

RESOLUTION No. 2022-

**RELATIVE TO AMENDING CHAPTER 1101  
OF THE CODIFIED ORDINANCES  
ENTITLED "BUILDING ORDINANCES"**

**BE IT RESOLVED** by the City Council of the City of Niagara Falls, New York that Chapter 1101 of the Codified Ordinances entitled "Building Ordinances" is hereby amended to read as follows:

CHAPTER 1101

ADOPTION OF NEW YORK STATE CODES

1101.01 Application of New York State Codes  
1101.02 Penalties for Violation

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1102.02 PENALTIES FOR VIOLATION

- A. {A person, firm or corporation found to be in violation of any provision of the Codes adopted in Section 1101.01 of this Chapter shall be guilty of a violation and is punishable by a fine of not more than Two Hundred Fifty and 00/100 Dollars (\$250.00) or by imprisonment for not more than fifteen (15) days, or both. Each day in which any such violation shall continue shall be deemed a separate offense.}

**A person, firm or corporation found to be in violation of any provision of the Codes adopted in Section 1101.01 of this Chapter that are found on Schedule A1 through A12 (below), shall be guilty of a violation, punishable by the monetary fine listed in each corresponding Schedule. Any fine charged pursuant to Schedule A1 through A12 must be paid within fifteen (15) days of the occurrence of said violation or said violation may be punishable by a fine of not more than Two Hundred Fifty and 00/100 Dollars (\$250.00) or by imprisonment for not more than fifteen (15) days, or both. In the event that the fine has not been paid within the prescribed fifteen (15) day period, each day in which any such violation shall continue shall be deemed a separate offense.**

Bax \_\_\_\_\_ Myles \_\_\_\_\_ Tompkins \_\_\_\_\_ Zajac \_\_\_\_\_ Spanbauer \_\_\_\_\_

**City of Niagara Falls, NY**  
**Code Enforcement - Inspection Offenses 2022**

**Schedule A1 - Exterior Property Areas**

<b>Offense Code</b>	<b>Code Section Violated</b>	<b>Title of Code Section Violated</b>	<b>Fine Class</b>	<b>Fine Amount</b>
2	302.1	Sanitation	B	\$ 85.00
3	302.2	Grading and Drainage	B	\$ 85.00
4	302.3	Sidewalks and Driveways	B	\$ 85.00
5	302.4	Weeds	B	\$ 85.00
6	302.5	Rodent Harborage	B	\$ 85.00
7	302.6	Exhaust Vents	B	\$ 85.00
8	302.7	Accessory Structures	B	\$ 85.00
9	302.8	Motor Vehicles	B	\$ 85.00
10	302.9	Defacement of Property	B	\$ 85.00

**Schedule A2 - Swimming Pools, Spas and Hot Tubs**

<b>Offense Code</b>	<b>Code Section Violated</b>	<b>Title of Code Section Violated</b>	<b>Fine Class</b>	<b>Fine Amount</b>
11	303.1	Swimming Pools	C	\$ 75.00

**Schedule A3 - Exterior Structure**

<b>Offense Code</b>	<b>Code Section Violated</b>	<b>Title of Code Section Violated</b>	<b>Fine Class</b>	<b>Fine Amount</b>
12	304.1.1	Unsafe Condition	D	\$ 175.00
13	304.2	Protective Treatment	D	\$ 175.00
14	304.2.1	Lead-Based Paint	D	\$ 175.00
15	304.3	Premises Identification	D	\$ 175.00
16	304.4	Structural Members	D	\$ 175.00
17	304.5	Foundation Walls	D	\$ 175.00
18	304.6	Exterior Walls	D	\$ 175.00
19	304.7	Roofs and Drainage	D	\$ 175.00
20	304.9	Overhang Extensions	D	\$ 175.00
21	304.10	Stairways, Decks, Porches and Balconies	D	\$ 175.00
22	304.11	Chimneys and Towers	D	\$ 175.00
23	304.12	Handrails and Guards	D	\$ 175.00
24	304.13	Window, Skylight and Door Frames	D	\$ 175.00
25	304.13.2	Openable Windows	D	\$ 175.00
26	304.14	Insect Screens	D	\$ 175.00
27	304.15	Doors (Exterior)	D	\$ 175.00
28	304.16	Basement Hatchways	D	\$ 175.00
29	304.17	Guards for Basement Windows	D	\$ 175.00
30	304.18	Building Security	D	\$ 175.00
31	304.18.1	Doors (Providing Access)	D	\$ 175.00
32	304.18.2	Windows (Within 6')	D	\$ 175.00
33	304.19	Gates	D	\$ 175.00

**Schedule A4 - Interior Structure**

<b>Offense Code</b>	<b>Code Section Violated</b>	<b>Title of Code Section Violated</b>	<b>Fine Class</b>	<b>Fine Amount</b>
34	305.1.1	Unsafe Conditions	E	\$ 150.00
35	305.2	Structural Members	E	\$ 150.00
36	305.3	Interior Surfaces	E	\$ 150.00
37	305.4	Stairs and Walking Surfaces	E	\$ 150.00
38	305.5	Handrails and Guards	E	\$ 150.00
39	305.6	Interior Doors	E	\$ 150.00
40	305.7	Diaper Changing Stations	E	\$ 150.00

**Schedule A5 - Component Serviceability**

<b>Offense Code</b>	<b>Code Section Violated</b>	<b>Title of Code Section Violated</b>	<b>Fine Class</b>	<b>Fine Amount</b>
41	306.1.1	Unsafe Conditions	F	\$ 150.00

Schedule A6 - Handrails and Guard Rails				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
41.A	307.1	General	G	\$ 75.00

Schedule A7 - Rubbish and Garbage				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
42	308.1	Accumulation of Rubbish or Garbage	H	\$ 200.00
43	308.2	Disposal of Rubbish	H	\$ 200.00
44	308.2.1	Rubbish Storage Facilities	H	\$ 200.00
45	308.2.2	Refrigerators	H	\$ 200.00
46	308.3	Disposal of Garbage	H	\$ 200.00
47	308.3.1	Garbage Facilities	H	\$ 200.00
48	308.3.2	Containers	H	\$ 200.00

Schedule A8 - Pest Elimination				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
49	309.1	Infestation	J	\$ 90.00
50	309.2	Owner	J	\$ 90.00
51	309.3	Single Occupant	J	\$ 90.00
52	309.5	Multiple Occupancy	J	\$ 90.00
53	309.5	Occupant	J	\$ 90.00

Schedule A9 - Water System				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
54	505.1	General. Every Sink, Lavatory, Bathtub	K	\$ 100.00
55	506.1	General. Plumbing Fixtures	K	\$ 100.00
56	507.1	General. Drainage of Roofs and Paved Areas	K	\$ 100.00

Schedule A10 - General (Electrical, Mechanical)				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
57	601.2	Responsibility	L	\$ 175.00
58	605.1	Installation (Electrical Equipment)	L	\$ 175.00

Schedule A11 - Fire Safety Requirements				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
59	701.2	Responsibility	N	\$ 110.00
60	703.2	Unsafe Conditions	N	\$ 110.00
61	704.1	Inspection, Testing and Maintenance	N	\$ 110.00
62	704.4	Removal of or Tampering with Equipment	N	\$ 110.00
63	704.6.4	Smoke Detection System	N	\$ 110.00
64	705.1	Carbon Monoxide Alarms and Detectors	N	\$ 110.00

Schedule A12 - Codified City Ordinance Chapters				
Offense Code	Code Section Violated	Title of Code Section Violated	Fine Class	Fine Amount
65	705.02	Littering Prohibited	O	\$ 250.00
66	705.05	Bulk Dumping Prohibited	O	\$ 250.00
67	712 (All Subsections)	Noise	O	\$ 250.00
68	713 (All Subsections)	Offense Against Public Peace	O	\$ 250.00
69	731 (All Subsections)	Street and Side Walks	O	\$ 250.00
70	927 (All Subsections)	Trimming and Planting of City Trees	O	\$ 250.00
71	738.04	City Garbage Collection	O	\$ 250.00
72	738.11	Used Tires	O	\$ 250.00
73	739.06	Vehicle: Abandoned	O	\$ 250.00
74	1105.18	Stopping Work	O	\$ 250.00
75	1107.20	Copy of Permit and Plans on Work Site	O	\$ 250.00
76	1111.03	Permit Required (Plumbing)	O	\$ 250.00
77	1111.24	Identification of Vehicle (Plumbing)	O	\$ 250.00
78	1113.07	License Required (Electrical)	O	\$ 250.00
79	1113.21	Identification of Vehicle (Electrical)	O	\$ 250.00
80	1707.03	Permit Required for Repairs	O	\$ 250.00
81	1709.02	Non-Complying Dwellings	O	\$ 250.00
82	1709.06	Placard Removed Upon Compliance	O	\$ 250.00
83	1725.06	Rubbish Receptacle	O	\$ 250.00
84	1725.07	Garbage Disposal	O	\$ 250.00
85	340 (All Subsections)	Home Improvement Registration	O	\$ 250.00
86	340.02	Registration Certified Required - General Contractor	O	\$ 250.00
87	1111.09	Registration and Licensing of Journeymen Plumbers	O	\$ 250.00
88	1111.10	Registration and Licensing of Master Plumber	O	\$ 250.00

B. {Any person, firm or corporation violating any provision of the Codes adopted in Section 1101.01 of this Chapter shall become liable to the City for any expense, loss or damage occasioned the City by reason of such violation, and the City may maintain an action against each person, firm or corporation to recover for such expense, loss or damage, together with the costs of executing such notice or orders required.}

Except where otherwise provided in this Section, a person, firm or corporation found to be in violation of any provision of the Codes adopted in Section 1101.01 of this Chapter shall be guilty of a violation and is punishable by a fine of not more than Two Hundred Fifty and 00/100 Dollars (\$250.00) or by imprisonment for not more than fifteen (15) days, or both. Each day in which any such violation shall continue shall be deemed a separate offense.

C. Any person, firm or corporation violating any provision of the Codes adopted in Section 1101.01 of this Chapter shall become liable to the City for any expense, loss or damage occasioned the City by reason of such violation, and the City may maintain an action against each person, firm or corporation to recover for such expense, loss or damage, together with the costs of executing such notice or orders required.

**Bold and Underline** Indicate Additions  
**Bold and Brackets** Indicate {Deletions}