

**CODE COMMITTEE**  
**City of Port Jervis**  
**MINUTES – Wednesday February 6, 2013 7:00pm**  
**Common Council Chambers**

**Kelly B. Decker**  
 Committee Chairman

**Wayne Kidney**  
 Building Official

**Laurie Powrie**  
 Assistant Building Official

Committee Members  
**Stan Siegel**  
**Carl Hendrick**  
**Gerald Oney Jr.**

- Meeting Called to Order 7:00pm by Mr. Decker
- Pledge of Allegiance
- Present: Councilman Decker, Councilman Siegel, Councilman Oney, Councilman Hendrick, Councilman Belcher, Mr. Kidney, Mrs. Powrie, and Angela Castellano
- Approval of the Jan 2013. Motion Mr. Hendrick Second Mr. Oney Approved
- Building Officials Report:

Mr. Kidney presented board with the Building Department December 2012 Monthly Report

15	Building permits
4	Certificates of Compliance / Occupancy
7	Searches
3	Social Service Inspections
1	Electrical Licensed Issued
24	Multiple Dwellings
17	Building Construction (One Time)
2	Sign Permits
5	Multiple Dwelling
15	Building Construction Inspections
15	Violations Notices
86	Other Inspections
55	Appearance Tickets

Total amount collected: \$5,788.00

No Zoning Board Meeting  
 No Plumbing / Electrical Board Meeting  
 No New Application for Planning  
 Pawn Shop given permit  
 Venture Inn given permit  
 Roofing Contractors for 100 Pike Street contacted building department about repair/replace

Bowling Alley with a possible buyer ½ bowling alley ½ laundry mat  
Mad Dog Liquors to demo buildings on site.

**Port Jervis Library Parking Lot** – Public Hearing for Planning Board in February

**Venture Inn Jersey Avenue** – permit Issued

**139 Pike Street** – Construction underway, rough inspections done, good work

**Bon Secour Community Hospital** –Nothing on cell phone towers. Entrance plans need to be revised to as built and Inspection this Friday on Med/Surg Unit

**Kolmar Labs** – Spoke with Dane Wagner and nothing heard back yet.

**100 Pike Street** – Met with roofing contractors

**36 Sullivan Avenue** – met with owner and attorney. Moved inspection from 2/4 at 2pm to 2/25. So far satisfied with work done but not fully compliant to date.

**11 – 13 River Street** – No further complaints but will contact the owner after the winter passes

**Jersey Avenue (Sumaki Fish Market)** – construction has begun

**1-9 Jersey Avenue** – No calls

**Gio's Gelato's** – nearly done

**Water Street (Former Flo-Jean Restaurant site):** 5/30/13 for full compliance

**161 East Main Street** – Plans approved, No Application yet

**4 Gorden Street:** No change

**145 East Main Street (Horn's):** No plans submitted yet

**188-192 Pike Street:** Dumpster back on court calendar

**115 Franklin Street:** currently occupied – will remove from list – next door neighbor's house 117 went into foreclosure.

**17 Hornbeck:** looked into allegations of illegal plumbing and found none.

**25 Hornbeck:** currently occupied – will remove from list

**Niles Residence:** will address when the weather is better

**Kal-Port** – will address when the weather is better

**Port Jervis Tire** – snow ticket \$100 fine. Nothing with the trailer.

**24-32 Front Street:** dumpster will be emptied and removed this week. Bldg. Inspector will do regular visit and keep an eye on any degradation to the building from the weather since the roof is only covered with temporary covering.

**9 Cross Street:** waiting for weather to get better

**5 Pennsylvania Avenue:** eviction performed, some cleanup done.

**24 Spring Street:** only 1 unregistered vehicle.

- Old Business:

**Zoning By Definition for a Wine Bar in the Service Commercial (SC) zone:** Mr. Brady provided the committee with a proposed bill for the Code Committee to review. If no questions it would be submitted to county planning. It calls for the definition of an Art Gallery and a Museum for LL #2 of 2013 and LL #3 of 2013 allows the use of a wine and beer bar as a Accessory Use in the Downtown Business District and a conditional use in the Service Commercial District with approval from Planning Board. All members seemed to be pleased with the forward motion of this drafted bill.

**Removal of and illegal use of multiple Kitchens from Single Family Units:** Mr. Brady stated he will have a draft law to the council and committee by the end of February 2013

**City Code Commercial Traffic Violations:** Bill passed unanimously.

**Peddlers Permit:** Councilman Decker stated that at this point he has directed Mr. Brady to arrange to allow, by permit and permission only, to allow vendors to sell at the Observatory lookout, West End Beach, and Riverside Park and to remove Hammond Street extension parking lot and mini-mall municipal lot for the ordinance. In addition, the section regarding vendors during events will remain in place. Mr. Decker stated that he did this since there was really no consensus from the council nor the committee. This alleviates any brick and mortar businesses concerned of peddlers near their stores but also allows for 3 vendors at one time in the city to operate.

**Enclosure for Dumpsters:** Mr. Decker stated he received a letter from the Chairman of the Planning Board that the committee would like to see this as a law but with leniency of the Planning Board to modify it on a building permit. The code committee feels that new businesses should be able to accommodate this law of a 3 sided concrete enclosure, 6 ft in height with the front being a privacy swing open fence in which the dumpster is enclosed and no garbage can be seen from the outside. Mr. Decker to speak with Mr. Brady regarding this issue.

**ACO to carry a weapon:** Mr. Decker was to receive a letter from the police chief spelling out the steps necessary to make the city's ACO a peace officer that can carry a weapon.

**Multifamily tenant conversion:** Mr. Siegel is looking into a landlord registration program from different municipalities that when proposed would make landlords register for inspections and any non owner occupied units would be subject to a per unit charge. Mr. Siegel to come back to the committee once he has gathered his information.

**Underground Utilities:** Upon Mr. Decker’s request, Mr. Brady will be looking into the viability of making the utility company put all utilities in the city underground when a major project is being completed on a section of roadway.

- New Business

Mr. Decker inquired as to whether the residence on Upper Canal Street had received a summons for putting the fence on city property. Mr. Kidney stated that a violation notice was sent out but since the city is in negotiations with the owner that no summons were issued.

Mr. Decker inquired regarding a complaint of multiple vehicles parking on the yard, sidewalk, and road near 2-4 Elizabeth Street. Mr. Kidney stated that he has warned them and would keep an eye on it.

Mr. Decker inquired about multiple vehicles parked at the old garage on the lower end of Front Street (on the odd side). Mr. Kidney stated that the garage is operational and in compliance.

Mr. Siegel asked about a violation of unregistered vehicles on New Ball Street. Mr. Kidney stated that there was one and it was cited.

O&R is keeping Mr. Kidney in the “loop” regarding any activity at their cleanup site on Pike Street.

Mr. Siegel asked about the 3<sup>rd</sup> floor of the building that occupies the new D&L Deli on East Main Street and whether it needs a fire escape or not. Mr. Kidney says it probably doesn’t and is probably grandfathered in.

It was suggested to Mr. Belcher to advise the tourism board to have a member go to the planning board for purposes of design and review. Mr. Oney and Mr. Belcher stated that the city created a Design and Review Board in 1989 and disbanded it in 1990 as it was another layer of bureaucracy that wasn’t needed for potential builders and businesses.

Mr. Kidney brought up a concern that came from a city resident regarding Section 215.80 and 535.30 and the definition(s) and interpretations regarding a pet and domestic dogs and cats. The code committee referred the concern to Mr. Brady and Zoning Attorney Mr. Fink to interpret and give recommendations.

- Public Input:

- Next Meeting: **Wednesday March 6, 2013 7:00pm**

- Motion to Adjourn: Motion: Mr. Hendrick Second: Mr. Oney  
Meeting adjourned at 8:15 pm