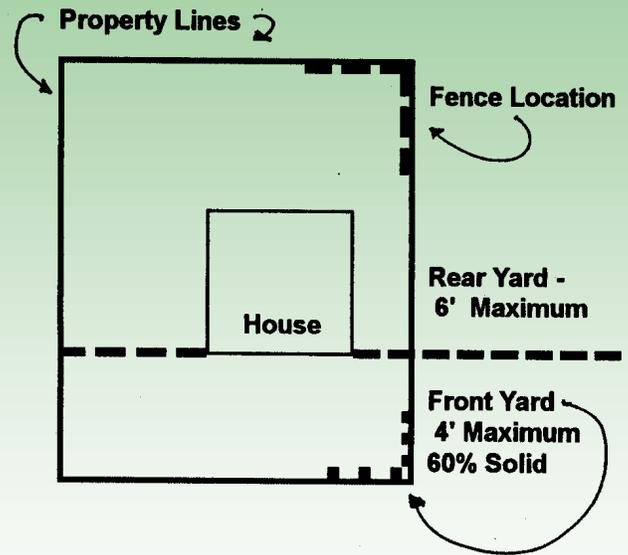


# Fence Information

## Section 375-98. Location of Fences & Walls.

Fences and walls shall be permitted in residential districts in accordance with the following provisions:

- A. In residential zoning districts. Fences not exceeding four feet in height and not more than 60% solid may be located in any front yard or in any yard with street frontage. In such a yard, a fence more than four feet in height and more than 60% solid shall be permitted only if it complies with the front yard requirement listed in the Schedule of Use, Area and Height Controls<sup>[1]</sup> for the appropriate district, unless the existing principal dwelling is closer to the street than allowed by the Schedule of Use, Area and Height Controls, in which case such fence shall be located no closer to the street than the existing dwelling.
- B. In any yard without street frontage, fences shall not exceed six feet in height.
- C. In an M-1 General Industrial District only, where fences do not abut a residential district, fences may be employed to a height of eight feet, employing the top 18 inches of barbed (not razor-barb) wire if desired.
- D. In all other nonresidential districts, fences and walls accessory to nonresidential uses or on vacant lots shall not exceed six feet in height.
- E. No minimum distance shall be required between a fence or wall and a lot line, unless otherwise specified in this chapter.
- F. Fences constructed for the purpose of enclosing a tennis court may exceed the six-foot maximum but may not be located closer than 10 feet from the property line.



## Section 375-99. Fence & Wall Materials

- A. A fence designed to be structurally supported by posts, cross members or rails on one side only shall be erected with the posts, cross members or rails on the fence owner's side, and the finished side of the fence shall face adjacent properties.

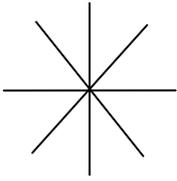


- B. No fence intended as a permanent structure shall be constructed of canvas, cloth, wire mesh, chicken wire, snow fencing or any other similar material.
- C. No fence or wall shall include barbed wire, broken glass, electrification or other material or device intended to cause injury.
- D. All fences and walls in any zoning district shall be maintained in a structurally sound condition. Elements or finishes that become deteriorated shall be repaired or replaced

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[www.albanyny.gov](http://www.albanyny.gov)

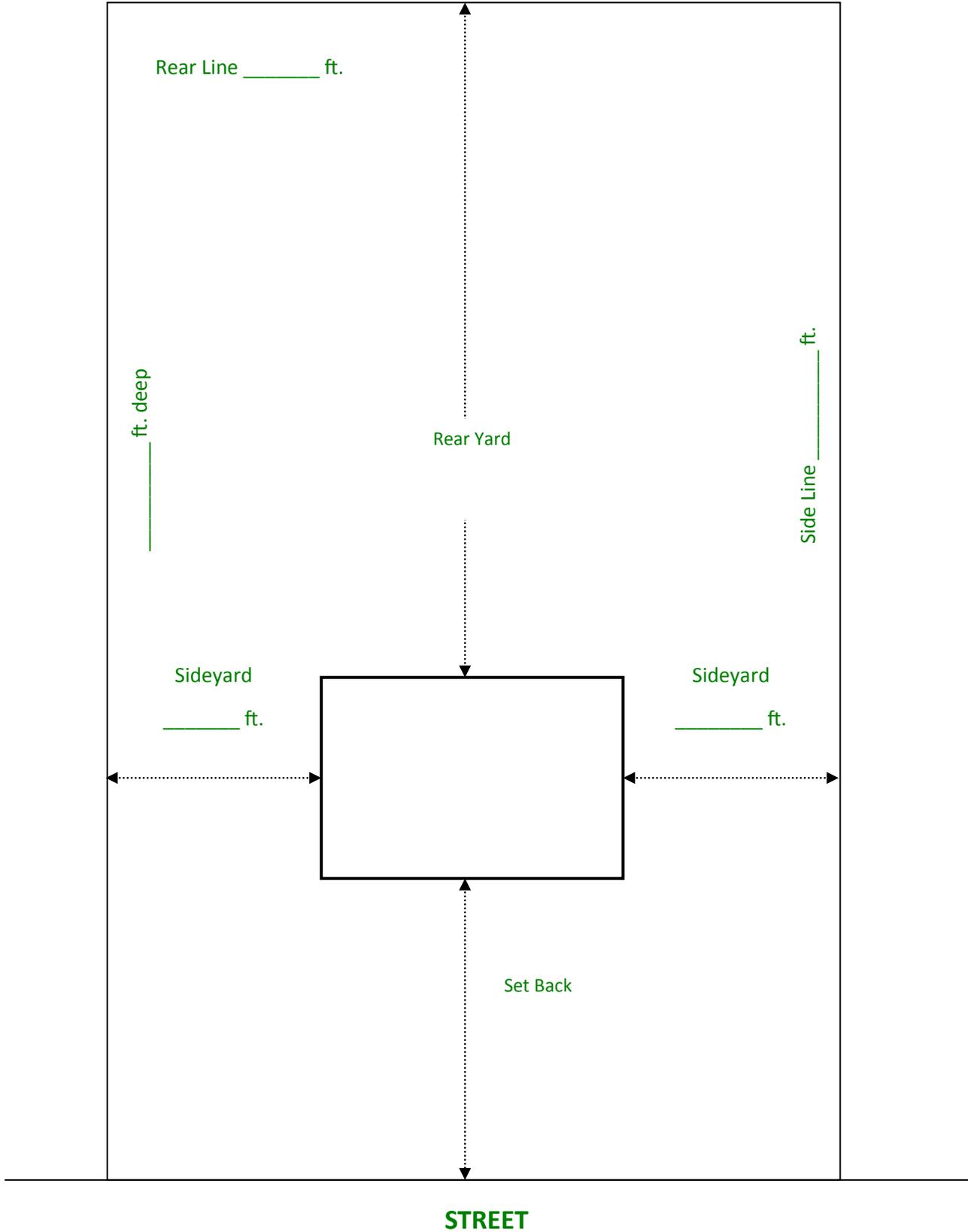


Revised 07/2015



Mark North Point

Please indicate all cross streets including adjoining streets.



# Insurance Requirements

The Code of the City of Albany contains specific requirements that insurance be on file with the Department of Buildings & Regulatory Compliance prior to the issuance of any permits.

Specifically, either the owner of the contractor is required to have a liability policy naming the City of Albany as insured or co-insured during the time the permit is in use, or until the permit expires or is revoked. This liability policy must be in the following amounts:

\$100,000.00 – Personal Injury – single incident  
\$300,000.00 – Personal Injury – cumulative  
\$ 50,000.00 – Property damage

The insurance requirements may be met in the following ways:

1. An individual property owner may have the City of Albany named as co-insured on a policy in the amounts equal to that required by the City, in connection with the individual job;
2. The contractor may file an Owner's and Contractor's Protective Liability Policy, naming the City of Albany as an additional insured, for the individual job, in the required amounts; or
3. The contractor may, as some have, file a blanket policy with the City, covering **all** work to be undertaken within the period of the policy.

**Note:** All policies must read in the "Description Box" – **City of Albany as additionally insured.**

In addition, prior to releasing a permit, the Department of Buildings & Regulatory Compliance is required to obtain from the applicant proof of worker's compensation compliance in accordance with Section 125 of the General Municipal Law (NYS). One of the following must be submitted prior to the release of a permit:

1. Insurance Certificate showing worker's compensation coverage; and Certificate of Disability Coverage;
2. Completed Form CE-200 "Affidavit for New York Entities...with no Employees" stamped from the Worker's Compensation Office;
3. Completed Form WC/DB 101 "Affidavit that an OUT OF STATE OR FOREIGN EMPLOYER Working in NYS Does Not Require..." stamped from the Worker's Compensation Office; or
4. Form BP-1 "Affidavit of Exemption to Show Specific Proof of Workers' Compensation Insurance Coverage for a 1, 2, 3 or 4 Family, Owner-Occupied Residence" – these forms can be filled out and Notarized here in the offices of the Department of Buildings & Regulatory Compliance.

**Note:** **Option number 4 is only available to OWNERS WHO RESIDE in the 1, 2, 3 or 4 family residences WHERE THE WORK IS TO BE PERFORMED.**

**As no permit can be issued by the Department of Buildings & Regulatory Compliance if the insurance requirements are not met, individuals seeking permits are urged to arrange for the required coverage prior to making an application.**



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## **Applicant Instructions for Form CE-200 – Effective December 1, 2008**

**Starting December 1, 2008, ONLY** applicants eligible for **exemptions** must file a **new CE-200** for each and **every** new or renewed permit, license or contract issued by a government agency. Each CE-200 will specifically list the issuing government agency and the specific type of permit, license or contract requested by the applicant. Applicants for building permits will also need to supply additional information including identifying the specific job location and the estimated cost of the project.

Please ensure that the legal entity name on Form CE-200 exactly matches the legal entity name that is applying for the permit, license or contract. Please also ensure that the applicant signs and dates Form CE-200. Each CE-200 will have a certificate number printed on it. Form CE-200s may be verified on the Board's web site at [www.wcb.ny.gov](http://www.wcb.ny.gov). The applicant attests under penalty of perjury that the information contained in the CE-200 is accurate – the Board does not initially verify this information. However, Board staff may investigate applicants filing Form CE-200.

Government agencies have the authority to verify that the business is eligible for the workers' compensation and/or disability benefits exemption reason described on the CE-200 and notify the Board's investigative staff if there are discrepancies. For example, if you are applying for a license for a 150 seat restaurant and indicate on the CE-200 exemption form that you are a sole proprietor with no employees, this may indicate a problem.

To make this process as easy and as efficient as possible for business owners, the vast majority of these forms will be processed electronically on-line. Applicants having access to the internet will be able to fill out the CE-200 on the internet and immediately upon completion, be able to print out a hard copy of the CE-200 that they will then submit to the government agency issuing the permit, license or contract. Computers with internet access will also be available for CE-200 electronic application processing at Customer Service Centers located in Workers' Compensation Board District Offices.

Form CE-200 can be filled out electronically on the Board's website, [www.wcb.ny.gov](http://www.wcb.ny.gov). Click on the button entitled "WC/DB Exemptions Form CE-200" (In bright yellow letters). Applicants filing electronically are able to print a finished Form CE-200 immediately upon completion of the electronic application. Filling out the electronic Form CE-200 on the internet is very similar to filling out a hotel reservation request on the internet for frequent travelers. The applicant will create a pin and password so that they can easily access their information. Once an applicant enters his/her basic information on the Board's web site, it can be retrieved by that applicant in the future by using that pin number and password when the applicant is applying for another permit, license or contract.

Applicants without access to a computer may obtain a paper application for the CE-200 by writing or visiting the Customer Service Center at any District Office of the Workers' Compensation Board. Applicants using the manual process may wait up to four weeks before receiving a CE-200. Once the applicant receives the CE-200, the applicant can then submit that CE-200 to the government agency from which he/she is getting the permit, license or contract. This delay results from Workers' Compensation Board staff having to manually enter information from the applicant's paper application into the web based application.

**Employees of the Workers' Compensation Board cannot assist applicants in answering questions about this form. Please contact an attorney if you have any questions regarding Form CE-200. However, if you have questions regarding workers' compensation coverage requirements, please call the Bureau of Compliance at (866) 546-9322. An instruction manual that will further clarify the requirements is available for download at <http://www.wcb.ny.gov/content/main/Employers/ProveItToMoveIt.pdf>**

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Revised 07/2015



**GENERAL BUILDING PERMIT APPLICATION**

A building permit is needed before any general construction, repair, rehab, gutting, or other work may be done. Project-specific building permit applications may be available. Additional permits are required for specialized work such as electric or plumbing work which requires a license. Please refer to our website or ask our staff if you have any questions about what permits your project requires.

**JOB SITE ADDRESS:** \_\_\_\_\_ ZIP: \_\_\_\_\_ **1**

PROPERTY ACCT #: \_\_\_\_\_ ZONE: \_\_\_\_\_ OVERLAYS: \_\_\_\_\_

*THIS INFORMATION IS AVAILABLE AT [HTTPS://ALBANYNY.MAPGEO.IO](https://albanyny.mapgeo.io)*

**APPLICANT:** \_\_\_\_\_ **2**

ADDRESS: \_\_\_\_\_ ZIP: \_\_\_\_\_

EMAIL: \_\_\_\_\_ **PHONE:** (\_\_\_\_) \_\_\_\_\_

HOW WOULD YOU LIKE TO RECEIVE YOUR PERMIT? (PLEASE CHOOSE ONE): PICK-UP  MAIL  OR EMAIL  **3**

*THE APPLICANT WILL BE NOTIFIED BY EMAIL ONLY WHEN THE PERMIT IS READY FOR PICK-UP. WHERE "PICK-UP" IS SELECTED, PERMITS THAT ARE NOT PICKED UP AT OUR OFFICE WITHIN 6 MONTHS OF ISSUANCE WILL BE MARKED "VOID". IF YOU WOULD LIKE TO RECEIVE YOU PERMIT BY MAIL, PLEASE INCLUDE A STAMPED, SELF-ADDRESSED ENVELOPE WITH THIS APPLICATION.*

**OWNER** (IF DIFFERENT): \_\_\_\_\_ **4**

ADDRESS: \_\_\_\_\_ ZIP: \_\_\_\_\_

EMAIL: \_\_\_\_\_ **PHONE:** (\_\_\_\_) \_\_\_\_\_

**PROPOSED PROJECT:** (PLEASE PROVIDE A DETAILED DESCRIPTION OF THE WORK TO BE DONE): \_\_\_\_\_ **5**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**DETAILED SITE PLANS OR OTHER DOCUMENTS DETAILING THE PROJECT ARE ATTACHED (RECOMMENDED):** Yes  No  **6**

**CURRENT USE OF THE PROPERTY:** \_\_\_\_\_ **7**

**CHANGE OF USE:** DOES THIS PROJECT INVOLVE A CHANGE OF USE OR TENANCY AT THE PROPERTY? Yes  No  **8**

*IF "YES", PLEASE COMPLETE OUR "CHANGE OF USE OR TENANT" APPLICATION (BRC FORM 033) AND ATTACH IT TO THIS PERMIT APPLICATION.*

**DEVELOPMENT PERMIT:** IS THIS PROJECT THE SUBJECT OF A PLANNING DEP'T ISSUED DEVELOPMENT PERMIT. Yes  No  **9**

<b>TOTAL COST OF WORK:</b> _____ <b>10</b>	<b>PERMIT FEE: \$</b> _____ <b>11</b>
<small>INCLUDING LABOR &amp; MATERIALS. BRC STAFF RESERVE THE RIGHT TO CONDITION CLOSURE OF A PERMIT, INCLUDING ISSUANCE OF A CERT. OF OCCUPANCY ON PROOF OF TOTAL WORK COST.</small>	<small>FEES DEPEND ON THE PROJECT TYPE. SEE OUR WEBSITE FOR OUR FEE SCHEDULE OR CALL OUR OFFICE AT (518) 434-5995 TO SPEAK WITH OUR STAFF ABOUT FEE CALCULATION.</small>

- APPLICATIONS MUST BE ACCOMPANIED BY PROOF OR WORKER'S COMP INSURANCE OR A FORM BP-1 "AFFIDAVIT OF EXEMPTION" AND FOR PROJECTS WHERE THE TOTAL COST OF WORK IS MORE THAN \$10,000 PROOF OF LIABILITY INSURANCE NAMING THE CITY OF ALBANY AS ADDITIONALLY INSURED.
- WORK THAT WILL OBSTRUCT A PUBLIC RIGHT OF WAY WILL REQUIRE A SIDEWALK & BARRICADE PERMIT.
- AN ADDITIONAL INSPECTION FEE OF \$100 MAY BE CHARGED WHERE PREVIOUSLY CITED CORRECTIONS HAVE NOT BEEN MADE, NO ONE IS AVAILABLE TO MEET OUR INSPECTOR OR THE WORK IS NOT READY FOR INSPECTION AT A SCHEDULED INSPECTION, AND WHERE THE INSPECTION IS REQUESTED TO ISSUE A TCO.
- NEW STRUCTURES AND SUBSTANTIAL ADDITIONS OR ALTERATIONS, INCLUDING TWO-STORY DECKS AND ALTERATIONS TO OR REMOVAL OF LOAD-BEARING BUILDING COMPONENTS, MUST BE ACCOMPANIED BY PLANS STAMPED BY A LICENSED ENGINEER OR ARCHITECT.

**STAFF USE ONLY**

PERMIT No.: \_\_\_\_\_ DATE REC'D: \_\_\_\_\_ REC'D BY: \_\_\_\_\_ S&B PENDING  SCANNED & SAVED

JOB SITE ADDRESS: \_\_\_\_\_

**ADDITIONAL CONTRACTOR/CONTACT INFORMATION** (WHERE APPLICABLE)

12

**CONTRACTOR:**

TYPE: ELECTRIC  PLUMBING  HVAC  ELEVATOR  SPRINKLER  OTHER  COST: \$ \_\_\_\_\_  
ADDRESS \_\_\_\_\_ ZIP: \_\_\_\_\_  
EMAIL: \_\_\_\_\_ PHONE: (\_\_\_\_) \_\_\_\_\_

**CONTRACTOR:**

TYPE: ELECTRIC  PLUMBING  HVAC  ELEVATOR  SPRINKLER  OTHER  COST: \$ \_\_\_\_\_  
ADDRESS \_\_\_\_\_ ZIP: \_\_\_\_\_  
EMAIL: \_\_\_\_\_ PHONE: (\_\_\_\_) \_\_\_\_\_

**CONTRACTOR:**

TYPE: ELECTRIC  PLUMBING  HVAC  ELEVATOR  SPRINKLER  OTHER  COST: \$ \_\_\_\_\_  
ADDRESS \_\_\_\_\_ ZIP: \_\_\_\_\_  
EMAIL: \_\_\_\_\_ PHONE: (\_\_\_\_) \_\_\_\_\_

**CONTRACTOR:**

TYPE: ELECTRIC  PLUMBING  HVAC  ELEVATOR  SPRINKLER  OTHER  COST: \$ \_\_\_\_\_  
ADDRESS \_\_\_\_\_ ZIP: \_\_\_\_\_  
EMAIL: \_\_\_\_\_ PHONE: (\_\_\_\_) \_\_\_\_\_

**Certification:** I hereby certify that I have examined this application and know the information contained therein to be correct. I understand that the granting of a permit does not grant authority to violate or ignore any law, that this permit authorizes only the work described herein and will expire, unless otherwise noted, in one year from the date of issuance.

**Applicant Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**APPLICATION VALIDATION (STAFF USE ONLY)**

- APPLICATION ACCEPTED** (ALL REQUIRED INSURANCE, WORKER'S COMPENSATION, AND PLANS HAVE BEEN SUBMITTED).
- APPLICATION REJECTED.** WE ARE UNABLE TO ACCEPT YOUR APPLICATION BECAUSE IT IS MISSING THE FOLLOWING:
  - INSURANCE INFORMATION       - WORKER'S COMP INFORMATION       - DETAILED PLANS
  - PLANS STAMPED BY A LICENSED ARCHITECT OR ENGINEER       - APPLICATION ILLEGIBLE

**ADDITIONAL INFORMATION:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**APPLICATION PROCESSING (STAFF USE ONLY)**

**OTHER PERMITS/APPROVALS PENDING:** PLUMBING       ELECTRIC       SITE PLAN       HVAC

OTHER: \_\_\_\_\_

ASSIGNED TO: \_\_\_\_\_      DATE ASSIGNED: \_\_\_\_\_

APPROVED BY (SUBJECT TO CONDITIONS): \_\_\_\_\_      DATE: \_\_\_\_\_

**ALL EXTERIOR WORK REQUIRES A PHOTO**

**CITY OF ALBANY  
DEPARTMENT OF BUILDINGS & REGULATORY COMPLIANCE**

**Photographic Record**

Address \_\_\_\_\_

Photo by \_\_\_\_\_

Photo Date \_\_\_\_\_

INSERT PHOTOS HERE OR INCLUDE THEM AS AN ATTACHMENT



INSERT PHOTOS HERE OR INCLUDE THEM AS AN ATTACHMENT

