

CHAPTER 59

ADMINISTRATIVE SEARCH WARRANTS

§59-2. Definitions.

NOTICE TO OWNER OR OCCUPANT

Section 1. C. The limitation of the Village's inspector's authority to inspect **and act** as defined by the **pertinent Village Code Chapter and the** relevant subject matter of the inspection.

Section 2. **§59-6. Warrant Return.**

After an inspection is completed, the Superintendent or his designee must file with the issuing Justice a Return describing when and how compliance with the warrant was effectuated. After review by the issuing justice, the Return must be filed with the Clerk of the Court.

Section 3. This local law shall be effective immediately upon filing in the office of the New York State Secretary of State.

CHAPTER 185

PROPERTY MAINTENANCE

§185-12. Penalties and Remedies for Offenses; appeals of cost assessments.

Section 1. **D. Inspections.**

- (1) **The Superintendent of the Department of Buildings shall be responsible for investigating and documenting violations of any case of violation of this Chapter within the Village.**
- (2) **Where there is reasonable suspicion to believe that a violation of this Chapter exists at a specific property, and where an authorized representative of the Department of Buildings, in the investigation of such suspected violation, has reasonable grounds for concluding that denial of entry upon the subject premises by either the owner or occupant thereof, the Superintendent may cause an application to be made to the Village Justice Court for an administrative search warrant pursuant to Chapter 59 of the Village Code for the inspection and photographing of the conditions found upon the subject property, and, should the Superintendent or his designee find that such violation exists, to take the necessary steps to cause the removal of such violation.**
- (3) **The foregoing provision and the provisions of Chapter 59, Administrative Search Warrants, shall be deemed by their terms, to have served notice upon all owners and occupants of real property in the Village to the effect that, should the landlord, owner or occupant of said property give reasonable grounds for the conclusion by the Superintendent or his designee that denial of permission for entry upon the property for the purposes of an inspection of said property, an administrative search warrant may be requested of the Village Justice Court for the purpose of performance of such administrative inspection.**

Section 2. This local law shall be effective immediately upon filing in the office of the New York State Secretary of State.