

PROPOSED LOCAL LAW 5-2019

A Local Law amending Chapter 201 (Plumbing) of the Village of Ossining Code.

BE IT ENACTED by the Board of Trustees of the Village of Ossining as follows:

Section 1. Chapter 201 (Plumbing) is amended with new matter underlined and deleted matter in [brackets].

§ 201-2 Definitions.

[EMPLOYING OR] MASTER PLUMBER

[A person or corporation duly registered with the County engaging in the trade, business or calling of a plumber or of plumbing in the Village and who may employ other persons (not including corporations) to assist him or her in carrying out such business, trade or calling.]

Any person, firm, partnership, association, or corporation licensed pursuant the Laws of Westchester County (Article XV-Westchester County Board of Plumbing Examiners and County-Wide Plumbing License Law), having a regular place of business who performs or may employ other persons including Journey Level Plumbers and Apprentice Plumbers, to perform the business of plumbing as defined herein.

Journey Level Plumber- A person who is employed by and under the direction of a licensed master plumber, who has completed an apprenticeship as required by Westchester County and who has successfully completed an examination for certification as a journey level plumber.

Apprentice Plumber- A person who is learning the plumbing trade under the direct supervision and control of a licensed master plumber or under the direct supervision and control of a licensed journey level plumber who is employed by a master plumber.

§ 201-6 [Registration] Licensing.

Every [employing plumber or] master plumber carrying on his or her trade, business or calling in the Village or desiring or intending to do so or desiring to do plumbing shall first be duly [registered] licensed with the County and shall be required to produce evidence of such [registration] license; it shall be unlawful for a person to conduct such business, trade or calling without first becoming so [registered] licensed and producing evidence of same.

§ 201-7 Work to be done by registered plumber.

All plumbing work done in the Village, except in public streets by the Village and under the supervision of the Department of Public Works, shall be [done] conducted by a[n employing or] master plumber [registered] licensed under the provisions set forth by the County or by his or her employee under his or her direct supervision.

§ 201-8 Permit required.

Before the construction or alteration of any plumbing or drainage system is commenced, [the owner or lessee or the agent of either] **a master plumber licensed pursuant to the Laws of Westchester County and the Rules and Regulations of the Westchester County Board of Plumbing Examiners** shall obtain a written permit therefor from the Building Department. **The licensed master plumber who obtains the written permit shall be personally responsible for the proper supervision and layout work for the proposed plumbing work. All workers engaged by the licensed master plumber, must be on the licensed master plumber's payroll and covered by the licensed master plumber's own workers' compensation and disability insurance.**

§ 201-10 Accompanying documents.

[Every application for a permit required by this article shall be accompanied by proof of compliance with the Workers' Compensation Law of the state, and by a certificate of public liability insurance in favor of the Village, conditioned for the payment of \$100,000/\$300,000 for personal injury and \$50,000 for property damage.]

No permit to perform any work under this chapter shall be issued until the applicant provides satisfactory compliance with the following requirements:

- a) **Certificates of compliance with the statutory requirements for workers' compensation and disability insurance in the State of New York.**
- b) **Certificate that the applicant has comprehensive general liability insurance or comprehensive commercial liability insurance against personal injury and property damage arising out of any of the operations of the applicant and/or his/her or its employees pursuant to a permit issued by the village, which certificate names the Village of Ossining as a co-insured or additional insured on the policy. Such insurance shall have the following coverage: \$1,000,000 per occurrence for personal injury and property damage.**

Section 2. Effective Date.

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