

*The Town of Orleans Board Meeting  
August 12, 2021*

*The Town of Orleans Town Board Held a regular scheduled board meeting on August 12, 2021 at 7:00PM at the municipal building in LaFargeville.*

*Members Present: Kevin Rarick, Peter Wilson, Mary Ford-Waterman, and Thomas Johnston*

*Absent: Gwen Kirkby*

*Others Present: Tammy Donnelly, Lee Shimel, Jim Burrows, Pam McDowell, Rob Company, Mike Curtiss and Irene Carmen.*

*Supervisor Rarick called the meeting to order at 7:20PM*

*1. Minutes- A motion was made by Mary Ford-Waterman and seconded by Thomas Johnston to accept July 2021 minutes as read.*

*Kevin Rarick, Aye*

*Mary Ford- Waterman, Aye*

*Peter Wilson, Aye*

*Thomas Johnston, Aye*

*Gwen Kirkby, Absent All in favor motion carried*

*2. Discussion was held on Covid.*

*3. Lee Shimel update- Chris LaBow has resigned from the planning board effective August 13, 2021.*

*Donna Dutton appointment as chair on planning board – A motion was made by Mary Ford-Waterman and seconded by Thomas Johnston to appoint Donna Dutton as chairman of the planning board.*

*Kevin Rarick, Aye*

*Mary Ford- Waterman, Aye*

*Peter Wilson, Aye*

*Thomas Johnston, Aye*

*Gwen Kirkby, Absent All in favor motion carried*

*Lee stated he received an interest letter from border control to build offices etc. at the blind bay location. Lee stated it is currently not zoned for that.*

*TI Winery – Lee state Thousand Island Winery is seeking a letter of support for their 12 events. State liquor authority is requesting a letter from zoning and town board. Town board approves to the end of the calendar year. Town board will review yearly.*

Unsafe building law- Lee gave reports to the town board on 4 problem properties that Rob Campany and Lee Shimel looked at. Attorney Jim Burrows advised the town board on the next steps. A public hearing will need to be set. Discussion was held.

A motion was made by Mary Ford-Waterman and seconded by Thomas Johnston to hold a public hearing on September 9<sup>th</sup> at 7:30PM.

Kevin Rarick, Aye  
Mary Ford- Waterman, Aye  
Peter Wilson, Aye  
Thomas Johnston, Aye  
Gwen Kirkby, Absent All in favor motion carried

**Town of Orleans**  
**PO Box 103**  
**LaFargeville, New York 13656**  
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**Supervisor**  
Kevin Rarick 658-4411  
**Town Clerk**  
Tammy Donnelly 658-9950  
**Highway**  
**Superintendent**  
Robert Black 658-9920  
**Town Assessor**  
Dale Raymo 658-4309

**Zoning Officer**  
Lee Shimel 658-2057

**Town Council**  
Gwen Kirkby  
Peter Wilson  
Mary Ford Waterman  
Thomas Johnston

**RESOLUTION and ORDER #17**  
**Public Hearing – Potentially Unsafe Building/Structure**  
**Located at: 31049 Carter St Rd**

**WHEREAS**, The Town Board previously adopted Local Law 2 of 2021 (Unsafe Building and Structure Law) in an effort to address buildings and structures that may be dangerous and/or unsafe by reason of damage by fire, the elements, age or general deterioration; and

**WHEREAS**, the Town Board recognizes that vacant building(s) or structure(s) not properly secured also serve as an attractive nuisance for young children who may be injured therein, as well as a point of congregation by vagrants and transients; and

**WHEREAS**, the Town's Enforcement Officer and Engineer have investigated and recommended that the building and/or structure located at: 31049 Carter St Rd and identified as Tax Map No.: 53.10-1-15 is dangerous and/or unsafe and is otherwise in violation of the Unsafe Buildings and Structures Law. A copy of that investigation report is attached and incorporated by reference; and

**WHEREAS**, the Town Board has familiarized itself with this structure and property and has reviewed and considered the report, with certain attached materials, and is prepared to proceed.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, by the Town Board of Orleans:

1. The Town Board concludes that it is likely that the building or structure located 31049 Carter St. Rd is dangerous and/or unsafe and is in violation of the Unsafe Building and Structure Law
2. The Town's Enforcement Officer is directed to coordinate efforts with the Town Clerk for the preparation of a Notice of Public Hearing which shall be published, posted (including posting the property), and served upon the persons having legal interests in the subject property in accordance with the Unsafe Buildings and Structures Law.
3. The Public Hearing will be held at La Fargueville, New York on September 9 2021 at 7:30 p.m. to determine whether the building(s) and/or structure(s) is dangerous and/or unsafe, and if so, whether the same shall be promptly demolished and removed.
4. This Resolution and Order shall take effect immediately.

The foregoing Resolution and Order was offered by Board Member, Thomas Johnston, and seconded by Board Member, Mary Ford Waterman and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <u>X</u>	No <u>    </u>
Thomas Johnston, Jr.	Yes <u>X</u>	No <u>    </u>
Gwendolyn Kirkby	Yes <u>    </u>	No <u>    </u> <u>absent</u>
Peter Wilson	Yes <u>X</u>	No <u>    </u>
Mary Ford-Waterman	Yes <u>X</u>	No <u>    </u>

Dated: August 13, 2021

Tammy Donnelly  
Tammy Donnelly, Town Clerk

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Lee Shimel 658-2057

**Town Council**  
Gwen Kirkby  
Peter Wilson  
Mary Ford Waterman  
Thomas Johnston

**RESOLUTION and ORDER #18**  
**Public Hearing – Potentially Unsafe Building/Structure**  
**Located at: 40445 NYS Rt 180**

**WHEREAS,** The Town Board previously adopted Local Law 2 of 2021 (Unsafe Building and Structure Law) in an effort to address buildings and structures that may be dangerous and/or unsafe by reason of damage by fire, the elements, age or general deterioration; and

**WHEREAS,** the Town Board recognizes that vacant building(s) or structure(s) not properly secured also serve as an attractive nuisance for young children who may be injured therein, as well as a point of congregation by vagrants and transients; and

**WHEREAS,** the Town's Enforcement Officer and Engineer have investigated and recommended that the building and/or structure located at: 40445 NYS Rt 180 and identified as Tax Map No.: 13-00-2-43 is dangerous and/or unsafe and is otherwise in violation of the Unsafe Buildings and Structures Law. A copy of that investigation report is attached and incorporated by reference; and

**WHEREAS,** the Town Board has familiarized itself with this structure and property and has reviewed and considered the report, with certain attached materials, and is prepared to proceed.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, by the Town Board of Orleans:

1. The Town Board concludes that it is likely that the building or structure located 410445 NYSRte 180 is dangerous and/or unsafe and is in violation of the Unsafe Building and Structure Law
2. The Town's Enforcement Officer is directed to coordinate efforts with the Town Clerk for the preparation of a Notice of Public Hearing which shall be published, posted (including posting the property), and served upon the persons having legal interests in the subject property in accordance with the Unsafe Buildings and Structures Law.
3. The Public Hearing will be held at La Fargeville, New York on September 9 2021 at 7:30 p.m. to determine whether the building(s) and/or structure(s) is dangerous and/or unsafe, and if so, whether the same shall be promptly demolished and removed.
4. This Resolution and Order shall take effect immediately.

The foregoing Resolution and Order was offered by Board Member, Mary Ford-Waterman and seconded by Board Member, Thomas Johnston and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <u>X</u>	No <u>   </u>
Thomas Johnston, Jr.	Yes <u>X</u>	No <u>   </u>
Gwendolyn Kirkby	Yes <u>   </u>	No <u>   </u> <u>Absent</u>
Peter Wilson	Yes <u>X</u>	No <u>   </u>
Mary Ford-Waterman	Yes <u>X</u>	No <u>   </u>

Dated: August 13, 2021

Tammy Donnelly  
Tammy Donnelly, Town Clerk

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**Zoning Officer**  
Lee Shimel 658-2057

**Town Council**  
Gwen Kirkby  
Peter Wilson  
Mary Ford Waterman  
Thomas Johnston

**RESOLUTION and ORDER #19**  
**Public Hearing – Potentially Unsafe Building/Structure**  
**Located at: 43067 NYS Rt 12**

**WHEREAS**, The Town Board previously adopted Local Law 2 of 2021 (Unsafe Building and Structure Law) in an effort to address buildings and structures that may be dangerous and/or unsafe by reason of damage by fire, the elements, age or general deterioration; and

**WHEREAS**, the Town Board recognizes that vacant building(s) or structure(s) not properly secured also serve as an attractive nuisance for young children who may be injured therein, as well as a point of congregation by vagrants and transients; and

**WHEREAS**, the Town's Enforcement Officer and Engineer have investigated and recommended that the building and/or structure located at: 43067 NYS Rt 12 and identified as Tax Map No.: 13.10-1-15.1 is dangerous and/or unsafe and is otherwise in violation of the Unsafe Buildings and Structures Law. A copy of that investigation report is attached and incorporated by reference; and

**WHEREAS**, the Town Board has familiarized itself with this structure and property and has reviewed and considered the report, with certain attached materials, and is prepared to proceed.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, by the Town Board of Orleans:

1. The Town Board concludes that it is likely that the building or structure located 43067 DYSPT 12 is dangerous and/or unsafe and is in violation of the Unsafe Building and Structure Law
2. The Town's Enforcement Officer is directed to coordinate efforts with the Town Clerk for the preparation of a Notice of Public Hearing which shall be published, posted (including posting the property), and served upon the persons having legal interests in the subject property in accordance with the Unsafe Buildings and Structures Law.
3. The Public Hearing will be held at La Fargeville, New York on September 9 2021 at 7:30 p.m. to determine whether the building(s) and/or structure(s) is dangerous and/or unsafe, and if so, whether the same shall be promptly demolished and removed.
4. This Resolution and Order shall take effect immediately.

The foregoing Resolution and Order was offered by Board Member, Thomas Johnston, and seconded by Board Member, Mary Ford-Waterman and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Thomas Johnston, Jr.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Gwendolyn Kirkby	Yes <input type="checkbox"/>	No <input type="checkbox"/> absent
Peter Wilson	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Mary Ford-Waterman	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Dated August 13, 2021

  
Tammy Donnelly, Town Clerk

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Lee Shimel 658-2057

**Town Council**  
Gwen Kirkby  
Peter Wilson  
Mary Ford Waterman  
Thomas Johnston

**RESOLUTION and ORDER** *Res #20*  
**Public Hearing – Potentially Unsafe Building/Structure**  
**Located at:** *39308 NYS Rt 180*

**WHEREAS**, The Town Board previously adopted Local Law 2 of 2021 (Unsafe Building and Structure Law) in an effort to address buildings and structures that may be dangerous and/or unsafe by reason of damage by fire, the elements, age or general deterioration; and

**WHEREAS**, the Town Board recognizes that vacant building(s) or structure(s) not properly secured also serve as an attractive nuisance for young children who may be injured therein, as well as a point of congregation by vagrants and transients; and

**WHEREAS**, the Town's Enforcement Officer and Engineer have investigated and recommended that the building and/or structure located at: *39308 NYS Rt 180* and identified as Tax Map No.: *2010-1-17* is dangerous and/or unsafe and is otherwise in violation of the Unsafe Buildings and Structures Law. A copy of that investigation report is attached and incorporated by reference; and

**WHEREAS**, the Town Board has familiarized itself with this structure and property and has reviewed and considered the report, with certain attached materials, and is prepared to proceed.



**NOW, THEREFORE, BE IT RESOLVED AND ORDERED**, by the Town Board of Orleans:

1. The Town Board concludes that it is likely that the building or structure located 39308 Nys Rte 180 is dangerous and/or unsafe and is in violation of the Unsafe Building and Structure Law
2. The Town's Enforcement Officer is directed to coordinate efforts with the Town Clerk for the preparation of a Notice of Public Hearing which shall be published, posted (including posting the property), and served upon the persons having legal interests in the subject property in accordance with the Unsafe Buildings and Structures Law.
3. The Public Hearing will be held at LaFayetteville, New York on September 9 2021 at 7:30 p.m. to determine whether the building(s) and/or structure(s) is dangerous and/or unsafe, and if so, whether the same shall be promptly demolished and removed.
4. This Resolution and Order shall take effect immediately.

The foregoing Resolution and Order was offered by Board Member, Mary-Ford-Waterman and seconded by Board Member, Thomas Johnston and upon roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <u>X</u>	No <u>    </u>
Thomas Johnston, Jr.	Yes <u>✓</u>	No <u>    </u>
Gwendolyn Kirkby	Yes <u>    </u>	No <u>    </u> <u>Absent</u>
Peter Wilson	Yes <u>X</u>	No <u>    </u>
Mary Ford-Waterman	Yes <u>X</u>	No <u>    </u>

Dated: August 13, 2021

Tammy Dorneily  
Tammy Dorneily, Town Clerk

*4. Rob Company update on projects - LA Sewer- submitted 2 grant applications for the disinfection project to cover construction.*

*Collins Landing Sewer – Submitted grant to cover the costs of the engineer’s report.*

*Rte 12 Water – Finalizing the budget. All valve boxes were raised in Shaw’s trailer park. Rob will get town board budget report so the board can make decisions.*

*Boat launch project- Going to bid next month*

*Library Grant – Rob is working with Stacey on grant for library.*

*5. Relevy – Discussion was held*

*6. Town Clerk report reviewed*

*7. Bills were audited in the amount of \$252,230.34*

*A motion was made by Peter Wilson and seconded by Thomas Johnston to go into executive session regarding personal issue.*

*Kevin Rarick, Aye*

*Mary Ford- Waterman, Aye*

*Peter Wilson, Aye*

*Thomas Johnston, Aye*

*Gwen Kirkby, Absent All in favor motion carried*

*Entered at 8:20 PM*

*Exited at 8:35PM*

*A motion was made by Peter Wilson and seconded by Thomas Johnston to adjourn meeting*

*Kevin Rarick, Aye*

*Mary Ford- Waterman, Aye*

*Peter Wilson, Aye*

*Thomas Johnston, Aye*

*Gwen Kirkby, Absent All in favor motion carried*

*Meeting adjourned at 8:35PM*

*Respectfully submitted*