

**TOWN OF PLEASANT VALLEY TOWN BOARD**

**TOWN BOARD RESOLUTION NO.: 51/2016**

**RE: AMENDING RESOLUTION 48/2016, 176/2015 AND NO. 184/2015 ORDERING THE REMOVAL OF STRUCTURE LOCATED AT 194 DAVIS ROAD, SALT POINT, NEW YORK**

WHEREAS, the Deputy Building Inspector of the Town of Pleasant Valley has filed a written report dated October 1, 2015 and a supplemental report dated November 6, 2015 with the Town Board of the Town of Pleasant Valley containing findings and recommendations regarding a certain structure situate on the premises at 194 Davis Road, Salt Point, New York bearing Tax Map Number 134400-6565-03-122099-0000, in which report said Deputy Building Inspector states his opinion that the structure is unsafe and dangerous to the public and recommends its immediate removal; and

WHEREAS, the Town Board of the Town of Pleasant Valley after reviewing said report and after hearing said Deputy Building Inspector and the Building Inspector in regard thereto and after having duly deliberated upon the same determined that said report warranted the securing of said structure and removal of said structure with the demolition to be commenced by December 25, 2015 and completed by January 24, 2016; and

WHEREAS, after considering the report and pursuant to the provisions of said law, by resolution adopted on November 10, 2016 a public hearing was scheduled for December 2, 2015 at Town of Pleasant Valley Town Hall at 7:00 to determine whether said structure was unsafe and dangerous so to order the structure to be demolished; and

WHEREAS, the public hearing was held on December 2, 2015 at which time all persons were given an opportunity to be heard and said public hearing was adjourned till December 9, 2015; and

WHEREAS, following the conclusion of the public hearing the Town Board of the Town of Pleasant Valley, after due deliberation determined that the previous order requiring commencement of demolition by December 25<sup>th</sup> and completion of demolition by January 24, 2016 be held in abeyance for a period of 30 days for purposes of receiving and reviewing an appropriate engineering report, appropriate demolition or building plans and a schedule for

demolition or reconstruction of the subject premises and proper evidence of ownership; and

WHEREAS, evidence of ownership has been properly determined and building plans were submitted but not yet reviewed;

WHEREAS, the Town Board thereafter extended the time to commence demolition to February 12, 2016 in order to give time for the plans to be considered; and

WHEREAS, it was determined that the building plans were insufficient; and

WHEREAS, the owner thereafter retained the services of the Beckwith Group and produced a written report from a registered architect that acknowledged the deteriorated condition of the property but outlined a process to obtain temporary structural stabilization pending a proposed and outlined permanent design solution; now, therefore, be it

RESOLVED, that the Town Board hereby after due deliberation determines that the structure remains unsafe and dangerous. That securing of said structure continues to be warranted together with the removal of said structure unless appropriate plans are submitted and approved consistent with the Beckwith Group report and that the property owner further commit, pursuant to a written agreement to submit plans for the structural stabilization of the property together with plans for the demolition for a portion of the property and the reconstruction the remainder of the property pursuant to a schedule to be further established by to said agreement subject to further Order of this Board, to include a commencement and completion deadline; and be it further

RESOLVED, that the Town Board of the Town of Pleasant Valley does extend the period of time to commence demolition to March 1, 2016 to give time for the agreement to be finalized between the parties otherwise the Order, as amended, shall remain in full force and effect.

MOTIONED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

DATED: February 10, 2016

**ROLL CALL:**

AYE

NAY

Councilman Albrecht

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Councilwoman Gross

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Councilman Nicholson

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Supervisor Figliozi

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