



VILLAGE OF HASTINGS-ON-HUDSON

Municipal Building

7 Maple Avenue

Hastings-on-Hudson, New York 10706

RESOLUTION

On motion of Trustee Fleisig, seconded by Trustee Lambert the following Resolution was duly adopted:

62:20 ADOPTION OF PROPOSED LOCAL LAW H OF 2020

- WHEREAS,** to prevent a statewide patchwork of stricter energy codes, the New York State Energy Research and Development Authority (NYSERDA) developed the NYStretch Energy Code – 2020 (NYStretch);
- WHEREAS,** a stretch energy code is simply an energy code that is more stringent than the minimum base energy code that can be voluntarily adopted by local jurisdictions. NYStretch is a model stretch code that will be ten to twelve percent (10-12 %) more efficient than the minimum requirements of the base energy code, the 2020 Energy Conservation Construction Code of New York State (2020 ECCCNY);
- WHEREAS,** some New York State municipalities have adopted stricter energy standards to ensure reduced energy costs for its residents and businesses;
- WHEREAS,** under NY Energy Law § 11-109, the Village of Hastings-on-Hudson is authorized to adopt a local energy code more stringent than the 2020 ECCCNY;
- WHEREAS,** the Village of Hastings-on-Hudson is considering adding provisions for a local energy code under Chapter 101, Article 2 of the Village Code; and
- WHEREAS,** a public hearing was held on June 16, 2020, at which time all persons either for or against said amendments were heard; and
- WHEREAS,** the Board of Trustees is declared Lead Agency for the purposes of environmental review with respect to the proposed resolution, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 NYCRR 617 (collectively, “SEQRA”); and
- WHEREAS,** the Board of Trustees, as Lead Agency, has advised that the proposed action meets the criteria of a “Type II Action” under SEQRA; now, therefore, be it further
- RESOLVED,** that Proposed Local Law H of 2020 is hereby adopted as follows:

**PROPOSED LOCAL LAW H OF 2020
A LOCAL LAW**

**Adding Provisions for a Local Energy Code under Chapter 101, Article II of the Code of the
Village of Hastings-on-Hudson**

Be it enacted by the Board of Trustees of the Village of Hastings-on-Hudson as follows:

SECTION 1. Legislative Intent

The Village of Hastings-on-Hudson seeks to protect and promote the public health, safety, and welfare of its residence by mandating improved energy efficiency 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, became effective, requiring compliance for residential and commercial buildings, unless a more restrictive energy code is adopted by the local jurisdiction as permitted under the New York State Energy Law. In 2019, the New York State Energy Research and Development Authority (“NYSERDA”) developed and published the NYStretch Energy Code (the “Stretch Energy Code”), a more stringent energy code intended to further reduce energy consumption, operating costs, utility costs, and greenhouse gas emissions over the long-term, as compared to the ECCCNYS. This proposed Local Law seeks to modify the Code of the Village of Hastings-on-Hudson to adopt the Stretch Energy Code.

SECTION 2. Chapter 101 Building Construction, Article II of the Code of the Village of Hastings-on-Hudson is hereby amended to add new Section 101-10.1 to read as follows:

§ 101-10.1 NYStretch Energy Code 2020

Upon the effective date of this local law, the NYStretch Energy Code 2020, published by the New York State Energy Research and Development Authority, shall be applicable to all new construction and substantial renovations in the Village of Hastings-on-Hudson.

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 Law § 20.

SECTION 4. Severability

If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

SECTION 5. Effective Date

This local law shall take effect upon filing in the office of the New York State Secretary of State in accordance with Municipal Home Rule Law § 27 and New York Energy Law § 11-109(1).

ROLL CALL VOTE

AYE

NAY

Trustee Morgen Fleisig
Trustee Mary Lambert
Trustee Georgia Lopez
Trustee Marc Leaf
Mayor Nicola Armacost

X
X
X
X
X

(Absent)

CERTIFICATION

I, Joseph L. Cerretani, Village Clerk of Hastings-on-Hudson, do hereby certify that I have compared the foregoing copy of the Resolution adopted at a Regular Meeting of the Board of Trustees on June 16, 2020 with the original now remaining on file at this office and that the same is a correct transcript therefrom and of the whole of said original.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Village of Hastings-on-Hudson this 17th day of June 2020.



Joseph L. Cerretani
Village Clerk