

RESOLUTION NO. 78

REQUESTING THE ALBANY COUNTY BOARD OF HEALTH AND THE HEALTH COMMISSIONER TO EVALUATE AMENDING THE SANITARY CODE TO REQUIRE THE INSTALLATION OF CARBON MONOXIDE DETECTORS IN FOOD SERVICE ESTABLISHMENTS

Introduced: 2/11/08

By Messrs. Domalewicz, Aylward, Beston, Bullock, Ms. Chapman, Messrs. Clay, Clenahan, Commisso, Ms. Connolly, Messrs. Cotrofeld, Dawson, Ethier, Gordon, Higgins, Horstmyer, Houghtaling, Infante, Joyce, Ms. Maffia-Tobler, Messrs. Mayo, McCoy, Ms. McKnight, Messrs. Morse, Nichols, Rahm, Reilly, Scavo, Steck, Timmins, Ward and Ms. Willingham:

WHEREAS, On November 17, 2007, a faulty water heater leaked potentially deadly carbon monoxide gas throughout the Log Jam restaurant in Queensbury, sickening 47 employees and patrons and sending them to a local hospital for treatment, and

WHEREAS, Fortunately, none of the victims suffered life-threatening illnesses, but the incident has indicated the need for restaurants and other food service establishments, already subject to inspection by the County Health Department for food handling and other food safety issues, to take the inexpensive and precautionary step of installing carbon monoxide alarms to warn of sudden surges in carbon monoxide levels from malfunctioning fuel-fired or solid fuel-burning appliances, devices or boilers, and

WHEREAS, In 2001, the County Board of Health, responding to a 1999 resolution of this Honorable Body, amended the Sanitary Code requiring carbon monoxide detectors be installed in all newly-constructed one-and two-family homes, multiple dwellings and newly-constructed and existing hotels and motels, and

WHEREAS, In 2002, New York State amended the State Uniform Fire Prevention and Building Code in the Executive Law to require that carbon monoxide alarms be installed and maintained in newly constructed dwelling units and dwelling units offered for sale if the dwelling unit has appliances, devices or systems that may emit carbon monoxide or has an attached garage, now, therefore be it

RESOLVED, By the Albany County Legislature that the Albany County Board of Health and the Health Commissioner are requested to evaluate amending the County Sanitary Code to require the installation of carbon monoxide alarms in all restaurants and food service establishments in Albany County which have

appliances, devices or systems that may emit carbon monoxide or has an attached garage, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote. 2/11/08