

May 10, 2010

Dear Code Enforcement Official:

Amendments to Subpart 7-1 of the State Sanitary Code – Temporary Residences (Hotels, Motels, and Cabin Colonies) became effective on December 23, 2009. For your convenience, the amended document has been posted on the Department of Health public website at www.nyhealth.gov. under Site Contents – Health & Safety in Home - Workplace & Outdoors - About Health & Safety in the Home - Environmental Health Regulations – Temporary Residences.

Enclosed for your information is a summary of the amendments contained in the revised document. This includes the following:

The Westchester County Health Department will continue to conduct inspections focusing on sanitation verifying that No Public Health Hazards exist however our role in fire safety is diminished. The Uniform Code is now the sole standard for fire safety requirements for new construction and operation and maintenance. The requirement that the Health Department review and approve a plan for fire safety systems and equipment has been DELETED, as such reviews are conducted by CEO's who enforce the provisions of the Uniform Code.

Should you have any questions concerning the above, please feel free to contact George Vaselekos at 914 – 813 - 5126 and/or at email address: gpv1@westchestergov.com.

Summary of Code Changes
Subpart 7-1 of the New York State Sanitary Code
Temporary Residences

1. Requirements pertaining to mass gatherings have been removed from Subpart 7-1 and relocated to a newly created Subpart 7-4 entitled "Mass Gatherings."
2. Public Health Hazards, not previously defined, have been added to clearly identify those violations that can be reasonably expected to cause illness, injury or death.
3. The Uniform Fire Prevention and Building Code (Uniform Code) is now the sole standard for fire safety requirements for new construction and operation and maintenance aspects of temporary residence facilities.
4. The occupancy threshold triggering the need for a temporary residence permit has been increased from 10 persons to 11 persons to eliminate overlap be consistent with the Uniform Code applicability with regards to a Bed and Breakfast facility.
5. The list of special use facilities exempt from regulation has been expanded to include additional operations not intended to be regulated as a temporary residence.
6. The requirement that the permit-issuing official review and approve a plan for fire safety systems and equipment has been deleted, as such reviews are conducted by code enforcement officials who enforce the provisions of the Uniform Code.
7. The requirements for on-site water systems serving temporary residences have been clarified. Requirements for start-up water system disinfection procedures for water systems serving temporary residences not subject to continuous year round use have been added.
8. Reporting requirements have been added and include requirements with regard to certain injuries, illnesses and incidents involving fires, incidents associated with an on-site aquatic facility, carbon monoxide exposure, and illness suspected of being food or water-borne.
9. The permit-issuing official may request the submission plans for construction, modification or conversion of temporary residence facilities.