

DATE OF MEETING: October 3, 2016  
PLACE OF MEETING: Village Hall, Pawling, New York  
MEMBERS PRESENT: Mayor Robert Liffland  
Trustee Stan Mersand  
Trustee Dan Peters

The meeting was called to order at 7:00 P.M. with the Pledge of Allegiance.

**MOTION** by Trustee Mersand to close the regular meeting and go into the Public Hearing on proposed Local Laws No. 3, 4, 5 and 6 for 2016 at 7:01 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Mayor Liffland stated that Local Law No. 3 was regarding Unsafe Buildings, Local Law No. 4 implements a trial period of a year for a non-owner occupied B&B which begins every time there are new owners and Local Laws 5 & 6 have to do with parking within the village.

Mr. Drew Montgomery asked if the section in Local Law No. 5 pertaining to parking against traffic meant that people could not park on the left side of the road if you were going against. Mayor Liffland said that was correct. Mr. Montgomery said he had done that recently and would have to make sure to turn around in the future.

Ms. Betsy Montgomery said in regards to Local Law No. 3 that the village has lots of "Zombie" properties and she said there was talk about making the banks become more involved if they were the owners and asked what was being done with that. Trustee Peters said the village had been making progress with identifying some of the banks that owned properties within the village and they were working on resolving issues with those properties. Trustee Mersand said he thought there was a bill in Albany requiring banks to notify municipalities when they take over a property. Mayor Liffland said the proposed local law would allow the village to take down a structure if it is deemed unsafe and the costs will be re-levied onto the taxes. Mr. Montgomery asked what happens to the property if it was taken down or repaired. Mayor Liffland said the bank would still own it but they would have to reimburse the village for any costs associated with fixing it up or demolishing it.

**MOTION** by Trustee Mersand to close the Public Hearing and return to regular session at 7:08 P.M. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

### **A RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Proposed SEQR Resolution for Introducing Local Law Amending Chapter 14 of the Village Code Entitled "Unsafe Buildings" to adopt Unsafe Buildings Law***

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, the Village of Pawling Board of Trustees ("Board") adopted a resolution on September 6, 2016, introducing Local Law 3 of 2016 and setting a public hearing; and

**WHEREAS**, the public hearing was duly convened and closed; and

**WHEREAS**, the Board has reviewed the Short Environmental Assessment Form ("SEAF") bearing the date October 3, 2016, (Exhibit A"); and

**WHEREAS**, the enactment of this proposed local law is an unlisted action pursuant to 6 NYCRR §617, and there are no other involved agencies as defined in 6 NYCRR §617 involving this action; the Board has determined that it will conduct an uncoordinated SEQRA review as defined in 6 NYCRR §617; and

**WHEREAS**, the SEAF provides evidence that the enactment of this local law will not have a significant impact on the environment; and

**WHEREAS**, the Board, pursuant to 6 NYCRR Part 617.7(b) and (c) of the SEQRA Regulations, has considered the SEAF and the criteria contained in sub-division "c" of Section 617.7 and hereby determines that the Proposed Project will not result in any significant environmental impacts; and

**NOW THEREFORE, BE IT RESOLVED**, the Board accepts the completed SEAF Dated October 3, 2016; and

**BE IT FURTHER RESOLVED** that the Board as Lead Agency confirms the status of the Proposed Action as an Unlisted action pursuant to SEQR, adopts and confirms the recommendations and conclusions in the SEAF that the Proposed Project will not result in significant environmental impacts; and

**BE IT FURTHER RESOLVED** that a true copy of the SEAF supporting the finding of non-significance is annexed hereto and made a part hereof as Exhibit "A".

The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

### **RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Resolution to Enact Local Law #3 of 2016 entitled "Unsafe Buildings" to amend Chapter 14 of the Village Code Entitled "Unsafe Buildings" to adopt Unsafe Buildings Law.***

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, on September 6, 2016 the Village of Pawling Board of Trustees adopted a resolution introducing a proposed local law and scheduling a public hearing for October 3, 2016 at 7pm, such proposed local law being entitled "A Local Law Amending Chapter 14 of the Village Code Entitled "Unsafe Buildings", to adopt Unsafe Buildings Law"; and

**WHEREAS**, notice of said public hearing has been duly published and posted, the hearing was opened to take public comment and then closed; and

**WHEREAS**, the Local Law is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617, and the Village of Pawling Board of Trustees adopted a resolution determining the action will result in no significant environmental impacts,

**NOW, THEREFORE, BE IT ENACTED** by the Board of Trustees of the Village of Pawling, Local Law No. 3 of 2016 as follows:

## **VILLAGE OF PAWLING LOCAL LAW NO. 3 OF 2016**

### Chapter 14. Buildings, Unsafe

#### § 14-1. Purpose.

Unsafe buildings pose a threat to life and property in the Village of Pawling. Buildings and structures may become unsafe by reason of damage by fire, the elements, vandalism, age or general neglect. Vacant buildings not properly secured at doorways and windows 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. A dilapidated building may also serve as a place of rodent infestation, thereby creating a health menace to the community. It is the purpose of this chapter to provide for the safety, health, protection and general welfare of persons and property in the Village by requiring that such unsafe buildings be repaired or demolished and removed. It is not the purpose of this chapter to apply to structures that do not present a health and safety risk to persons, or do not involve the demolition of the structure.

#### § 14-2. Title.

This chapter shall be known as the "Unsafe Buildings Law of the Village of Pawling."

#### § 14-3. Enforcement.

This chapter shall be enforced by the Building Inspector of the Village.

#### § 14-4. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

#### **BUILDING**

Any building, structure or portion thereof designed or used for residential, business or industrial purpose, including uses accessory to such purposes.

#### **BUILDING INSPECTOR**

There is hereby designated in the Village a public official to be known as the "Building Inspector," who shall be appointed by the mayor of the Village at a compensation to be fixed by the board of trustees of the Village, and who shall administer and enforce the provisions of this chapter and of all laws, ordinances, rules, regulations and orders applicable to the location, design, materials, construction, alteration, repair, equipment, maintenance, use, occupancy, removal and demolition of buildings and structures and their appurtenances located in the Village. The "Building Inspector" shall be the Code Enforcement Officer certified by the New York State Department of State.

### **EMERGENCY**

An emergency means the existence of an imminently dangerous or hazardous condition of a building or structure that is reasonably likely to become more dangerous before the procedures required in this chapter would likely be completed.

### **NOTICE**

The notices required by this chapter.

### **PREMISES**

The land, buildings and structures that are the subject of the building inspector's report described in §14-5 of this chapter.

### **STRUCTURE**

Any physical object resting on the land or supported by any building, including but not limited to manufactured housing, also known as trailers, and motor vehicles, whether or not occupied by persons.

### **VILLAGE**

The Village of Pawling.

### **VILLAGE BOARD and BOARD**

The Village Board of Trustees.

### **§ 14-5. Investigation and report.**

When the Building Inspector, upon direct knowledge or based on information that a Premises is or is becoming dangerous or unsafe to the general public, is unoccupied or abandoned by the owner(s), is open at the doorways or windows, making it accessible to and an object of attraction to minors under 18 years of age, or vagrants and other trespassers, is or may become a place of vermin or rodent infestation, presents danger of collapse, has been vandalized, or presents any other danger to the health, safety, morals and general welfare of persons on or off the Premises, or is unfit for the purposes for which it may lawfully be used or was designed to be used, he or she shall cause or make an inspection thereof with the Village's engineering consultant, who shall each submit a report, or joint report, of their observations and findings and recommendations, in writing, to the Village Board in regard to its securing, repair or demolition and removal. The Building Inspector is hereby authorized to enter any Premises in the Village, whether public or private, for the purpose of inspection, when he or she has reasonable cause that the Premises or any part thereof is unsafe, dangerous, a public nuisance or a fire hazard to the public. The Building Inspector shall apply for an administrative search warrant from the proper court when necessary to gain access to Premises for inspection when the owners or

occupants of the Premises fail to consent to access by the Building Inspector and/or others authorized by the Village Board to make such inspection.

§ 14-6. Village Board order.

The Board shall thereafter consider such report and by resolution determine, if in its opinion, the report so warrants that such building is unsafe and dangerous and order its securing and/or repair, if the same can be safely repaired, or its demolition and removal, and shall further order that the Notices prescribed in §14-7 below be served upon each person entitled to notice pursuant to §14-8 below in the manner provided herein.

§ 14-7. Notice; contents.

The Notice shall contain the following:

- A. A description of the Premises.
- B. A statement of the particulars in which the building is unsafe or dangerous and a nuisance.
- C. An order outlining the manner in which the building is to be made safe and secure or demolished and removed.
- D. A statement that the securing or removal of such building shall commence within 30 days of the service of the Notice and shall be completed with 60 days thereafter, unless for good cause shown such time shall be extended.
- E. A date, time and place for a hearing before the Board in relation to such dangerous or unsafe Building, which hearing shall be scheduled not less than five business days from the date of service of the notice.
- F. A statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the Building, the Board is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and to institute a special proceeding to collect the costs of demolition, including legal expenses.

§ 14-8. Service of Notice.

Said Notice shall be served upon the owner, receiver, guardian, executor, administrator, agent, lessee of the Premises or owner; where the Notice states that the Premises must be demolished, Notice shall be made to any mortgagee, lien holder and any other person having a vested or contingent secured interest in such unsafe Buildings, as shown by the records of the Dutchess County Clerk, the Village Clerk and the Town of Pawling receiver of taxes, by the Building Inspector. Service shall be either by personal service or by certified mail, return receipt requested, directed to the last known address of each person who is to be served as shown by the aforesaid records. If service is made by certified mail, a copy of the notice shall be posted on the Premises.

§ 14-9. Filing of notice.

A copy of the Notice served as provided herein shall be filed in the office of the County Clerk of the County of Dutchess as a *lis pendens*.

§ 14-10. Refusal to comply.

In the event of the refusal or neglect of the persons so notified to comply with said order of the Board after the hearing, the Board shall provide for the repair or demolition and removal of such Building or Structure either by Village employees or by contract. Except in emergencies as provided in § 14-12 hereof, any contract for demolition and removal of a building shall be awarded through competitive bid or otherwise as provided by the Procurement Policy in effect in the Village.

§ 14-11. Assessment of expenses.

All costs incurred by the Village in connection with the proceedings to repair and secure or demolish and remove the unsafe Building, including the cost of actually removing such Building, shall be assessed against the land on which such Building is located and shall be levied and collected in the same manner as provided by applicable law for the levy and collection of a special ad valorem levy.

§ 14-12. Emergencies.

Where it reasonably appears that there is a clear and imminent hazard to the life, safety or health of any person or property, and proper Notices have been made (§ 14-8), the Building Inspector or his or her designee, together with the authorization of the mayor or Board, may immediately cause such repair as is necessary to be made to stabilize and secure the Building or demolish the unsafe Building. Should the emergency require immediate demolition, the mayor may authorize the Building Inspector to make arrangements for the demolition of the building. The expense of such repair or demolition shall be a charge against the land on which it is located and shall be assessed, levied and collected as provided in § 14-11 herein. Notice to all persons entitled to Notice by this chapter shall be diligently attempted by any reasonable means given the urgency of the emergency and the reasonable extent of necessary repair or stabilization of the Premises.

§ 14-13. Repealer.

Ch. 14, as adopted in 1963 and thereafter amended, as contained in the 1964 Code of Ordinances of the Village of Pawling, is hereby repealed in its entirety.

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The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Proposed SEQR Resolution for Introducing Local Law Amending Chapter 98 of the Village Code Entitled "Zoning" and Local Law 4 of 2016 of the Village of Pawling to***

***Apply Provisional Status for Special Use Permits for Bed and Breakfast Uses to Purchasers***

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, the Village of Pawling Board of Trustees ("Board") adopted a resolution on September 6, 2016, introducing Local Law 4 of 2016 and setting a public hearing; and

**WHEREAS**, the public hearing was duly convened and closed; and

**WHEREAS**, the Board has reviewed the Short Environmental Assessment Form ("SEAF") bearing the date October 3, 2016, (Exhibit A"); and

**WHEREAS**, the enactment of this proposed local law is an unlisted action pursuant to 6 NYCRR §617, and there are no other involved agencies as defined in 6 NYCRR §617 involving this action; the Board has determined that it will conduct an uncoordinated SEQRA review as defined in 6 NYCRR §617; and

**WHEREAS**, the SEAF provides evidence that the enactment of this local law will not have a significant impact on the environment; and

**WHEREAS**, the Board, pursuant to 6 NYCRR Part 617.7(b) and (c) of the SEQRA Regulations, has considered the SEAF and the criteria contained in sub-division "c" of Section 617.7 and hereby determines that the Proposed Project will not result in any significant environmental impacts; and

**NOW THEREFORE, BE IT RESOLVED**, the Board accepts the completed SEAF Dated October 3, 2016; and

**BE IT FURTHER RESOLVED** that the Board as Lead Agency confirms the status of the Proposed Action as an Unlisted action pursuant to SEQR, adopts and confirms the recommendations and conclusions in the SEAF that the Proposed Project will not result in significant environmental impacts; and

**BE IT FURTHER RESOLVED** that a true copy of the SEAF supporting the finding of non-significance is annexed hereto and made a part hereof as Exhibit "A".

The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

**Identifier: Resolution to Enact Local Law #4 of 2016 entitled “A Local Law Amending Chapter 98 of the Village Code Entitled “Zoning” and Local Law No. 2 of 2016 of the Village of Pawling to Apply Provisional Status for Special Use Permits for Bed and Breakfast Uses to Purchasers”.**

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, on September 19, 2016 the Village of Pawling Board of Trustees adopted a resolution introducing a proposed local law and scheduling a public hearing for October 3, 2016 at 7 pm, such proposed local law being entitled “A Local Law Amending Chapter 98 of the Village Code Entitled “Zoning” and Local Law No. 2 of 2016 of the Village of Pawling to Apply Provisional Status for Special Use Permits for Bed and Breakfast Uses to Purchasers”; and

**WHEREAS**, notice of said public hearing has been duly published and posted, the hearing was opened to take public comment and then closed; and

**WHEREAS**, the Local Law is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617, and the Village of Pawling Board of Trustees adopted a resolution determining the action will result in no significant environmental impacts,

**NOW, THEREFORE, BE IT ENACTED** by the Board of Trustees of the Village of Pawling, Local Law No. 4 of 2016 as follows:

**VILLAGE OF PAWLING LOCAL LAW NO. 4 OF 2016**

**Section 1.** Statement of Purpose and Intent. The purpose of this local law is to clarify that Section 4 of Local Law No. 2 of 2016 regarding the provisional status of special use permits for Bed and Breakfast establishments shall continue to apply to any purchaser of a Bed and Breakfast during the provisional period.

**Section 2.** Section 4 of Local Law No. 2 of 2016 shall be repealed and shall provide hereafter as follows:

**Section 4.** A special use permit for a Bed and Breakfast use that is deemed to be continued pursuant to Section 3 above shall be provisionally continued to permit operation by an owner or manager for a term of one year from the date of enactment of this local law, and upon the expiration of such one year term, if the Board of Trustees finds that there have been no violations of law arising on such premises during such provisional time, the continuation of the special use permit shall become permanent, as ordered by the Board of Trustees. Such special use permit shall vest in the purchaser of such bed and breakfast property upon the closing of title subject to the discretion of the board of trustees to make such provisional special use permit permanent.

**Section 3.** This local law shall be deemed to amend such parts of Local Law No. 1 of 2006 of the Village of Pawling as are in conflict with this enacted local law.

**Section 4.** This local law shall take effect immediately upon filing with the New York State Department of State.

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The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

### **A RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Proposed SEQR Resolution for Introducing Local Law Amending Chapter 92 of the Village Code Entitled “Vehicles and Traffic” by adding new §§ 92-15 entitled “Fire Zones”, “Double Parking Prohibited”, “Obstructing Fire Hydrants”, “Blocking Access to Driveways”, “Parking Against Traffic Prohibited”, “Parking Prohibited on Sidewalk”, “Crosswalks” and “Civilian Patrol Officer; and for Introducing Local Law Amending Chapter 92 of the Village Code Entitled “Vehicles and Traffic” by adding a new § 92-20B to provide for the designation of handicapped parking spaces.***

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, the Village of Pawling Board of Trustees ("Board") adopted a resolution on September 19, 2016, introducing Local Laws 5 and 6 of 2016 and setting a public hearing; and

**WHEREAS**, the public hearing was duly convened and closed; and

**WHEREAS**, the Board has reviewed the Short Environmental Assessment Form (“SEAF”) bearing the date October 3, 2016, (Exhibit A”); and

**WHEREAS**, the enactment of this proposed local law is an unlisted action pursuant to 6 NYCRR §617, and there are no other involved agencies as defined in 6 NYCRR §617 involving this action; the Board has determined that it will conduct an uncoordinated SEQRA review as defined in 6 NYCRR §617; and

**WHEREAS**, the SEAF provides evidence that the enactment of this local law will not have a significant impact on the environment; and

**WHEREAS**, the Board, pursuant to 6 NYCRR Part 617.7(b) and (c) of the SEQRA Regulations, has considered the SEAF and the criteria contained in sub-division "c" of Section 617.7 and hereby determines that the Proposed Project will not result in any significant environmental impacts; and

**NOW THEREFORE, BE IT RESOLVED**, the Board accepts the completed SEAF  
Dated October 3, 2016; and

**BE IT FURTHER RESOLVED** that the Board as Lead Agency confirms the status of the Proposed Action as an Unlisted action pursuant to SEQR, adopts and confirms the

recommendations and conclusions in the SEAF that the Proposed Project will not result in significant environmental impacts; and

**BE IT FURTHER RESOLVED** that a true copy of the SEAF supporting the finding of non-significance is annexed hereto and made a part hereof as Exhibit "A".

The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Resolution to Enact Local Law #5 of 2016 entitled "Local Law Amending Chapter 92 of the Village Code Entitled "Vehicles and Traffic" by adding new §§ 92- 15 entitled "Fire Zones", "Double Parking Prohibited", "Obstructing Fire Hydrants", "Blocking Access to Driveways", "Parking Against Traffic Prohibited", "Parking Prohibited on Sidewalk", "Crosswalks" and "Civilian Patrol Officer".***

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, on September 19, 2016 the Village of Pawling Board of Trustees adopted a resolution introducing a proposed local law and scheduling a public hearing for October 3, 2016 at 7 pm, such proposed local law being entitled "A Local Law Amending Chapter 92 of the Code of the Village of Pawling, entitled "Vehicles and Traffic", Local Law 1 of 2005, Local Law 1 of 2014, Local Law 4 of 2014, and Local Law 5 of 2015 are hereby amended by adding new sections entitled "§ 92-15B. Fire Zones", "§ 92-15C. Double Parking Prohibited", "§ 92-15D. Obstructing Fire Hydrants", "§ 92-15E. Blocking Access to Driveways", "§ 92-15F. Parking Against Traffic Prohibited", "§ 92-15G. Parking Prohibited on Sidewalk", "§ 92-15H. Crosswalks" and "§ 92-1. Civilian Patrol Officer"; and

**WHEREAS**, notice of said public hearing has been duly published and posted, the hearing was opened to take public comment and then closed; and

**WHEREAS**, the Local Law is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617, and the Village of Pawling Board of Trustees adopted a resolution determining the action will result in no significant environmental impacts,

**NOW, THEREFORE, BE IT ENACTED** by the Board of Trustees of the Village of Pawling, Local Law No. 5 of 2016 as follows:

**VILLAGE OF PAWLING LOCAL LAW NO. 5 OF 2016**

**Section 1.** Statement of Purpose. The Board of Trustees of the Village of Pawling wishes to provide for local enforcement of fire zones, double parking, fire hydrant parking, blocking driveways, parking against traffic, parking on sidewalks, and parking with crosswalks.

**Section 2.** Article II of Chapter 92 of the Code of the Village of Pawling, entitled "Vehicles and Traffic", Local Law 1 of 2005, Local Law 1 of 2014, Local Law 4 of 2014, and Local Law 5 of 2015 are hereby amended by adding new sections entitled "§ 92-15B. Fire Zones", "§ 92-15C. Double Parking Prohibited", "§ 92-15D. Obstructing Fire Hydrants", "§ 92-15E. Blocking Access to Driveways", "§ 92-15F. Parking Against Traffic Prohibited", "§ 92-15G. Parking Prohibited on Sidewalk", "§ 92-15H. Crosswalks" and "§ 92-1. Civilian Patrol Officer", providing as follows:

**"92-15B. Fire Zones"**

No vehicle shall be parked or standing in any area designated as a fire zone. Any person violating the provisions of this section shall be subject to, upon conviction, the penalties set forth in Article VI, § 92-25 of this Chapter.

The following described locations are hereby designated as fire zones:

A. Specific locations:

Location

Kalyto Plaza

B. Areas that are paved or unpaved that permit firefighting equipment to come close to a building and/or areas around a fire hydrant or standpipe connection. Fire zones and lanes are identified by paint on pavement or curbs or by posted signs. Lack of marking will not relieve a violator of responsibility for obeying this Section.

**"92-15C. Double Parking Prohibited"**

No person shall stop, stand or park a vehicle on the roadway side of any vehicle stopped, standing or parked at the edge or curb of a street. A violation of the provisions of this section shall be subject to, upon conviction, the penalties set forth in Article VI, § 92-25 of this Chapter.

**"92-15D. Obstructing Fire Hydrants"**

No person shall stop, stand or park a vehicle within 15 feet of a fire hydrant except when such vehicle is attended by a licensed operator or chauffeur who is seated in the front seat and who can immediately move such vehicle in case of emergency, unless a different distance is indicated by official signs, markings or parking meters. A violation of the provisions of this section shall be subject to, upon conviction, the penalties set forth in Article VI, § 92-25 of this Chapter.

**"92-15E. Blocking Access to Driveways"**

No vehicle shall be parked or put in place or let remain or be left standing in front of or so near either side of any private driveway on the street or parts of any street in the village as to render the use of such driveway for vehicles impracticable. Any vehicle parked or put in place or

let remain or left standing in violation of this section shall be subject to, upon conviction, the penalties set forth in Article VI, § 92-25 of this Chapter.

**“92-15F. Parking Against Traffic Prohibited”**

Wherever the pavement or curb of any street or highway is marked or painted or signs are placed to indicate spaces permitting angled parking, every vehicle stopped, standing or parked wholly upon a roadway shall be so parked within the space or spaces indicated such that the vehicle shall be facing in the direction of authorized traffic movement on that portion of the roadway in which the vehicle rests. Any vehicle parked or put in place or let remain or left standing in violation of this section shall be subject to, upon conviction, the penalties set forth in Article VI, § 92-25 of this Chapter.

**“92-15G. Parking Prohibited on Sidewalks”**

It shall be unlawful for any person to operate any vehicle or to allow any vehicle to be parked, put in place or let remain on any sidewalk.

**“92-15H. Crosswalks”**

No person shall stop, stand or park a vehicle on a crosswalk. A violation of this section shall be subject to the penalties set forth in Article VI, § 92-25 of this Chapter.

**“92-1. Civilian Patrol Officer”**

From time to time, the village shall employ a Civilian Patrol Officer to enforce applicable sections of this Chapter. Such Civilian Patrol Officer is authorized to undertake all duties described in the Civil Service Job Description for the Civilian Patrol Officer applicable to villages according to the Dutchess County Rules for the Classified Service.

**Section 3.** Effective date. This local law will be effective upon filing with the Department of State of the State of New York.

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The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAWLING**

***Identifier: Resolution to Enact Local Law #6 of 2016 entitled “A Local Law Amending Chapter 92 of the Village Code Entitled “Vehicles and Traffic” by adding a new §92-20B to provide for the designation of handicapped parking spaces”.***

The following Resolution was proposed by Trustee Mersand, who moved its adoption, and seconded by Trustee Peters.

**WHEREAS**, on September 19, 2016 the Village of Pawling Board of Trustees adopted a resolution introducing a proposed local law and scheduling a public hearing for October 3, 2016 at 7 pm, such proposed local law being entitled “A Local Law Amending Chapter 92 of the Code of the Village of Pawling, entitled “Vehicles and Traffic, by adding a new §92-20B entitled “Handicapped Parking ”; and

**WHEREAS**, notice of said public hearing has been duly published and posted, the hearing was opened to take public comment and then closed; and

**WHEREAS**, the Local Law is an Unlisted action pursuant to the State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617, and the Village of Pawling Board of Trustees adopted a resolution determining the action will result in no significant environmental impacts,

**NOW, THEREFORE, BE IT ENACTED** by the Board of Trustees of the Village of Pawling, Local Law No. 6 of 2016 as follows:

#### **VILLAGE OF PAWLING LOCAL LAW NO. 6 OF 2016**

**Section 1.** Statement of Purpose. The Board of Trustees of the Village of Pawling wishes to provide for local enforcement of handicapped parking laws as permitted by statute.

**Section 2.** Article III of chapter 92 of the Code of the Village of Pawling, entitled “Vehicles and Traffic”, is hereby amended by adding a new §92-20B, providing as follows:

§92-20B. The locations described in Schedule XVI (§92-44) attached to and made a part of this chapter, are hereby designated as handicapped parking areas, and only those vehicles displaying valid handicapped parking permits or valid state handicapped license plates may park in the designated handicapped parking spaces.

A new Schedule XVI entitled “Handicapped Parking” is enacted and shall be added to Section 92-44 of this Code as Schedule XVI: Handicapped Parking, providing as follows:

In accordance with the provisions of §92-20B, the following described locations are hereby designated as handicapped parking areas:

A. Specific locations.

<u>Name of Street</u>	<u>Side Location</u>
Broad Street	Front of Karate Dojo (#56)
Broad Street	Front of Post Office (#10)
Broad Street	Front of Library (#11)
Charles Colman Blvd.	Front of Cleanery (#48)
Charles Colman Blvd.	Front of Morrison Building (#36)
Charles Colman Blvd.	Front of Parrino’s Florist (#178)

Charles Colman Blvd.	Front of Great Wall Restaurant (#60) (2 spaces)
East Main Street	Front of Church (#39)
Fairway Drive	2 spaces, in front of pharmacy
Memorial Avenue	Front of Village Hall (#9)
Memorial Avenue	West side of street, across from #9
Metro North Parking Lot	7 spaces
Kalyto Plaza	1 fire zone
East Main Street	Village Parking Lot next to Village Hall Rear Entrance

- B. Handicapped parking spaces as designated in the parking areas of a hospital, school, office building or office building complex, place of public assembly, parking area of a shopping center, parking areas of facilities owned or leased by a not-for-profit corporation or government agency, driveways and private streets or roadways of a private apartment house complex, private condominium complex or cooperative apartment complex, roadways or driveways of mobile home parks or manufactured home parks, a fire station, an industrial park or complex and parking lots for railroad facilities

**Section 3.** Effective date. This local law will be effective upon filing with the Department of State of the State of New York.

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The question of the foregoing Resolution was duly put to a vote, the Board of Trustees voting as follows:

Mayor Robert Liffland	Aye
Trustee Daniel Peters	Aye
Trustee John Burweger	Absent
Trustee Stan Mersand	Aye
Trustee Earl Slocum	Absent.

The Resolution was adopted.

Lou Musella, Civilian Parking Officer, gave an update on parking enforcement within the village.

**MOTION** by Trustee Peters to approve the proposal from G&G Municipal Consulting and Grant Writing to complete an Income Survey in the amount of \$7,500.00. **SECONDED** by Trustee Mersand. Trustee Mersand stated this company was the same one that was engaged by the Pawling Joint Sewer Commission for their Income Survey and they did a great job. Trustee Peters agreed whole-heartedly. There was no further discussion; all were in favor and the motion carried.

**MOTION** by Trustee Mersand to waive the penalty for Water Account No. 471A in the amount of \$15.29. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Mersand to approve the proposal from G&G Municipal Consulting and Grant Writing for grant writing services in the amount of \$89.00 per hour. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

Mayor Liffland reported that the Main Street Metro North Railroad crossing would be repaired the weekend of October 7 – 10.

**MOTION** by Trustee Peters to approve the minutes from September 19, 2016. **SECONDED** by Trustee Mersand. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Peters to approve payment of the September bills in the amount of \$150,942.29. **SECONDED** by Trustee Mersand. There was no discussion; all were in favor and the motion carried.

**MOTION** by Trustee Mersand to adjourn the meeting at 7:21 P.M. and go into Public Comment. **SECONDED** by Trustee Peters. There was no discussion; all were in favor and the motion carried.

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Village Clerk