

PROPOSED ORDINANCE NO. 9 –2024

AN ORDINANCE AMENDING ORDINANCE NO. 28-2016, AS AMENDED, CONSTITUTING THE NASSAU COUNTY FIRE PREVENTION ORDINANCE.

WHEREAS, the Nassau County Legislature enacted Ordinance No. 28-2016, establishing a new comprehensive Nassau County Fire Prevention Ordinance in April 2016; and

WHEREAS, the Nassau County Fire Prevention Ordinance periodically must be amended to update and clarify certain provisions and to keep pace with changes in building codes and other relevant laws; and

WHEREAS, revisions recently were made to the New York State Uniform Fire and Building Codes necessitating certain changes and updates in the Nassau County Fire Prevention Ordinance; and

WHEREAS, the Nassau County Fire Commission has recommended certain amendments to the Nassau County Fire Prevention Ordinance in order to revise the ordinance in accordance with changes in the New York State Uniform Fire and Building Codes, to maintain the Nassau County Fire Prevention Ordinance as a more restrictive law and standard (MRLS), and to improve enforcement measures; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. Part II of Ordinance No. 28-2016, as amended, constituting the Nassau County Fire Prevention Ordinance, is hereby amended to read as set forth in Appendix A.

§ 2. This ordinance, including Appendix A, may be modified to allow for the correction of any numerical and/or typographical errors subsequent to any approval and adoption of said

ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§4. Severability. If any part or provision of this ordinance or the application thereof to any person, entity or circumstance shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to that part, provision or application of this ordinance directly involved in the controversy for which such judgment was rendered and shall not be deemed to affect or impair the validity of the remainder of this ordinance to the application thereof to other persons, entities or circumstances.

§5. This ordinance shall take effect immediately.

