

ELECTRICAL CODE

LOCAL LAW NO. 2 OF THE YEAR 1976

A Local Law Establishing an Electrical Code of the Town of Kirkwood

Adopted October 5, 1976

SECTION 1. Legislative Intent

Since there is danger to life and property inherent in the use of electrical energy, this Electrical Local Law is enacted to regulate the installation, alteration of wiring for electric light, heat or power and signal systems operating on 50 volt or more, in or on all real property within the Town of Kirkwood.

SECTION 2. National Code Adopted

All electrical installations heretofore mentioned shall be made in conformity with the requirements of the National Electric Code except where the provisions of this Local Law or any other Local Law, Ordinance or Building Code of the Town of Kirkwood shall differently prescribe, in which event compliance with the provisions of such Local Law, Ordinance or Building Code shall be recognized as proper compliance with this Local Law. The requirements of the National Electrical Code shall be those known as National Fire Protection Association pamphlet No. 70, as approved and adopted by the American Standards Association.

SECTION 3. Electrical Inspector

The Chief Inspector, and each of the duly appointed Inspectors of the New York Board of Fire Underwriters and New York Atlantic-Inland Inc. and any other firms presently or hereinafter approved by the New York State Electric & Gas Corporation as qualified to make inspections of electrical installations within the area served by said New York State Electric & Gas Corporation are hereby authorized and deputized as agents of the Town of Kirkwood to make inspections and reinspections of all electrical installations heretofore and hereafter described, and to approve or disapprove the same. In no event, however, will the cost or expense of such inspections and reinspections be a charge against the Town of Kirkwood.

(Amended February 2, 1982 by LL No. 1-1982)

SECTION 4. Duties of the Electrical Inspector

It shall be the duty of the Inspector to report in writing to the Chief Building Inspector, whose duty it shall be to enforce all the provisions of this Code, all violations of or deviations from or omissions of the electrical provisions of the National Electrical Code, and of all Local Laws, Ordinances and the Building Codes as referred to in this Local Law, insofar as any of the same apply to electrical wiring. The Inspector shall make inspection and reinspections of electrical installations in and on properties in the Town of Kirkwood upon the written request of any authorized official of the Town of Kirkwood or as herein provided. The Inspector is authorized to make inspections and reinspections of electrical wiring installations, devices, appliances and equipment, in and on properties within the Town of Kirkwood where he deems it necessary for the protection of life and property. In the event of an emergency, it is the duty of the Inspector to make electrical inspections upon the oral request of an official or office of the Town of Kirkwood. It shall be the duty of the Inspector to furnish written reports to the proper officials of the Town of Kirkwood and owners and/or lessees of property where defective electrical installations and equipment are found upon inspection. He shall authorize the issuing of a certificate of compliance when electrical installations and equipment are in conformity with this Local Law. He shall direct that a copy of the certificate of compliance be sent to the Town of Kirkwood to the attention of the Building Inspector.

SECTION 5. Violation of this Local Law

It shall be a violation of this Local Law for any person, firm or corporation to install or cause to be installed, or to alter electrical wiring for light, heat or power in or on properties in the Town of Kirkwood until an application for inspection has been filed with said electrical inspector. Except as herein limited, it shall be a violation of this Local Law for a person, firm or corporation to connect or cause to be connected electrical wiring, in or on properties for light, heat or power, to any source of electrical energy supply, prior to the issuance of a temporary certificate, or a certificate of compliance, by the electrical inspector. An application for inspection and a certificate of compliance are required only if a building permit is required for the construction work being done pursuant to the Rules for Building in the Town of Kirkwood or if requested by the property owner.
(Amended February 2, 1982 by LL No. 1-1982)

SECTION 6. Penalties for Violations

Any person, firm or corporation who shall violate any of the provisions of this Local Law or any rule or regulations made pursuant thereto shall be guilty of a violation, and upon conviction thereof may be punished by a fine of not more than Fifty Dollars (\$50.00), and each day on which such violation continues shall constitute a separate offense.

SECTION 7. Local Law not Applicable in Certain Cases

The provisions of this Local Law shall not apply to the electrical installations in mines, ships, railway cars, automotive equipment, or the installation or equipment employed' by a railway, electrical or communication utility in the exercise of its function as a utility, and located outdoors or in buildings used exclusively for that purpose. This Local Law shall not apply to any work involved in the manufacture assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person, firm or corporation engaged in electrical manufacturing as their principal business. It shall not apply to any building which is owned or leased in its entirety by the Government of the United States, the State of New York or the County of Broome.

SECTION 8. No Waiver or Assumption of Liability

This Local Law shall not be construed to relieve from or lessen the responsibility of any person owning, operating, controlling or installing any electrical wiring, devices, appliances, or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the Town of Kirkwood or the New York Board of Fire Underwriters and New York Atlantic Inland Inc., be deemed to have assumed any such liability by reason of any inspection made pursuant to this Local Law.

SECTION 9. Separability Clause

If any part or provisions of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances and the Town Board of the Town of Kirkwood hereby declares that It would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

SECTION 10. Repealing Provisions

All Ordinances, Local Laws, and parts thereof inconsistent with this Local Law are hereby repealed.

SECTION 11. Effective Date

This Local Law shall take effect immediately.

