

**CODE COMMITTEE**  
**City of Port Jervis**  
**MINUTES – Wednesday January 2, 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, Mr. Kidney, Mrs. Powrie, Angela Castellano
- Approval of the Dec 2012. Motion Mr. Siegel Second Mr. Oney Approved
- Building Officials Report:

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

7	Building permits
11	Certificates of Compliance / Occupancy
3	Searches
2	Social Service Inspections
1	Planning Board Application
24	Plumbing License Issued
41	Electrical Licensed Issued
24	Multiple Dwellings
17	Building Construction Inspections
19	Violations Issued
35	Other Inspections

Total amount collected: \$9,379.00

Electrical update class held at Tom and Arlene's Diner was very successful

Planning Board has 2 Applications: a) 291 East Main Street – Mad Dog Liquor

Zoning Board – Cancelled for January 2013

33 Snow removal order given to city and about 20 more to come

**Port Jervis Library Parking Lot** – Library Engineer met with city officials to come up with new plan for parking lot since no agreement could be made with other property owner.

**Venture Inn Jersey Avenue** – permit ready to issue for new cooler

**139 Pike Street** – permit issued – work progressing

**Bon Secour Community Hospital** – 2 phases done in 3<sup>rd</sup> / No main entrance inspection and no cell phone tower inspections yet. Electrical permit issued.

**Kolmar Labs** – nothing heard back yet.

**100 Pike Street** – Burger King conditional C/O issued

**36 Sullivan Avenue** – no show on 2 court dates. Court to send letters for appearance on 1/10

**11 – 13 River Street** – No further complaints but will be talking to owner regarding issues

**Jersey Avenue (Sumaki Fish Market)** – planning board approved

**1-9 Jersey Avenue** – No call for inspection

**Gio's Gelato's** – Inspection for rough plumbing on 1/3

**17 Mary Street:** all violation cleared

**Water Street (Former Flo-Jean Restaurant site):** scraped and painted. Windows boarded. 5/30 all issues need to be settled

**161 East Main Street** – No Application yet

**4 Gorden Street:** No new information

**145 East Main Street (Horn's):** No construction documents submitted yet.

**188-192 Pike Street:** Dumpster issue today

**115 Franklin Street:** No change – Councilman Siegel to seek who is removing snow from property.

**17 Hornbeck:** possibly moved

**25 Hornbeck:** Still empty.

**Niles Residence:** No new violations

**Kal-Port** – stacking of pallets but not many

**Port Jervis Tire** – building department to address issue with tractor trailer on property

**24-32 Front Street:** will be completing a full inspection

**9 Cross Street:** no activity but will be checking for building violations. Known termite infestation.

**9 King Street:** fined and is complying

**15 Mechanic Street:** ACO will check on garbage report.

**5 Pennsylvania Avenue:** issued violation on vehicles / debris / apartment

**24 Spring Street:** Building Department will check

**141 East Main Street:** Building Department will check

**31 Seward Avenue:** Leaning garage; building department will check

**131 Hammond Street:** No work being done on building

**21 King Street:** Building Department will check

- Old Business:

**Zoning By Definition for a Wine Bar in the Service Commercial (SC) zone:** Mr. Brady will have a bill to the council very shortly that allows an accessory use for a wine bar, with a conditional definition for art gallery, antique shop, and museum. The mayor will then send this to Planning board for comments and approval and the process should be done by March of 2013 for passage to law.

**Removal of and illegal use of multiple Kitchens from Single Family Units:** Mr. Brady will allow the council to pass a bill in January 2013 after addressing a couple of concerns with Mr. Kidney and Mrs. Duryea.

**City Code Commercial Traffic Violations:** Mr. Brady should have a bill to present for law in January 2013

**Peddlers Permit:** Councilman Decker state that at this point there is no consciences regarding what to do with Peddlers therefore no change. He stated he will bring the matter up at the next code meeting again, at least to address the municipal parking lots to be eliminated and to allow West End Beach, Riverside Park, and the Observatory lookout as being the only three places in the city where vendors can set up given they have a permit and on a first come permit first serve basis with seniority rights.

**Enclosure for Dumpsters:** Mr. Decker to send a letter to the planning board requesting all new site plan requests, changes, or reviews need to add an area where a block or solid 3 sided concrete structure with the fourth side being a swing open fence that allows for a full enclosure of any dumpster or garbage of any type that cannot be visible from outside the enclosure.

**ACO to carry a weapon:** Mr. Decker to contact Police Chief and advise that on the advice of corporation council that the ACO needs to be moved to a peace officer status in order to carry a firearm. In addition he should be advised that the code committee encourages the chief to seek this path.

- New Business

**Landlord License:** Mr. Siegel to contact City of Middletown regarding a law that they have, in which they won a lawsuit against them, regarding the elimination and conversation of multifamily homes to single family.

**Pitched roof vs. Flat roof on new structure:** Mr. Decker brought up the idea of possibly eliminating flat roof construction from any new construction in the city. Mr. Kidney advised against it due to the fact that materials today are extremely advanced when it comes to flat roof construction and that on a large building that a pitched roof construction would cause enormous peaks. Mr. Decker's concern was that he has yet to be in a flat roof building in the northeast that doesn't leak. Mr. Kidney stated that a lot of times that is due to the compromising of the roof seal when items like HVAC are installed or re-installed. No further movement on this issue at this time.

**Underground Utilities:** Mr. Decker suggested that any new or re-construction whether on privately owned or public property should have all utilities put under ground. Mr. Decker is to check this month to see if the city can create a local law. Mr. Decker stated that with the upcoming Tri-State corridor project that the main entrance to our city should be free of utility poles and wires thus causing aesthetically pleasing thoroughfare.

- Public Input:

Anglea Castellano, long term food cart vendor who has permission and parks her trailer at the Observatory lookout stated that she had put her request in with the city clerk early in December and when she came back to check on the status she was told her paperwork was not there. Ms. Castellano re-submitted her paperwork and asked what her status would be. Mr. Decker advised her that there has been no change to the peddler law and therefore she shouldn't have any problems securing the site for 2013 but did state that discussions still continue regarding a law change. There was a question regarding other sites and Mr. Decker stated that the only two possible sites near the Observatory would be the turn off (southbound) on 42/97 at the city line or the turn around at the bottom entrance of Point Peter. Mr. Decker stated that the city would have no control over them since they are in the Town of Deerpark.

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

- Motion to Adjourn: Motion: Mr. Siegel Second: Mr. Oney  
Meeting adjourned at 8:39 pm