

May 6th, 2010

The Town Board met as a Board of Health on Thursday, May 6th, 2010 with the following members present: Richard Rowland, Supervisor; Daniel Pemrick, Thomas Kinsella and Walter E. Chandler, Councilman. Also present was Highway Supt. Walter Barss and 6 residents.

The Unsafe Building Hearing for 40 Greene Road, Tax Map #125.-1-17 for property owned by Richard Medvec opened at 7:15 PM. There was no one present to represent this property. Supervisor Rowland reviewed the report from the Code Enforcement Officer dated 5/6/10. The Town has not received any communication from the property owner. The Unsafe Building Notices were returned as undeliverable. Property taxes on this parcel have not been paid for 2008, 2009 or 2010. Supervisor Rowland noted that it would probably go on the County Tax Sale this September. Kinsella, C. asked if this was a property that would gain any interest at the Tax Sale. Supervisor Rowland was not sure of the size of the property and suggested that in the future he would ask that the Code Enforcement Officer also provide a copy of the tax map with the report. Kinsella, C. recommended that the matter be tabled until the next meeting so that the Board could obtain advice from Town Counsel as to how to proceed. Board members in favor. The Unsafe Building Hearing was closed at 7:18 PM.

The Unsafe Building Hearing for 725 Locust Grove Road, Tax Map #125.-2-26 for property owned by Frank & Elizabeth Hrdlicka opened at 7:20 PM. There was no one present to represent the property. Supervisor Rowland reviewed the report from the Code Enforcement Officer dated 5/6/10. The Hrdlicka's are both deceased. He spoke with Mr. Tubbs on April 12th, 2010 who stated that the property was in probate and that he intends to remove the structure. On May 5th, 2010 a local contractor also came in to speak with the Code Enforcement Officer and stated that he and Mr. Tubbs were in negotiations to remove the structure. Supervisor Rowland advised that the property owner has sixty days to comply from the date of service which was 4/10/10. At the completion of sixty days, the Code Enforcement Officer will inspect the property and submit his report to the Board. The hearing was closed at 7:23 PM.

Chandler, C. arrived at this time.

The Unsafe Building Hearing for 353 Grange Road Lot 1, Tax Map #151.-2-50 for property owned by Donald Layman opened at 7:25 PM. The owner of the mobile home is Kimberly Eggleston. There was no one present to represent this property. Supervisor Rowland reviewed the report from the Code Enforcement Officer dated 5/6/10. There are two large dumpsters on site and the mobile home is being dismantled. The property owner received notification on 4/10/10. However, the owner of the mobile home did not sign for her certified letter until 5/4/10. She has moved to Clifton Park. The property owners would have 60 days to comply and he would ask the Code Enforcement Officer to re-inspect the property and submit his report to the Board. The hearing was closed at 7:27 PM.

Al Hillmeyer, Lake Desolation – Mr. Hillmeyer asked for an update on the Halturewicz property, which was an unsafe building adjacent to his property. He stated that nothing has been done to the property in the last two months. He asked if the Town could now go in and take the rest of the building. Supervisor Rowland advised that this was no longer an Unsafe Building and the Town Board does not have any authority. The

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matter now has to go through the Zoning process. The Code Enforcement Officer has served a violation notice on him. That gives the property owner certain time frames to complete the removal of the debris from the property. If it is not brought into compliance by the specified date, he would go to Town Court and fines could be imposed. Mr. Hillmeyer asked what would happen if the property owner just decided to leave the property as it is. Supervisor Rowland stated that he would have a Court hearing and the judge would make a determination and issue a fine. Anything not completed within the time frame specified by the judge could be considered in contempt of court. This is now a legal process and is no longer an unsafe building. Mr. Hillmeyer stated that the property is even worse now than when the building was up. He has been unable to sell his house because of it. Supervisor Rowland believed that when people saw the dumpster on site that they would think that it was being taken care of. It was also his understanding that there were things that had been put in the dumpster by neighbors who should not be using the dumpster.

The Board moved to regular session at 7:30 PM. Supervisor Rowland advised that the Town was asked to participate in a household hazardous waste day with the Towns of Milton, Charlton, Corinth, Galway, Greenfield and Providence. The collection site will be at the Town of Milton parking lot on Geyser Road. The collection date is August 21st, 2010. Residents will have to come into the Town Hall and pick up a pre-registration form which has to be submitted to the Town of Milton by August 5th. Once approved, they will receive a confirmation notice with an assigned time, which must be brought with them to the collection site. Kinsella, C. asked if there was money in the budget for this. Supervisor Rowland stated that the same amount that was budgeted last time was budgeted again this year. This is normally funded 50% by the NYS Department of Conservation, however he was not sure with the status of the State this year if that would happen.

RESOLUTION # 82 – Authorize Participation in Hazardous Waste Day

Motion: Pemrick, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby agrees to participate in the Household Hazardous Waste Collection Day on August 21st, 2010 with the Towns of Charlton, Corinth, Galway, Milton and Providence.

VOTE: Ayes: Rowland, Pemrick, Kinsella, Chandler

Noes: None

Absent: Cochran

On motion of Pemrick, C. and seconded by Kinsella, C., the meeting was adjourned at 7:35 PM.

Town Clerk