevention Code of the Code of the Town of Orangetown, the Minimum Housing Standards Code of the Town of Orangetown and the Multiple Residence Law of the State of New York.

- B. The Fire Inspectors in their respective districts, as members of the Bureau of Fire Prevention, shall investigate and report all violations of all laws and ordinances relating to fire prevention and conditions hazardous to life and property from fire or explosives.
- C. The Bureau of Fire Prevention shall have the power to propose regulations covering any and all special conditions involving the safety of all buildings and structures, which regulations shall be presented to the Town Board of the Town of Orangetown for adoption or other appropriate action, and said Bureau shall have such powers and perform, such other duties as are set forth herein and as may be conferred upon it from time to time by local law.
- D. It shall be the duty of the Chief of the Bureau of Fire Prevention to inspect, or cause to be inspected by the Fire Inspectors, all buildings and premises within the Town of Orangetown outside of our incorporated village, except the interior of private, single-family dwellings, at least once each year for the purpose of ascertaining and causing to be corrected any violation of any law, code or ordinance relative to fire prevention, and he shall file or cause to be filed, in the office of the Bureau, a report of such inspection.

§ 14A-8. Permits.

A. The Chief of the Bureau of Fire Prevention may issue permits in accordance with the provisions of Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code and the Fire Prevention Code of the Town of Orangetown to maintain, store or handle materials or to conduct processes which produce conditions hazardous to life or property or to install equipment used in connection with such activities. Notice of issuance of such permits shall be given to the local Fire Chief. Such permits will not take the place of any other license or permit required by law. Such

- permits shall not be transferable, and any change in use or occupancy of premises shall require a new permit.
- B. Before a permit may be issued, the Chief of the Bureau of Fire Prevention or his inspectors shall make or cause to be made such inspection or tests as are necessary to assure that the provisions of Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code and the Fire Prevention Code of the Town of Orangetown are complied with. All costs for testing materials and equipment shall be borne by the owner.
- C. The Chief of the Bureau of Fire Prevention may revoke a permit or approval issued if any violation of Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code and the Fire Prevention Code of the Town of Orangetown is found upon inspection or in case there has been any false statement or misrepresentation as to a material fact in the application or plans on which the permit or approval was based.
- D. Fees for permits under the Fire Prevention Code shall be established under § 15-5 of the Town Code of the Town of Orangetown.

§ 14A-9. Inspections.

A. The Chief of the Bureau of Fire Prevention or any Fire Inspector may, at all reasonable hours or at any time he or they may have reason to believe that a fire hazard may exist, enter any building or premises within his jurisdiction, except the interior of a private dwelling, for the purpose of making any inspection or investigation which, under the provisions of Chapter C and relevant sections of the New York State Uniform Fire

- Prevention and Building Code and the Fire Prevention Code of the Town of Orangetown or any law or ordinance relating to fire prevention, he or they deem necessary.
- B. The Chief of the Bureau of Fire Prevention or a Fire Inspector shall inspect as often as the Chief may consider necessary all specially hazardous manufacturing processes; storage or installation of gases, chemicals, oils, explosives and flammable materials and such other hazards or appliances as the Chief of the Bureau shall designate, and the Chief shall make such orders as may be necessary for the enforcement of the laws and ordinances governing the same and for the safe-guarding of life and property from fire.
- C. Whenever the Chief of the Bureau or any Fire Inspector shall find in any building or upon any premises combustible or explosive matter or dangerous accumulations of rubbish or unnecessary accumulation of wastepaper, boxes, shavings or any highly flammable materials, and which are so situated as to endanger property passageways, doors or windows, or liable to interfere with the operations of the Fire Department or egress of occupants in case of fire, the Chief of the Bureau shall order the same to be removed or remedied and immediately notify the local Fire Chief of his findings.

§ 14A-10. Order to remove or remedy dangerous conditions.

A. Whenever any of the said officers shall find any building or other structure which fails to comply with the provisions of Chapter C and relevant sections of the New York State Uniform Fire Prevention and Building Code, or Chapter 1C ("Alarm Systems") and the Fire Prevention Code of the Code of the Town of Orangetown or, for want of repairs, lack of sufficient fire escapes, automatic or other fire alarm apparatus or fire-extinguishing equipment or by reason of age or dilapidated condition or from any other cause, is especially liable to fire and which is so situated as to endanger other property or

the occupants thereof, and whenever such officer shall find in any building combustible or explosive matter or flammable conditions dangerous to the safety of such buildings or the occupants thereof, the Chief of the Bureau shall order such violations of Chapter C and relevant sections of the New York Uniform Fire Prevention and Building Code and the Fire Prevention Code of the Town of Orangetown or such dangerous conditions or materials to be removed or remedied.

B. The service of such inspection reports may be made upon the occupant of the premises to whom it is directed, either by delivering a copy of same to such occupant personally or by delivering the same to and leaving it with any person in charge of the premises, or in case no person is found upon the premises, by affixing a copy thereof in a conspicuous place on the door to the entrance of said premises. Whenever it may be necessary to serve such an order upon the owner of the premises, such order may be served either by delivering to and leaving with the said person a copy of the said order, or, if such owner is absent from the jurisdiction of the officer making the order, by mailing such copy to the owner's last-known post-office address as shown on the tax records of the Town of Orangetown.

This Local Law No. _____, 2004, shall take effect immediately upon filing in the Office of the Secretary of State in accordance with §27 of the Municipal Home Rule Law.

EXHIBIT 3-13-10-14

STATE OF NEW YORK COUNTY OF ROCKLAND TOWN OF ORANGETOWN)) SS.
Charlotte Madigan being duly sv	vorn upon her oath, deposes and says;
	at all times hereinafter mentioned was, duly elected, of the <i>TOWN of ORANGETOWN</i> , in the County of
2003, she caused to be conspicute which is annexed hereto and made	ne <u>24th</u> day of <u>December</u> ously posted and fastened up a notice, a true copy of de a part of hereof, in the following places, at least one of the <i>TOWN of ORANGETOWN</i> , New York.
1.	Town Hall Bulletin Boards
2.	
3.	
4. 5.	Charlotte Madigan Town Clerk
Subscribed and sworn to before	me
This 24th day of Decem	<u>ber</u> , 2003
W/-	ROBERT R. SIMON Notary Public, State of New York No. 01 Steppess 7

Residing in Rockland County Commission Expires December 21, 2

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on January 13, 2004 and will be publicly opened and read aloud at 11:05 A.M. for furnishing CAST IRON CURB INLETS, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Superintendent of Highways will submit a report to the Town Board of all bids received and his recommendation concerning the awarding of a Contract at a meeting of the Town Board of the Town of Orangetown.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-Collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

By order of the Town Board of the Town of Orangetown.

DATED: December 24, 2003

JAMES J. DEAN SUPERINTENDENT OF HIGHWAYS CHARLOTTE MADIGAN TOWN CLERK

The Journal News

STATE OF NEW YORK COUNTY OF WESTCHESTER

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Piermont

Joshua Burns

duly sworn, says that he/she is the principal clerk of 1 News, a newspaper published in the County of West State of New York, and the notice of which the annex printed copy, was published in the newspaper indicated and can the dates checked below:

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NOTICE TO BIDDERS

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The Superintendent of Highways will stubmit a report to the Town Board of all bids received and his recommendation corcerning the awarding of a Contract at a meeting of the Town Board of the Town of Orangetown.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-Collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board, All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

By order of the Town Board of the Town of Orangetown.

DATED: December 24, 2003

JAMES J. DEAN SUPERINTENDENT OF HIGHWAYS

> CHARLOTTE MADIGAN TOWN CLERK

Signed_

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Swom to before me

Notary Public, Westchester County

MARY A. DEMANE Notary Public, State of New York No. 4830671

day of

Qualified in Westchester County Commission Expires July 31, 2005

ResolutiON No. 206 7

JAMES J. DEAN

Superintendent of Highways Roadmaster II

Orangetown Representative:
R.C. Soil & Water Conservation Dist,-Chairman
R.C. Water Quality Commission
Member:
American Public Works Association
Assoc. of Town Superintendents of Hwys.
Hwy. Superintendents' Assoc. of R.C. - Chairman



HIGHWAY DEPARTMENT TOWN OF ORANGETOWN

119 Route 303 • Orangeburg, NY 10962 (845) 359-6500 • Fax (845) 359-6062 E-Mail - www.highwayarotowaliwy.org

Memorandum

Date: 2/23/2004

To: | Town Board

From: James J. Dean, Superintendent of Highways,

RE: Bid Award - Cast Iron Curb Inlets

Please be advised it is recommended that the above noted bid be awarded to Campbell Foundry, of Harrison, New Jersey, the lowest qualified bidder that meets the Town's Specifications.

kj

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