

**TOWN OF NEWFIELD**  
**Karen Miller Kenerson, RMC**  
**TOWN CLERK**  
**166 MAIN ST.**  
**NEWFIELD NY 14867**

**PHONE: 607-564-9981**

**FAX: 607-564-7329**

August 17, 2021

At the business meeting of the Newfield Town Board held on Thursday August 12, 2021, motion was made by Councilperson James, to approve the adoption of Local Law No. 3 of 2021, A Local Law amending Local Law NO. 1 of 2006, "Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code, to add provisions for a local energy code, seconded by Councilperson Powers

**LOCAL LAW NO. 3 OF 2021**

A LOCAL LAW amending Local Law No. 1 of 2006, "Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code," to add provisions for a local energy code;

BE IT ENACTED by the Town Board of the Town of Newfield as follows:

**Section 1. Legislative Intent**

The Town Board of the Town of Newfield seeks to protect and promote the public health, safety, and welfare of its residents by mandating energy efficient building standards. On May 12th, 2020, the 2020 Energy Conservation Construction Code of New York State (ECCCNYS), adopted by the New York State Fire Prevention and Building Code Council, took effect and must be complied with unless a more restrictive energy code is voluntarily adopted by a local jurisdiction. In 2019, the New York State Energy Research and Development Authority (NYSERDA) developed and published the NY Stretch Energy Code 2020 (hereinafter referred to as NY Stretch), a supplement to the 2020 ECCCNYS. This proposed Amendment seeks to modify Local Law No. 1 of 2006, "Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code" to adopt and enforce NY Stretch.

**Section 2. Amendment**

Local Law No. 1 of 2006, is hereby amended to add provisions for a local energy code. Effective [August 12, 2021], the NY Stretch Energy Code 2020, published by the New York State Energy Research and Development Authority (hereafter referred to as "NY Stretch"), shall be enforced in the Town of Newfield as a supplement to the 2020 ECCCNYS; *provided, however*, that Section R403.6.2 of NY Stretch regarding mechanical ventilation requirements is severed and not adopted and the less restrictive ventilation requirements of the 2020 Residential Code of New York State, Section M1505.4.1 are retained.

**Section 3. Authority**

The proposed local law is enacted pursuant to New York Energy Law §11-109(1), and Municipal Home Rule Law §10 and in accordance with the procedures detailed in Municipal Home Rule § 20.

**Section 4. Severability**

If any section or subdivision, paragraph, clause, phrase of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

**Section 6. Effective Date**

This local law shall take effect upon filing with the Secretary of State [i.e., within 30 days of adoption of NY Stretch] pursuant to New York Energy Law §11-109(1) and the Municipal Home Rule Law.

I, Karen Miller Kenerson, do hereby certify that the adoption of Local Law No. 3 of 2021 was passed at a meeting of the Town of Newfield held on August 12, 2021, and is incorporated in the original minutes of said meeting,

And that said Local Law has not been altered amended or revoked and is in full force and effect.



Karen Miller Kenerson, RMC  
Town Clerk

August 17, 2021