

County of Tioga

Local Law No. 3 of the Year 2002

A Local Law Amending Local Law No. 1 of 1988 establishing a Schedule of Fees for permits issued by the Tioga County Department of Health as amended by Local Law No. 1 of 1990, as amended by Local Law No. 3 of 1991 and as amended by Local Law No. 8 of 1995.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

Section 2, (I)(A)(1-4) Food Service is hereby amended to read as follows:

1. 1 - 99 Seating Capacity	\$114.00
2. 100 plus Seating Capacity	186.00
3. Caterers & Commissaries	186.00
4. Temporary Food	48.00
5. Take-out, No-seating	114.00
6. Vending Machine Sites	114.00
7. Annual Vending Machine Permit Fee	6.00/Machine
8. Mobile Food Units	114.00
9. Frozen Dessert Machine	30.00

SECTION 2:

Section 2, (I)(B)(1-3) Hotels, Motels and Bungalows, Colonies, Tourist Houses and Boarding Houses is hereby amended to read as follows:

1. 5 - 20 sleeping rooms	\$108.00
2. 21 - 100 sleeping rooms	300.00
3. 100 plus sleeping rooms	600.00

SECTION 3:

Section 2, (I)(C)(1-2) Campground and Travel Trailer Parks is hereby amended to read as follows:

1. 1 - 50 sites	\$ 60.00
2. 50 plus sites	120.00

SECTION 4:

Section 2 (I)(D)(1-2) Mobile Home Parks is hereby amended to read as follows:

1. 1 - 25 sites	\$144.00
2. 26 - 75 sites	288.00
3. 75 plus sites	450.00

SECTION 5:

Section 2 (I)(E)(1-2) Swimming Pool and Bathing Beaches is hereby amended to read as follows:

1. 1 - 100 bathers	\$150.00
2. 101 plus bathers	300.00

SECTION 6:

Section 2(II) One Time Per Project is hereby amended to read as follows:

A. Plan Review

1. Food service	\$114.00
2. Hotels, Motels	150.00 Min. 36.00/Rm.
3. Campgrounds & Travel Trailer Parks	150.00 Min. 36.00/Site
4. Mobile Home Parks	150.00 Min. 36.00/Site
5. Swimming Pools & Bathing Beaches	\$144.00-216.00
6. Realty Sub-division	78.00/Lot
7. Community & Non-Community Water Supplies	126.00-504.00
8. Individual Sewage Disposal System (Alternative Design)	228.00

B. Mass Gathering (Includes Plan Review) \$756.00

C. Plan Review includes one submittal and one re-submittal. Additional re-submittals will be charged at the rate of 50% of the plan review fee each time.

SECTION 7:

No change.

SECTION 8:

MISCELLANEOUS FEES

1. Registration for certification or training courses offered or required by Environmental Health Department: \$ 42.00 per person per course
2. Records Search:
 - A. Foil Requests \$.30/Pg copied
 - B. Environmental Audit Requests \$120.00 Min.
 - C. Hazardous Material Site Requests \$ 60.00 Min.
2.00/Pg Copied
 - D. Rabies Records Search \$ 6.00/Pg Copied
 - E. Misc. Search \$ 12.00/Min.
2.00/Pg Copied
3. Annual User Fee - Public Water Supplies:
 - A. Community:
 1. Under 1,000 population \$126.00
 2. 1,000 or over population \$300.00
 - B. Non-Community: \$ 60.00 per year
 - C. All other public water supplies \$ 60.00 per year
4. Individual Water Supply Permit \$ 30.00
5. All facilities requiring an Annual Surveillance Water Sample shall be assessed, in addition to the permit fee, a processing fee of \$ 36.00
6. Petroleum Product Spill Regis \$240.00/Annually
7. Environmental Audits \$222.00 each
8. Right to Know Training \$ 30.00/per person
9. Lead Investigation Fee \$192.00 initial visit

SECTION 9: SEVERABILITY

If any clause, sentence, phrase, paragraph, subdivision, section, rule or part of this ordinance shall be adjudged by any court or agency of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, phrase, paragraph, subdivision, section, rule or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 10: EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 3 of 2002 of the (County) of Tioga was duly passed by the Tioga County Legislature on December 10, 2002, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. of 20 of the (County) (City) (Town) (Village) of was duly passed by the on , 20 , and was (approved)(not disapproved)(repassed after disapproval) by the and was deemed duly adopted on , 20 , in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 20 of the (County)(City)(Town)(Village) of was duly passed by the on , 20 , and was (approved)(not disapproved)(repassed after disapproval) by the on , 20 . Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on , 20 , in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. of 20 of the (County)(City)(Town)(Village) of was duly passed by the on , 20 , and was (approved)(not disapproved)(repassed after disapproval) by the on , 20 . Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of , 20 , in accordance with the applicable provisions of law.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. of 20 of the City of having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on , 20 , become operative.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____, 20 _____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: December 10, 2002

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

State of New York

County of Tioga

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature
Thomas R. Emmett
Title County Attorney
County of Tioga
City
Town
Village

Date: December 10, 2002