

BUILDINGS, UNSAFE

Chapter 91

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[HISTORY: Adopted by the Board of Trustees of the Village of Barker 3-6-1978 by L.L. No. 2-1978. Amendments noted where applicable.]

GENERAL REFERENCES

Fire prevention and building construction — See Ch. 110.

Health and sanitation — See Ch. 128.

Streets and sidewalks — See Ch. 176.

§ 91-1. Legislative intent.

It is declared to be the purpose of the Village of Barker to protect the safety, health and general welfare of the citizens.

§ 91-2. Title.

This chapter shall be entitled the "Unsafe, Dangerous Building Law of the Village of Barker."

§ 91-3. Prohibited conditions.

It shall be a violation of this chapter for an owner of real property located within the Village of Barker limits to permit that property to be in the following conditions:

- A. Dangerous or unsafe buildings or structures to remain after notification pursuant to this chapter; or
- B. Deterioration of buildings or structures, accumulation of trash, junk, garbage, waste paper, wood, paper, iron, scrap metal, bottles, discarded appliances, or junk on property.

§ 91-4. Filing of complaint; inspection; notice of violation.

Upon a complaint being made to the Village Board that property is in violation of § 91-3 of this chapter, the Building Inspector, Superintendent of Public Works, or other person authorized by the Village Board, shall make an inspection of the property complained of, and file a written report with the Board. The Building Inspector, Superintendent of Public Works, or other person authorized by the Village Board shall notify the owner of land in writing either by personal delivery or by registered mail of the violation. The notice shall set a date, time and place for an appearance by the owner before the Board, in order to give the owner an opportunity to be heard.

§ 91-5. Findings; schedule of compliance.

After the meeting as prescribed in § 91-4, the Village Board shall make findings of fact relative to violations and if it determines a violation to exist, shall give to the owner a five-day notice to give the Board a schedule of compliance which is satisfactory to the Board in order to remedy the violation or be subject to the penalty provisions herein.

§ 91-6. Removal by village; penalties for offenses.

- A. The village may remove a building or structure found in violation of § 91-3 of this chapter, and the costs thereof shall be assessed pursuant to Article 5, § 5-518, of the Village Law of the State of New York.
- B. A violation of this chapter shall further subject the owner to a fine of not more than \$250 or imprisonment for not more than 15 days, or both, for each week the violation continues.¹

¹ Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. D).


