

LOCAL LAW NO. 1 OF 2007

A LOCAL LAW TO INCLUDE THE POLAR INDUSTRIES, INC. MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, Polar Industries, Inc. is proposing the creation of a manufacturing facility on 214 MacArthur Avenue in the Town of New Windsor; and

WHEREAS, this facility will add approximately 190 jobs and will result in an investment of over \$5 million by Polar Industries, Inc. for machinery, equipment and furniture that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of the Polar Industries, Inc. manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 18, Block 4, Lot 8 in the Town of New Windsor.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 1 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes; 20

Noes: 0

Absent: 1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

LOCAL LAW NO. 2 OF 2007

A LOCAL LAW TO INCLUDE THE CLANCY'S VOLCANIC SNACKS INTERNATIONAL CORPORATION MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, Clancy's Volcanic Snacks International Corporation ("Clancy's") is proposing the creation of a manufacturing facility on 260 Ballard Drive in the Town of Wallkill; and

WHEREAS, this facility will add approximately 96 jobs and will result in an investment of over \$19 million by Clancy's for building renovations, equipment and furniture that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of Clancy's manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 60, Block 1, Lot 120 in the Town of Walkkill.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 2 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

LOCAL LAW NO. 3 OF 2007

A LOCAL LAW TO INCLUDE THE ORANGE COUNTY CHOPPERS, INC. MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone,

and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, Orange County Choppers, Inc. is proposing the creation of a manufacturing facility at Crossroads Court on New York State Route 17K in the Town of Newburgh; and

WHEREAS, this facility will add approximately 62 jobs and will result in an investment of over \$13 million by Orange County Choppers, Inc. for new construction, machinery and equipment that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of Orange County Choppers, Inc. manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 95, Block 1, Lot 74 in the Town of Newburgh.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 3 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

A LOCAL LAW TO INCLUDE THE ACT MANUFACTURING FACILITIES WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, ACT is proposing the creation of two manufacturing facilities at 60 Turner Drive in the Town of Wallkill and at 105 Tower Drive in the Town of Wallkill; and

WHEREAS, these facilities will add approximately 81 jobs and will result in an investment of approximately \$46 million by ACT for production machinery, equipment and furniture that support its on-site manufacturing facilities; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of the ACT manufacturing facilities as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 40, Block 1, Lot 57.22 (60 Turner Drive) and Section 40, Block 1, Lot 58.1 (105 Tower Drive) in the Town of Wallkill.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 4 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

LOCAL LAW NO. 5 OF 2007

A LOCAL LAW TO INCLUDE THE CARISAL, LLC MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, CariSal, LLC is proposing the creation of a manufacturing facility on 17-29 Midland Avenue Extension in the City of Middletown; and

WHEREAS, this facility will add approximately 54 jobs and will result in an investment of about \$8 million by CariSal, LLC for property acquisition, renovation, production machinery, equipment and furniture that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of the CariSal, LLC manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 9, Block 1, Lot 3.1 in the City of Middletown.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 5 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

LOCAL LAW NO. 6 OF 2007

A LOCAL LAW TO INCLUDE THE NEWBURGH METALS, INC. MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, Newburgh Metals, Inc. is proposing the creation of a manufacturing facility on 1126 River Road in the Town of New Windsor; and

WHEREAS, this facility will add approximately 50 jobs and will result in an investment of over \$3 million by Newburgh Metals, Inc. for building renovations and equipment that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of the Newburgh Metals, Inc. manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 9, Block 1, Lot 96.1 in the Town of New Windsor.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 6 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

LOCAL LAW NO. 7 OF 2007

A LOCAL LAW TO INCLUDE MID-HUDSON CPL, LLC MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application has been approved by the New York State Commissioner of Economic Development; and

WHEREAS, Mid-Hudson CPL, LLC is proposing the creation of a manufacturing facility on 228-230 MacArthur Avenue in the Town of New Windsor; and

WHEREAS, this facility will add approximately 79 jobs and will result in an investment of approximately \$4 million by Mid-Hudson CPL, LLC for building renovation, production machinery and equipment that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(I) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of the Mid-Hudson CPL, LLC manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said zone lands to constitute the property described as Section 21, Block 2, Lot 5 (228 MacArthur Avenue) and Section 21, Block 2, Lot 6 (230 MacArthur Avenue) in the Town of New Windsor.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 7 of 2007 was passed January 4, 2007 by the following roll call vote:

Ayes: 20

Noes: 0
Absent: 1

Approved by the County Executive: January 31, 2007

Effective: February 12, 2007

LOCAL LAW NO. 8 OF 2007

A LOCAL LAW ESTABLISHING THE ORANGE COUNTY ELECTRICAL LICENSING BOARD AND PROVIDING FOR THE QUALIFICATIONS, EXAMINATION, LICENSING AND REGULATION OF ELECTRICIANS IN ORANGE COUNTY, NEW YORK.

BE IN ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. **Legislative Intent.**

The Orange County Legislature does hereby find that the installation, repair and improvement of electrical services and wiring in residential and commercial structures is a unique occupation requiring experience and skills not commonly required for persons performing other occupations. The improper installation, repair and improvement of electrical wiring may create hazardous conditions for the occupants and community. The County Legislature finds that the licensing of electricians is a fair and effective method to insure that qualified persons practice the electrical trade in Orange County in order to protect the public.

Nothing in this local law is designed to interfere with or shall be construed to interfere with (i) any existing state or local law or the industry practice relating to electrical work; (ii) authority of the local municipalities within Orange County to issue certificates of occupancy or any permits necessary for the performance of electrical work to an electrician who has a license issued by the Electrical Licensing Board pursuant to this local law; or (iii) a homeowner from making electrical repairs to his residence, except as provided in Section 21 of this Local Law.

Section 2. **Definitions.**

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

"Board" – The Orange County Electrical Licensing Board established by this local law.

"Chairman" – The Chairman of the Orange County Electrical Licensing Board.

"County Executive" – The County Executive of the County of Orange.

"County Legislature" – The County Legislature of the County of Orange.

"Hands-on experience" – shall mean working with tools in the installation, alteration and repair of wiring and appliances for light, heat, power and signaling purposes in or on buildings, which work shall have been done in compliance with the National Electrical Code. Hands-on experience shall not include time spent in supervising, engaging in the practice of engineering, estimating and performing other managerial tasks.

"Homeowner" – any person who owns land in Orange County upon which there is an existing, unattached, single-family home used as such person(s)' primary residence and/or where there may also be non-residential buildings used solely for the private use of such person and the title thereto being the name of such person, and/or his or her spouse, individually or jointly.

"Journeyman Electrician" – an electrician who has successfully completed a formal electrical apprenticeship program which has been registered and approved by (a) the New York State Department of Labor; (b) another state of the United States of America; or (c) the Bureau of Apprenticeship Training of the United States Department of Labor.

"Master Electrician" – a person who has met all the requirements of the Electrical Licensing Board including a passing grade on the Master Electrician exam.

"Person" – an individual, firm, partnership, corporation or other legal entity, whether or not organized for profit.

"Shelve" - the voluntary placement by a person of his County of Orange Master Electrician License in an inactive status. A person with a shelved license shall be unlicensed. This person shall not maintain, conduct, operate, advertise, engage in or transact a business as a Master Electrician in the County of Orange.

Section 3. **License Required.**

On or after the effective date of this local law, no person shall engage in, carry on or conduct the business of, or hold himself or herself out as, an electrical contractor within the County of Orange unless he or she is licensed pursuant to this local law or unless employed by a person so licensed.

Section 4. **Electrical Licensing Board.**

A. There is hereby established in and for the County of Orange, a Board known as the "Orange County Electrical Licensing Board" comprised of the following nine (9) individuals who reside in Orange County:

One (1) individual who is qualified as an Electrical Inspector in New York State;

One (1) member representing the licensing boards of the three cities (Newburgh, Middletown and Port Jervis) located in Orange County;

One (1) union contractor who shall be a licensed Master Electrician;

One (1) open shop contractor who shall be a licensed Master Electrician;

Two (2) members of the public;
One (1) individual representing the County Executive;
One (1) County Legislator designated by the Chairman of the Legislature;
and;
One (1) representative from the Association of Supervisors and Mayors of Orange County.

- B. Members of the Board shall be appointed by the County Executive, subject to confirmation by the County Legislature. Of the members first appointed, one shall be appointed for a term of one (1) year; two for a term of two (2) years; three for a term of three (3) years; and three for a term of five (5) years. Members may continue to serve after the expiration of their respective terms of office until their successors have been appointed and confirmed. The successors of all members of the Board thereafter shall be appointed for terms of five (5) years.
- C. The Board shall elect a chair, vice-chair and secretary from its membership annually.
- D. A majority of the Board shall constitute a quorum for the transaction of business.
- E. Compensation to be paid to the members of the Board, if any, shall be determined by the County Legislature.

Section 5. **Powers of the Board.**

The Board shall have the following powers and duties in addition to those elsewhere prescribed in this local law:

- A. Hold regular monthly meetings and special meetings as often as necessary or required. At least twenty-four (24) hours' written notice of a special meeting shall be given to the members of the Board.
- B. Adopt by-laws and such rules and regulations as may be necessary to implement this local law, including licensing standards not inconsistent herewith. A certified copy of such by-laws and rules and regulations shall be filed with the Clerk of the County Legislature prior to its effective date.
- C. Review qualifications and fitness of applicants for licenses under this local law.
- D. Assist in the preparation of and review standard written tests in such form as determined by the Board from time to time, based on the applicable New York State Uniform Fire Prevention and Building Code and relevant reference standards provided in the Code and grade such tests in accordance with such standards.
- E. Issue licenses as authorized by this local law to applicants possessing the requisite qualifications. Licenses shall be signed by the Chairman and the Secretary of the Board.
- F. Issue appearance tickets, hear and dispose of complaints of alleged violations of this local law. Suspend and/or revoke licenses and impose and collect fines and penalties.

Refer violations to the County Attorney to institute legal action in the name of the County of Orange and enjoin unlawful activity.

- G. Comply with the New York State Public Officers Law (Open Meetings Law & Freedom of Information Law).
- H. Suspend or revoke licenses "for cause" as per Section 19.
- I. Keep records of all of its meetings and proceedings and of all licenses issued, suspended or revoked and of all fines imposed.

Section 6. **Applications for Licenses.**

- A. Every person seeking a Master Electrician's License in Orange County shall make application, along with the required fee, to the Board in the form and manner prescribed by this local law and any rules and regulations of the Board.
- B. No person shall apply for a license unless, prior to the administration of a written examination, such person satisfies the qualifications set forth herein for a Master Electrician's License.

Section 7. **Licenses; Term, Renewal, Fees.**

- A. The Board may issue and renew a Master Electrician's License. Such license shall permit the licensee to engage in the business of an electrical contractor who is an owner, officer or partner of an electrical contracting business within the County of Orange for the period of one year from the date it was issued. A Master Electrician will only be entitled to possess one (1) valid Master Electrician's License pursuant to this local law for any given year.
- B. The license fee shall be as follows:
 - i. Residents of Orange County – five hundred (\$500) dollars - for persons who (i) have passed the examination, or (ii) are entitled to a temporary license under Section 16 or (iii) can be issued a license under Section 15 (Grandfather Clause) or Reciprocal Licenses for residents under Section 22;
 - ii. Residents of New York State - seven hundred and fifty (\$750) dollars;
 - iii. Non-residents of New York State - one thousand five hundred (\$1,500) dollars.
- C. Each application shall be accompanied by a non-refundable check or money order representing the fee as determined by the Board for administration of the examination.
- D. Such a license must be renewed annually on or before the expiration thereof

for the period of one (1) year upon payment of an annual fee of one hundred and fifty (\$150) dollars for residents of New York State and three hundred and fifty (\$350) dollars for nonresidents of New York State.

Each application for renewal of a license must also be accompanied by proof that the individual has successfully completed a refresher course on changes to the New York State Uniform Fire Prevention and Building Code and the current National Electrical Code version adopted by New York State.

- F. Licensed Master Electricians who are not actively engaged in the business of Master Electrician may shelve such a license for a fee of fifty (\$50) dollars per year.
- G. Failure of a licensed Master Electrician to renew such license after fifteen (15) days of the expiration date shall result in a penalty of fifty (\$50) dollars. If renewal is not received within thirty (30) days from the expiration date, it shall result in revocation of the license unless, upon good cause shown, an additional thirty-day extension is granted by the Board.
- H. Each Master Electrician duly licensed under this local law shall list his or her license number in each advertisement, estimate, bill or contract and post such license number at each job and prominently display it on the electrical license decal issued by the Board on each vehicle while in the course of said licensee's trade or business. One decal shall be provided free of charge upon the issuance of a license hereunder. A fee of ten dollars (\$10) shall be charged for each additional decal needed to comply with the provisions contained herein. Said decals shall include the words "Orange County" and "electric" or "electrical", which must be clearly legible from a distance of fifty (50) feet.
- I. The fee for a Master Electrician's License, "Certificate of Name Change" after initial issuance of Master Electrician's License shall be one hundred and fifty dollars (\$150). A "Certificate of Name Change" shall only be issued to a qualified person as required by this local law who is also the owner, officer, or partner of an electrical contracting business.

Section 8. **Exemptions from License Requirement.**

This local law shall not apply to:

- A. Persons engaged solely in selling or solely in the attachment of ordinary electric appliances to existing circuits where no jointing or splicing of electrical conductors is required;
- B. The installation, maintenance or repair of elevators, dumbwaiters and escalators;
- C. The repair of heating systems;

- D. 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 his principal business; and
- E. Persons employed by public service companies authorized to do business in the State of New York;
- F. Homeowners engaged in the installation, maintenance, replacement and/or improvement of electrical work in their primary unattached single family residence which is greater than one year old. Replacement shall not include replacement of the entire electrical service on such residence. All such work must comply with local municipal building permit requirements. To the extent that a building permit is required, such electrical work must be inspected by a certified electrical inspector as defined under Section 21 of this local law. No homeowner shall engage in the construction and installation of electrical wiring for any electrical equipment in or adjacent to all swimming pools, (in-ground or above ground), hydro massage bathtubs, fountains, hot tubs, spas and wading, therapeutic and decorative pools as is covered under Article 680 of the National Electric Code in the current National Electrical Code version adopted by New York State.

Section 9. **Applications.**

Every person desiring a license as a Master Electrician under this local law and who meets the qualifications set forth herein shall apply for a license in such form and detail as the Board may prescribe. Such application shall state, among other things:

1. Name, home and business address;
2. Telephone number;
3. Social security number and employer identification numbers;
4. Valid passport photos for identification;
5. A statement of all qualified work experience and education, setting forth names, addresses and descriptions of work performed or degrees attained, and dates of employment or attendance;
6. A statement of whether the applicant was licensed under any other law, where such license is currently valid, whether such license was ever suspended, revoked or other action taken and, if so, the disposition thereof;
7. A statement of whether the applicant was ever convicted of a crime other than a minor traffic infraction, and if so, the disposition thereof;
8. An authorization to the Board to investigate the facts set forth in the

application as required to make a determination as to the person's qualifications for an electrical license;

9. A statement that such application is made under penalties of perjury.

Section 10. **Qualifications for Applicants for Licenses.**

To qualify for the examination, all applicants must possess a minimum of seven (7) years of experience in the installation, alteration, and repair of wiring and appliances for light, heat and power and signaling in or on buildings under the requirements of the National Electrical Code as required by the New York State Department of State, Division of Code Enforcement and Administration and/or any municipal codes within the United States which equal or exceed the requirements of the National Electrical Code.

The Board must compute an applicant's years of experience as follows:

- A. Completion of a four-year apprenticeship program approved by both a Federal agency and a Federally-certified State agency and has worked at least two (2) years with his or her tools on the installation, alteration and repair of wiring and appliances for light, heat and power and signaling purposes in or on buildings. A Certificate of Completion issued by the apprenticeship program and a certification by an employer regarding the additional two (2) years of hands-on work experience shall be submitted with the application for the electrical license examination; or
- B. A journeyman electrician who has worked at least two (2) years as a journeyman with his or her tools on the installation, alteration and repair of wiring and appliances for light, heat and power and signaling purposes in or on buildings. The applicant shall submit proof of having satisfied the definition of a qualified journeyman electrician and a certification by an employer regarding the additional two (2) years of hands-on work experience; or
- C. A graduate engineer of a college or university who holds a degree of electrical engineering, master engineering or Bachelor of Science in electrical engineering and has in addition worked at least three (3) years with his or her tools on the installation, alteration and repair of wiring and appliances for light, heat and power and signaling purposes in or on buildings. The applicant shall submit a copy of his or her diploma and a certification by an employer regarding the additional three (3) years of hands-on work experience; or
- D. A high school or equivalent who is a graduate of a vocational, industrial or trade school in electric wiring, installation and design or applied electricity, and has worked at least six (6) years with his or her tools on the installation, alteration and repair of wiring and appliances for light, heat and power and signaling purposes in or on buildings. The applicant shall submit a copy of his or her diploma or equivalency diploma and a certification by an employer

regarding the additional six (6) years of hands-on work experience; or

- E. A person who attended courses in a college or university leading to a degree in electrical engineering, mechanical engineering, Bachelor of Science in electrical engineering or mechanical engineering, who passed all subjects in the required courses shall be credited with practical experience equal to fifty (50%) percent of the number of curriculum years he has satisfactorily completed which, in no event, however, shall exceed one (1) year's credit of practical experience, and an additional six (6) years of hands-on work experience must have been obtained by working with his or her tools on the installation, alteration and repair of wiring and appliances for light, heat and power and signaling purposes in or on buildings. The applicant shall submit a copy of his or her school transcripts and a certification by an employer regarding the additional six (6) years of hands-on work experience; or
- F. A person who worked in the field of electrical contracting for at least seven (7) years immediately preceding the date of application. The applicant shall submit a certification by an employer regarding the additional seven (7) years of hands-on work experience.

A year of practical hands-on experience shall be credited if such person was employed in a part-time capacity and the hands on experience was completed within a period of twenty-four (24) consecutive months.

Section 11. **Other Qualifications.**

A person who applies for a Master Electrician's License must prove to the satisfaction of the Board that he or she is a competent electrician and qualified to do electrical contracting, construction and installation of electrical wiring; has a working knowledge of electricity and the natural laws, properties and functions of electricity and of appliances, apparatus, materials, devices for electric, light, heat, power and signaling systems used and required in such work, combined with a practical working knowledge of the requirements and provisions of the National Electrical Code and a knowledge of the provisions of this local law and the rules and regulations of the Board and the State of New York, if any, and of the County of Orange for installation of electrical wiring, devices, appliances and equipment and of the provisions thereof requiring permits therefor.

Section 12. **Examinations.**

- A. All applicants for a Master Electrician's License must submit to and pass an examination. Examinations shall be in writing or in such form as determined by the Board from time to time. An applicant must receive a grade of seventy-five (75%) percent or more to pass the examination. A complete record of every examination given shall be kept on file for three (3) years after the date of the examination. Examinations shall be held at such times and places as the Board may fix.
- B. The applicant must present himself for examination at the time and

place specified in a notice from the Board.

- C. An applicant who fails his or her first examination shall not be eligible for reexamination until the next regularly scheduled exam. A person who fails the examination twice shall not be eligible for further reexamination until at least six (6) months have elapsed from the date he or she last took the examination.

Section 13. Approval or Denial of License.

- A. Upon meeting all the requirements of this local law, the Board shall direct the Chairman and Secretary to issue a Master Electrician's License to the applicant. The individual's name shall then be placed on the Orange County list of qualified Master Electricians.
- B. Failure to pass the exam with a passing grade of seventy-five (75%) percent or more, or to meet the qualifications and other requirements set forth herein, shall be summary grounds for denial of a license under this local law.

Section 14. Denial of Licenses; Hearings.

- A. If the Board shall deny a license the Board shall set forth the reasons for such denial in writing and mail it to the applicant by certified mail, return receipt requested within ten (10) business days after a determination has been made by the Board. Failure of the written examination shall be grounds for summary denial of a license. Within thirty (30) business days after the date of mailing such notice of denial, the applicant may, by written request, seek a hearing to review the determination of the Board. At the hearing, the applicant may present evidence and call witnesses on his or her behalf. The Board will allow oral argument. After the conclusion of the hearing, the Board shall determine whether to sustain the denial or issue a license to the applicant. The Board shall decide the matter within ten (10) business days after the hearing and notify the applicant of its decision in writing.
- B. No application shall be denied on the grounds that the applicant was convicted of a crime, except in accordance with Article 23A of the Corrections Law.

Section 15. Grandfather Clause.

- A. Any person possessing a certified copy of a Master Electrician's License issued by Middletown, Newburgh or Port Jervis, which was valid and effective as of the date of the adoption of this local law and who completes an application to the Board as required by the Board no later than two (2) years from the date of the adoption of this local law shall be entitled to an Orange County license without examination.
- B. Any person who can show proof that he or she has been in business

as an electrical contractor continuously and competently doing the work of a Master Electrician in Orange County for at least eleven (11) consecutive years prior to the date of the adoption of this local law and this work is a principal source of livelihood for that person, and who completes an application to the Board as required by the Board no later than two (2) years from the date of the adoption of this local law shall be entitled to a Master Electrician's License without examination, which will not apply in the cities of Middletown, Newburgh and Port Jervis, where an examination has been a requirement.

- C. Any person who is issued a Master Electrician's License under this Grandfather Clause may renew said license annually on or before the expiration of the license upon payment of an annual renewal fee.
- D. If a person is issued a Master Electrician's License under this Section, such person may renew his or her license for an additional fee without taking the written examination only if: (a) he or she has been actively and continuously engaged in work as a Master Electrician under the supervision of a licensed Master Electrician since the issuance of his or her last valid Master Electrician's License; or (b) he or she has been actively and continuously engaged in work as an inspector of electrical work; or (c) he or she has not been actively or continuously engaged in work as a Master Electrician during the past two years but can provide proof acceptable to the Board that he or she has recently participated in a continuing education course updating his or her knowledge of the work of a Master Electrician.
- E. If a person fails to apply for a license under the Grandfather Clause of this local law within two (2) years of enactment of this local law, then said person must comply with all the other requirements contained in this local law in order to receive an Orange County Master Electrician's License.

Section 16. **Temporary Master Electrician's License.**

A person who has been in the electrical business in Orange County, continuously and competently doing the work of a Master Electrician, for a period of less than eleven (11) consecutive years but more than seven (7) consecutive years, prior to the date of the adoption of this local law can apply to the Board for a Temporary Master Electrician's License. Upon completion of eleven (11) consecutive years of successfully and competently performing electrical work in Orange County, such person may apply to the Board for a Master Electrician's License under Section 15 (Grandfather Clause) of this local law.

Section 17. **Office Requirements.**

No license for a Master Electrician shall be granted and held by any person unless he or she shall prove to the satisfaction of the Board that he or she has or establishes an office in Orange County for the regular transaction of business within thirty (30) days of being granted a Master Electrician's License by the Board.

Section 18. **No Transferability of License; Designation and Termination of Supervisor, Name Change, Display of License.**

- A. No license issued hereunder shall be assignable or transferable.
- B. Each license issued hereunder shall specify the name of the person, firm, partnership, corporation or other legal entity, who or which shall be known as the "holder of the license." The license of an electrical contractor shall specify the name of the person who is the Master Electrician, and such person shall be designated in the license of an electrical contractor as the supervisor of all work to be done under the license.
- C. In the event that the business association of the supervisor of the work, or the employment of the supervisor of the work by the electrical contractor shall terminate, the supervisor of the work shall notify the Board of such fact forthwith and upon notification the license shall no longer be licensed pursuant to the local law.
- D. All licenses shall be numbered in the order in which they are issued and shall be in such form and of such color and shall contain such information as may be prescribed by the Board.
- E. Each license shall at all times be kept conspicuously displayed in the place of business of the licensee.

Section 19. **Imposition of Fines; Refusal, Suspension or Revocation of License.**

- A. A Master Electrician may be fined or his or her license refused, suspended or revoked by the Board for any one (1) or more of the following reasons:
 - 1. Violation of any provision of this local law or of any rule or regulation adopted hereunder by the Board or any other law or ordinance pertaining to electricians;
 - 2. Violation of any law, rule, regulation or any building code governing electrical work, or any order issued by building departments of any municipality in Orange County;
 - 3. Violation of any requirement contained in the rules and regulations of the National Fire Protection Association, or the National Electrical Code;
 - 4. Conviction of a crime by a court of competent jurisdiction where there is a direct relationship between the crime and the specific license sought; or the issuance of the license would invoke an unreasonable risk to the property or to the safety or welfare of specific individuals or the general public;

5. Fraud, misrepresentation or bribery in securing a license;
 6. The making of any false statement as to a material matter in any application for a license or name change;
 7. The business transactions of the Master Electrician have been marked by a practice of failure to perform contracts or the fraudulent manipulation of assets or accounts;
 8. Failure to display the license decal issued under this local law;
 9. Maintaining, conducting, operating, advertising, engaging in or transacting a business as a Master Electrician in the County of Orange with a shelved license; or
 10. Employing an unlicensed subcontractor or subcontractors to perform electrical work or any combination thereof in the County of Orange.
- B. Prior to the imposition of any fine or penalty or the refusal, revocation or suspension of a Master Electrician's License, the applicant or licensee shall receive in writing, all the particulars of the alleged violation and shall have an opportunity to present his or her defense at a hearing before the Board either in person or by his or her attorney.
- C. Nothing in this section shall prevent a local municipality or a law enforcement agency from initiating independent proceedings against a Master Electrician or any other person who has violated any other law.

Section 20. Liability for Damage; Insurance.

- A. This local law shall not be construed to relieve, limit or reduce the responsibility of any person owning, operating, controlling or installing any electric wiring, devices, appliances or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the County of Orange be deemed to have assumed any such liability by reason of any license issued pursuant to this local law.
- B. Every person holding a license shall submit proof to the Board that he or she maintains liability, workers compensation and disability insurance for damage to persons and property in connection with the carrying on of his business as a Master Electrician in such amounts as shall be established by the Board from time to time.
- C. The failure to maintain an insurance policy or file proof of coverage shall be grounds for the summary suspension of such person's license under this local law, which suspension shall continue in effect until coverage is obtained or reinstated.

Section 21. Installation Standards; Evidence of Proper Installation.

- A. All installations of, extensions to and alterations of electrical work within the County of Orange shall conform to the National Electrical Code and of any other applicable statute, ordinance or building code pertaining thereto and shall also be in conformity with approved standards for safety to life and property. In every case where no specific type of class of material or no specific standards are prescribed by law, conformity with the regulations and requirements contained in the applicable New York State Uniform Fire Prevention and Building Code and the relevant reference standards provided by that code contained in the current National Electrical Code version adopted by New York State shall be prima facie evidence of conformity with approved standards for safety to life and property.
- B. Inspections made and the certificates of approval or permits issued by a certified electrical inspector approved by the local municipality having jurisdiction over building permits for such electrical installation in the County of Orange shall be deemed by the Board as evidence of proper installations.

A certified electrical inspector shall be an individual who has met the minimum qualifications as recommended by the National Fire Protection Association and who has also received certifications by a nationally recognized inspection certification program.

Section 22. Reciprocal Licensing.

- A. The Legislature may authorize the County Executive to enter into reciprocal license agreements with individual municipalities or other jurisdictions within New York State upon the recommendation and finding of the Board that the qualifications required for a Master Electrician's License in such municipality or jurisdiction are equal to or greater than those required by this local law.
- B. Pursuant to such formalized reciprocal license agreements, the Board shall be authorized to issue reciprocal licenses upon such terms and conditions as are applicable to the individual reciprocating municipalities and other jurisdictions. Said licenses may be granted without examination upon application to the Board and payment of all required fees.

Section 23. Issuance of Permits by Municipalities.

Nothing contained herein shall be construed to obviate the necessity of procuring a permit for electrical work whenever required by statute, local law, resolution, building code or ordinance of the municipality wherein such work is to be performed. No permit for construction or certificate of approval or certificate of occupancy shall be issued by a municipality in the County of Orange if there has been an installation, erection, alteration or repair of electrical wiring, apparatus, fixtures, devices, appliances or equipment in violation of the licensing requirements contained herein.

Section 24. **Disposition of Money Received.**

All fees, fines and penalties imposed in accordance with this local law shall be turned over to the Commissioner of Finance by the Board in accordance with Orange County's financial procedures and such moneys shall be deposited in the General Fund of Orange County.

Section 25. **Construction.**

Nothing in this local law shall operate to restrict the meaning of or diminish or impair any power granted to a local government by the constitution or any other law.

Section 26. **Separability.**

If any part of this local law, or the application thereof to any person or circumstances, shall be judged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the parts of the provision directly involved in the controversy in which such judgment shall have been rendered and affect or impair the validity of the remainder of this local law or the application thereof to other persons or circumstances.

Section 27. **Title.**

This local law may be referred to as the "Orange County Electrical Licensing Law."

Section 28. **Effective Date.**

This local law shall take effect immediately upon filing in the office of the Secretary of State pursuant to Section 27 of the Municipal Home Rule Law.

Local Law No. 8 of 2007 was passed February 1, 2007 by the following roll call vote:

Ayes:	16
Noes:	1
Absent:	3

Approved by the County Executive: February 22, 2007

Effective: March 5, 2007

LOCAL LAW NO. 9 OF 2007

A LOCAL LAW AMENDING LOCAL LAW NO. 1 OF 2006 AUTHORIZING SUBMISSION OF AN APPLICATION FOR REDESIGNATION OF CERTAIN AREAS WITHIN THE COUNTY OF ORANGE AS AN EMPIRE ZONE.

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application for redesignation of certain areas within the County of Orange as an Empire Zone; and

WHEREAS, Schedule A of Local Law No. 1 of 2006 set forth the boundaries of said areas; and

WHEREAS, in order to comply with the legislative intent and legal requirements of the Empire Zone program, the County of Orange is now required to make technical amendments to the boundaries of said areas.

NOW THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York, as follows:

Section 1. Schedule A of Local Law No. 1 of 2006 is hereby repealed and shall be replaced with the Schedule A attached hereto.

Section 2. This Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 9 of 2007 was passed March 1, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	0
Vacancy:	1

Approved by the County Executive: March 23, 2007

Effective: April 9, 2007

LOCAL LAW NO. 10 OF 2007

A LOCAL LAW TO INCLUDE THE MEYER TOOL, INC. MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zone Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application is pending approval by the New York State Commissioner of Economic Development; and

WHEREAS, Meyer Tool, Inc. is proposing the creation of a manufacturing facility at 60 Turner Drive in the Town of Wallkill; and

WHEREAS, this facility will add approximately 66 jobs and will result in an investment of over \$32.6 million by Meyer Tool, Inc. for items that include production machinery, equipment and inventory purchases that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of the Meyer Tool, Inc. manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said Zone lands to constitute the property described as Section 41, Block 1, Lot 101.12 in the Town of Wallkill.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 10 of 2007 was passed March 1, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	0
Vacancy:	1

Approved by the County Executive: March 23, 2007

Effective: April 9, 2007

LOCAL LAW NO. 11 OF 2007

A LOCAL LAW AMENDING LOCAL LAW NO. 8 OF 1968, KNOWN AS THE ORANGE COUNTY CHARTER, AND LOCAL LAW NO. 10 OF 1969, KNOWN AS THE

ORANGE COUNTY ADMINISTRATIVE CODE, BOTH AS PREVIOUSLY AMENDED, TO ABOLISH THE OFFICE OF CORONER (REPEALING ARTICLE XXII OF THE CHARTER) AND ADDING PERTINENT SECTIONS TO THE ORANGE COUNTY CHARTER AND ADMINISTRATIVE CODE TO CREATE THE OFFICE OF MEDICAL EXAMINER.

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

SECTION 1. PURPOSE

This Legislature recognizes the need to create the Office of Medical Examiner within the Department of Health and under the purview of the Commissioner of Health. The intent of this local law is to provide the County of Orange and its law enforcement agencies with a medical examiner system headed by a medical doctor with an expertise in forensic pathology and necessary staff with established protocols to assist in determining the cause of death in certain circumstances. By Resolution No. 25 of 2003 this Legislature established a Subcommittee to study and compare the costs and benefits of the coroner and medical examiner for Orange County. From 2003 through 2006, presentations were made to the Subcommittee on the pros and cons of a Medical Examiner System. Presentations and expert information was provided to the Subcommittee by the Orange County District Attorney, Orange County Sheriff, representatives from the Orange County Chiefs of Police Association, the New York State Police, the regional hospitals in Orange County, the Medical Examiners of Dutchess and Rockland Counties, funeral directors in Orange County, the Chief Coroner and some of the coroners of Orange County, and county departments, to wit: the Health Department and Budget Department. The Subcommittee also met with the County Executive, Edward A. Diana to offer their preliminary findings to him and received his input. On February 2, 2006 the Subcommittee submitted its Final Report (the "Report") to the Orange County Legislature. The Report of the Subcommittee found that a medical examiner system would be a much more efficient, organized and professional system than that of the present coroner system. The Report concluded that the benefits to the County of a Medical Examiner would far outweigh the increase in costs, some of which would be reimbursed by the State of New York.

This Legislature accepts the findings of the Report of the Medical Examiner Subcommittee and determines that the residents of Orange County would greatly benefit and best be served by having a full time forensic pathologist and a team of trained assistants on-call twenty-four (24) hours a day, seven (7) days a week to respond to and investigate deaths under established protocols.

SECTION 2. AMENDMENTS

- A. Local Law No. 8 of the Year 1968, known as the Orange County Charter, be and hereby is amended as follows:
 - (i) by repealing Article XXII (entitled "CORONERS") in its entirety; and
 - (ii) by amending Article VII (entitled "DEPARTMENT OF HEALTH") to add the following section:

SECTION 7.04 Office of Medical Examiner; Appointment; Qualifications

a. There shall be an Office of Medical Examiner, a division of the Orange County Department of Health. The Office shall be headed by a Medical Examiner who shall be appointed by the County Executive, subject to confirmation by the County Legislature. At the time of his or her appointment, and throughout his or her appointment, the Medical Examiner shall be and remain duly licensed and entitled to practice medicine in the State of New York and shall have an expertise in forensic pathology and such other qualifications for the responsibilities of the Office as determined by the Commissioner of Personnel. The Medical Examiner shall serve at the pleasure of the County Executive. The appointment shall be reported to the Commissioner of Personnel and filed with the County Clerk.

b. The Medical Examiner shall be under the supervision of the Orange County Commissioner of Health. He or she shall have all the powers and perform all the duties now or hereafter conferred or imposed upon him or her by any federal, state or county law, special act, regulation or local law and perform such other and related duties required by the County Executive.

c. The Medical Examiner may appoint such qualified deputy medical examiners, assistants and employees of his/her office as shall be authorized by the County Legislature. Each such appointee shall be directly responsible to, and unless otherwise required by law, serve at the pleasure of, the Medical Examiner. Appointments and revocations thereof shall be in writing and reported to the Commissioner of Personnel. In the event of the temporary absence or inability of the Medical Examiner to serve, the Deputy Medical Examiner shall have all the powers and duties of the Medical Examiner and, in the event of a vacancy in the Office of Medical Examiner, shall perform the duties of the Medical Examiner until a successor is appointed and has qualified.

Local Law No. 10 of 1969, known as the Orange County Administrative Code, be and hereby is amended as follows:

(i) by amending Article VII of the Code (entitled "DEPARTMENT OF HEALTH) to add the following section:

SECTION 7.10 Office of Medical Examiner; Appointment; Qualifications

a. There shall be an Office of Medical Examiner, a division of the Orange County Department of Health. The Office shall be headed by a Medical Examiner who shall be appointed by the County Executive, subject to confirmation by the County Legislature. At the time of his or her appointment, and throughout his or her appointment, the Medical Examiner shall be and remain duly licensed and entitled to practice medicine in the State of New York and shall have an expertise in forensic pathology and such other qualifications for the responsibilities of the Office as determined by the Commissioner of Personnel. The Medical Examiner shall serve at the pleasure of the County Executive. The appointment shall be reported to the Commissioner of Personnel and filed with the County Clerk.

b. The Medical Examiner shall be under the supervision of the Orange County Commissioner of Health. He or she shall have all the powers and perform all the duties now or hereafter conferred or imposed upon him or her by any federal, state or county law, special act, regulation or local law and perform such other and related duties required by the County Executive.

c. The Medical Examiner may appoint such qualified deputy medical examiners, assistants and employees of his/her office as shall be authorized by the County Legislature. Each such appointee shall be directly responsible to, and unless otherwise required by law, serve at the pleasure of, the Medical Examiner. Appointments and revocations thereof shall be in writing and reported to the Commissioner of Personnel. In the event of the temporary absence or inability of the Medical Examiner to serve, the Deputy Medical Examiner shall have all the powers and duties of the Medical Examiner and, in the event of a vacancy in the Office of Medical Examiner, shall perform the duties of the Medical Examiner until a successor is appointed and has qualified.

SECTION 3. EFFECTIVE DATE

This Local Law amending the Orange County Charter and Administrative Code shall take effect on January 1, 2008 and in accordance with the applicable sections of New York State County Law and Municipal Home Rule Law and upon the completion of the requisite filings and procedures.

Local Law No. 11 of 2007 was passed March 1, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	0
Vacancy:	1

Approved by the County Executive: March 30, 2007

Effective: January 1, 2008

LOCAL LAW NO. 12 OF 2007

A LOCAL LAW AMENDING LOCAL LAW NO. 8 OF 1968, KNOWN AS THE ORANGE COUNTY CHARTER, AND LOCAL LAW NO. 10 OF 1969, KNOWN AS THE ORANGE COUNTY ADMINISTRATIVE CODE, BOTH AS PREVIOUSLY AMENDED, TO CREATE WITHIN THE DEPARTMENT OF CONSUMER AFFAIRS A NEW DIVISION OF WEIGHTS AND MEASURES AND A NEW POSITION OF DIRECTOR OF WEIGHTS AND MEASURES.

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

SECTION 1. PURPOSE

Since the adoption of the Orange County Charter in 1968 and the Charter changes in 1988, which transformed the Office of Consumer Affairs into the Department of Consumer Affairs, the County's population has grown substantially, creating the need for new and stronger consumer protection laws. Upon the recommendation of the County Executive, the Legislature recognizes a need for reorganization of the Department of Consumer Affairs in order to effectively administer and enforce the law and advocate consumer protection on behalf of the residents of Orange County. A reorganization would shift the focus of the Department to a more proactive approach to consumer affairs and education in the County.

Currently, the Commissioner of Consumer Affairs also serves as the County Director of Weights and Measures. These amendments would remove this function, which is highly technical, from the Commissioner, and create within the Department a new Division of Weights and Measures, under the direction of a Director of Weights and Measures. This change will allow the Commissioner to focus on the formulation, direction and implementation of an effective, enhanced consumer affairs policy.

SECTION 2. AMENDMENTS

B. Local Law No. 8 of 1968, known as the Orange County Charter, hereby is amended as follows:

- (i) Amending Article XVIII by deleting from Section 18.06 (1) the second sentence thereof: ("The Commissioner shall also serve as the County Director of Weights and Measures.")
- (ii) Amending Article XVIII by deleting Section 18.06 (2), and adding a new Section 18.06(2) as follows:

The Commissioner of Consumer Affairs shall formulate and direct the County's overall consumer affairs program to protect and promote the best interests of the Orange County consumer public. He shall have and exercise all the powers now or hereafter conferred upon him by law, rule or regulation, and shall perform such other and related duties as shall be required or delegated to him by the County Executive.

- (iii) Amending Article XVIII by adding a new Section 18.06 (3) thereto as follows:

Section 18.06 (3) Assistants

The Commissioner of Consumer Affairs may appoint such assistants and employees of his department as shall be authorized by the County Legislature. **Each such appointee shall be directly responsible to, and, unless otherwise required by law, serve at the pleasure of, the Commissioner. Appointments and revocations thereof shall be in writing and reported to the Commissioner of Personnel.**

- (iv) Amending Article XVIII by adding a new Section 18.06 (4) thereto as follows:

Section 18.06 (4). Division of Weights and Measures.

There shall be within the Department of Consumer Affairs a Division of Weights and Measures, the head of which shall be the Director of Weights and Measures, who shall be appointed by the Commissioner, subject to the applicable provisions of New York State Civil Service Law. The Director of the Division of Weights and Measures shall have and exercise all powers and duties now or hereafter conferred or imposed upon a county sealer by applicable law and perform such other and related duties as shall be required of or delegated to him/her by the County Executive or the Commissioner of Consumer Affairs.

C. Local Law No. 10 of 1969, known as the Orange County Administrative Code, hereby is amended as follows:

(i) Amending Article XVIII by

a) deleting from Section 18.06 the third and fourth sentences of the first paragraph, which read: ("He shall also be the County Director of Weights and Measures, and shall have all the powers and duties heretofore or hereafter conferred or imposed upon Director of Weights and Measures by the laws of the State of New York. In addition thereto, he shall have the power and it shall be his duty....") and

b) adding the following sentence at the end of the first paragraph of Section 18.06: "In addition to the powers and duties conferred upon him by Section 18.06 of the Charter, he shall have the power and it shall be his duty:"

SECTION 3. EFFECTIVE DATE

This Local Law amending the Orange County Charter and Administrative Code shall take effect on and in accordance with the applicable sections of New York State County Law and Municipal Home Rule Law and upon the completion of the requisite filings and procedures.

Local Law No. 12 of 2007 was passed April 13, 2007

Ayes: 20
Noes: 0
Absent: 1

Adopted: May 14, 2007

Effective: May 18, 2007

LOCAL LAW NO. 13 OF 2007

A LOCAL LAW TO INCLUDE THE CAFÉ SPICE, GCT, INC. MANUFACTURING FACILITY WITHIN THE BOUNDARIES OF THE NEWBURGH-STEWART EMPIRE ZONE, TO DESIGNATE SUCH FACILITY AS A REGIONALLY SIGNIFICANT PROJECT, AND TO

REQUEST APPROVAL BY THE NEW YORK STATE COMMISSIONER OF ECONOMIC DEVELOPMENT FOR SUCH DESIGNATION.

WHEREAS, by Local Law No. 6 of 1997, the County of Orange authorized the submission of an application for designation of the Empire Zone, pursuant to Section 961 of the Municipal Law, and the creation of such Zone was approved by the New York State Commissioner of Economic Development and such Zone was formally designated by the Empire Zones Designation Board in June of 1998; and

WHEREAS, by Local Law No. 1 of 2006, the County of Orange authorized the submission of an application to amend the boundaries of the Newburgh-Stewart Empire Zone, and such application is pending approval by the New York State Commissioner of Economic Development; and

WHEREAS, Café Spice GCT, Inc., is proposing the creation of a manufacturing facility at 677 Little Britain Road, Town of New Windsor; and

WHEREAS, this facility will add approximately 81 jobs and will result in an investment of about \$2.9 million by Café Spice GCT, Inc., for property acquisition, renovation, production machinery, equipment and furniture and architectural costs that support its on-site manufacturing facility; and

WHEREAS, the New York State Department of Economic Development has determine that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Zone Administrative Board of the Newburgh-Stewart Empire Zone has determined that the proposed project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(I) of the General Municipal Law.

NOW, THEREFORE,

BE IT ENACTED, by the County Legislature of the County of Orange, State of New York as follows:

Section 1. The Legislature approves the allocation of zone lands for the proposed creation of Café Spice GCT, Inc., manufacturing facility as a regionally significant project as determined by the Zone Administrative Board and the New York State Department of Economic Development, said Zone lands to constitute the property described as Section 4, Block 1, Lot 28.12 in the Town of New Windsor.

Section 2. The Legislature requests that the New York State Commissioner of Economic Development approve this addition to the Newburgh-Stewart Empire Zone as described in Section 1.

Section 3. The Local Law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

Local Law No. 13 of 2007 was passed April 13, 2007 by the following roll call vote:

Ayes:	20
Noes:	0
Absent:	1

Approved by the County Executive: May 3, 2007

Effective: May 18, 2007