

LOCAL LAW NO. \_\_\_\_ OF 2020

CITY COUNCIL  
CITY OF BEACON

PROPOSED LOCAL LAW TO CREATE CHAPTER 106,  
ARTICLE IV OF THE CODE OF THE CITY OF BEACON

A LOCAL LAW to create Chapter 106, Article IV of the Code of the City of Beacon concerning the NYStretch Energy Code.

BE IT ENACTED by the City Council of the City of Beacon as follows:

**Section 1. Legislative Intent**

The City of Beacon City Council seeks to protect and promote the public health, safety, and welfare of its residents by mandating energy efficient building standards. On May 12, 2020, the 2020 Energy Conservation Construction Code of New York State (ECCCNYS), updated by the New York State Fire Prevention and Building Code Council, will become effective and must be complied with for residential and commercial buildings 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 NYStretch Energy Code 2020 (hereinafter referred to as NYStretch), a more energy efficient building code than the 2020 ECCCNYS. This proposed Local Law seeks to modify the City of Beacon City Code to adopt NYStretch and to enact more restrictive regulations as they relate to new or substantially renovated buildings.

**Section 2. Amendment**

Chapter 106, Article IV of the Code of the City of Beacon entitled “NYStretch Energy Code 2020” is hereby created as follows:

**§ 106-29 NYStretch Energy Code 2020**

Effective for all building permit applications submitted on or after October 1, 2020, the NYStretch Energy Code 2020, published by the New York State Energy Research and Development Authority (hereafter referred to as “NYStretch”), shall be applicable to all new construction and substantial renovations in the City of Beacon.

**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. Ratification, Readoption and Confirmation**

Except as specifically modified by the amendments contained herein, Chapter 106 of the City of Beacon is otherwise to remain in full force and effect and is otherwise ratified, readopted and confirmed.

#### **Section 5. Numbering for Codification**

It is the intention of the City of Beacon and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the City of Beacon; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

#### **Section 6. Severability**

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local Law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

#### **Section 7. Effective Date**

This Local Law shall take effect on October 1, 2020.