

LOCAL LAW NO. 12 - 2025

A LOCAL LAW RELATING TO CERTAIN FINES COLLECTED BY THE ONONDAGA COUNTY HEALTH DEPARTMENT FOR VIOLATIONS RELATED TO LEAD HAZARD COMPLIANCE

BE IT ENACTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY AS FOLLOWS:

Section 1. Collection Authorized.

Pursuant to the Onondaga County Sanitary Code and 10 NYCRR 67-2.8, as may be amended from time to time, the Onondaga County Commissioner of Health or designee is hereby empowered to collect fines imposed by local law, including those authorized herein.

Section 2. Applicability.

The fine schedule herein applies to the failure to remediate and clear lead hazards by the compliance date stated within the Notice and Demand. In assessing fines, the Health Commissioner or designee may consider relevant factors including but not limited to whether there has been a demonstrable effort to remediate and clear hazards, and whether demonstrable obstacles to remediate hazards (e.g., supply chain or workforce issues, uncooperative tenant/no access) have impacted compliance. When interior and exterior compliance dates are different (e.g., winter deferment), separate fine notices will be issued based on the specific interior and exterior compliance dates. The fine schedule also applies if a vacant property that has not been remediated and cleared of lead hazards is re-occupied. Each 60-day interval past the compliance date or occurrence of reoccupation is subject to a fine, up to a maximum total per violation of \$2,500, as permitted by 10 NYCRR 67-2.8.

Section 3. Fines to be Collected.

Interior Non-compliance

<u>Days Past Compliance Date</u>	<u>Fine</u>
1-60	\$500.00
61-120	\$500.00
121-180	\$500.00
181-240	\$500.00
241-365+	\$500.00

Exterior Non-compliance

<u>Days Past Compliance Date</u>	<u>Fine</u>
1-60	\$500.00
61-120	\$500.00
121-180	\$500.00
181-240	\$500.00
241-365+	\$500.00

Vacant Properties

<u>Reoccupation of Property</u>	<u>Fine</u>
1 st Instance	\$500.00
2 nd Instance	\$500.00
3 rd Instance	\$500.00
4 th Instance	\$500.00
5 th Instance	\$500.00

Section 4. Collection Procedure.

The procedures for the collection of such fees shall be as prescribed by the appropriate laws of the State and any amendments thereto or determined by the Commissioner of Health where the State has not enacted procedures. Nothing herein shall preclude the County from pursuing any and all collection and enforcement remedies as permitted by law.

Section 5. Effect on Prior Legislation.

Any prior resolution or Local Law pertaining to the fines collected by the Onondaga County Department of Health is hereby amended to the extent necessary to comply with the intent of this Local Law.

Section 6. Effective Date.

This Local Law shall take effect on January 1, 2026, and shall be filed pursuant to the provisions of Municipal Home Rule Law.

ADOPTED 10/14/2025



I hereby certify that the foregoing is a true and exact copy of the legislation duly adopted by the County Legislature of Onondaga County on the 14th day of October 2025.

A handwritten signature in blue ink, appearing to be "Jm", is written over a horizontal line.

Clerk, County Legislature