

**TOWN OF NORTH HEMPSTEAD
LOCAL LAW NO. OF 2022**

**A LOCAL LAW AMENDING CHAPTER 2 OF THE TOWN CODE
ENTITLED “ADMINISTRATION AND ENFORCEMENT”**

BE IT ENACTED by the Town Board of the Town of North Hempstead, as follows:

Section 1. Legislative Intent.

The Board finds that it is in the best interest of the Town of North Hempstead to amend Chapter 2 of the Town Code entitled “Administration and Enforcement” in order to remove the requirement that the Supervisor and the Councilperson in the District of an application for an expedited permit under Section 2-10.1 of the Town Code review the application, require the Commissioner of the Department of Building Safety, Inspection and Enforcement to issue a final written determination within seven (7) days of a request for expedited permit application review and to disallow requests for expedited review which do not meet the requirements of Section 2-10.1.

Section 2.

Chapter 2 of the Town Code is hereby amended as follows:

§2-10.1 Procedure on Request for Expedited permit
[Added 5-29-2007 by L.L. No. 6-2007]

A. An applicant may apply in writing to the Building Commissioner requesting expedited permit application review, which request shall include such supportive documentation as the Building Commissioner may require. The Building Commissioner shall review the request to determine if it meets one or more of the following criteria:

(1) The request is made to accommodate an emergency situation which has created a danger to health and/or safety; or

(2) The request is in furtherance of advancing a public interest such as, but not limited to, job creation and/or economic development; or

(3) The request is made in connection with the provision of an essential service, which shall include, but not be limited to, facilities or parts thereof which are connected to the furnishing of medical, governmental, police, fire and/or health and safety services; or

(4) The request is made to avoid extreme financial hardship to the applicant, which hardship is not self-created.

B. Upon receipt of a request for expedited permit application review, the Building Commissioner shall review the request, together with the documentation supporting it, and render a [proposed] written determination **within seven (7) days of the request**. ~~[The proposed written determination shall then be forwarded to the Supervisor and the Councilperson having jurisdiction over the affected premises for comment from each. The Supervisor and the Councilperson shall have five business days to consider the request and proposed determination, and each may provide comment and/or recommendations to the Building Commissioner prior to the expiration of that time period.]~~

~~[C.] [In the event that the Supervisor and Councilperson make no comment or recommendation, the proposed determination shall become a final determination and shall become a part of the permanent file maintained by the Building Department. In the event that the Supervisor and/or Councilperson make comments or recommendations contrary to the proposed determination, those comments or recommendations shall prevail and shall become a part of the permanent file maintained by the Building Department.]~~

~~[D.] [Applicants not meeting the above criteria who wish to have an expedited permit application review may request same in writing to the Building Commissioner. Upon receipt of said request, the applicant will be provided with a list of designated architectural and engineering firms which have been approved by the Town Board of the Town of North Hempstead, whereupon, the applicant may select a participating firm to review his/her application and pay the cost thereof.]~~
[Amended 5-27-2008 by L.L. No. 5-2008]

Section 3.

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