

May 2021

**TOWN OF PHILADELPHIA
BOARD MEETING
MAY 12, 2021 @ 5:30 P.M.**

Present: Supervisor: Deborah LaMora, Highway Supt.: Mike Freeman, Council Members: Sandra Carpenter, Bob Watson, Jeff Sands, Kirby Klock and Assessor: John Kiechle and Code Enforcement Officer: Matthew Remington.

Absent: Clerk/Tax Collector: Cheryl Reed
Call to order, followed by Opening Prayer and Pledge.

Minutes: Not available due to Covid Quarantine.

Financial Report: for March 2021 read aloud by Supervisor. Signed by Council Members as their approval.

Clerk: No report currently due to Covid Quarantine.

Hwy. Supt.:

1. Will be using trailer to collect paper at Recycling.

Recycling:

1. Received check from Kimco in the amount of \$561.45.

C.E.O.:

1. Three (3) permits issued
2. Use of unfinished lumber. **(See attached resolution)**
3. NYS Fire Prevention, Bldg. Code & Conservation Construction Code **(See attached resolution)**
4. Fee for Operating Permit needed. **(See attached resolution)**

Unfinished Business:

1. Property given to Town of Philadelphia by Terry Hull discussed property assessment.

Assessor:

Solar Project discussed.

- A. Assessment/Revaluation for Solar Project and for Auto Body Shop needs to be done.

Cemetery:

1. Meeting held on April 27, 2021.
2. Cleaning fence line.
3. Mowing being done.

Park:

1. LaCross games/practice held 2 times.
2. Memorial Stone prices are, small - \$50 and large - \$100.
- 3.

Old Business:

1. Local Law #1 – One appointed Assessor for the Town. (See attached resolution)

There will be a meeting on May 19th, 2021 with the Fire Dept. and Village Board to discuss proposed consolidation plan.

There were no more questions or comments, therefore Sandra made a motion to adjourn, seconded by Kirby. All were in favor, meeting adjourned at 6:30 p.m.

Respectfully submitted,

Sandra Carpenter

The following resolution was offered by Bob Watson and seconded by Sandra who moved its adoption.

RESOLUTION: 2021-18 Use of Sawn Lumber

WHEREAS: Code Enforcement Officer, Matthew Remington has come before the Town Board and asked if the use of Sawn Lumber should be allowed and

WHEREAS: has given all members the following excerpt of Building Codes on Sawn Lumber for review:

[NY] 2303.1.1 Sawn lumber.

Sawn lumber used for load-supporting purposes, including end-jointed or edge-glued lumber, machine stress-rated or machine-evaluated lumber, shall be identified by the grade *mark* of a lumber grading or inspection agency that has been approved by an accreditation body that complies with DOC PS 20 or equivalent. Grading practices and identification shall comply with rules published by an agency approved in accordance with the procedures of DOC PS 20 or equivalent procedures.

Exception: In lieu of compliance with Section 2303.1.1, lumber used for load-bearing purposes, which is neither identified by a grade mark nor issued a certificate of inspection by a lumber grading or inspection agency, may be used under the following conditions when authorized by the *authority having jurisdiction*:

1. The producing mill shall sell or provide the lumber directly to the ultimate consumer or the consumer's contract builder for use in an approved structure.
2. The producing mill shall certify in writing to the consumer or contract builder on a form to be produced by the *authority having jurisdiction* that the quality and safe working stresses of such lumber are equal to or exceed No. 2 grade of the species in accordance with the conditions set forth in DOC PS 20. Such certification shall be filed as part of the building permit application.
3. The use of such lumber shall be in accordance with Section 503 of the *Building Code of New York State*, limited to:
 - a. Buildings of residential Group R occupancy not exceeding three stories in height
 - b. Buildings of assembly Group A, business Group B, educational Group E, factory industrial Group F, high-hazard Group H, institutional Group I, mercantile Group M, storage Group S, and utility miscellaneous Group U occupancies not exceeding 10,000 square feet (929 m²) of cumulative floor area or 35 feet (10 668 mm) in height.

THEREFORE, BE IT RESOLVED: following a discussion of these stipulations, the Philadelphia Town Board does agree to the use of unfinished lumber with the exceptions stated above.

The above resolution was adopted by means of the following roll vote:

Supervisor LaMora: aye

Council Members:

Carpenter aye

Watson aye

Klock aye

Sands aye

I hereby state the Philadelphia Town Board accepted this resolution May 12, 2021.

Town Clerk: _____

Date:

The following resolution was offered by Kirby Klock and seconded by Jeffrey Sands who moved its adoption.

RESOLUTION: 2021 – 19 Local Law #2 - Local Government Code Enforcement Program.

WHEREAS: Town Code Enforcement Officer, Matthew Remington has come before the Town Board and asked for their approval of a Local Law #2 of 2021, the Local Government Code Enforcement Program and

WHEREAS: The Purpose and intent of this program is to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code) in the Town of Philadelphia and

WHEREAS: This Local Law is adopted pursuant to section 10 of the Municipal Home Rule Law. Except as otherwise provided in the Uniform Code, other State Law or other section set forth in this Local Law and

WHEREAS: All buildings, structures, and premises, regardless of use or occupancy, are subject to the provisions of this law.

THEREFORE, BE IT RESOLVED: The Philadelphia Town Board does support a Local Government Code Enforcement Program.

This resolution was adopted via the following roll vote:

Supervisor Deborah LaMora: aye

Council Members:

Sandra Carpenter: aye

Bob Watson: aye

Kirby Klock: aye

Jeffrey Sands: aye

I confirm the above resolution was adopted by the Philadelphia Town Board
May 12, 2021.

Town Clerk: _____

Date: _____

The following resolution was offered by Bob Watson and seconded by Kirby Klock who moved its adoption.

RESOLUTION: 2021 – 20 Operating Permit and Fee

WHEREAS: Code Enforcement Officer Matthew Remington has come before the Philadelphia Town Board asking that there be an Operating Permit and Fee added to the Building and Zoning Permit Fee Schedule and

WHEREAS: the Philadelphia Town Board approve the above request.

THEREFORE, BE IT RESOLVED: An Operating Permit and fee of \$75.00 will be included in the Building and Zoning Fee Schedule for the Town of Philadelphia.

This resolution was adopted through the following roll vote:

Supervisor LaMora: aye

Council Members:

Carpenter: aye

Watson: aye

Klock: aye

Sands: aye

I verify the above resolution was adopted by the Philadelphia Town Board on May 12, 2021.

Town Clerk: _____

Date: _____

The following resolution was offered by Kirby Klock and seconded by Jeff Sands who moved its adoption.

RESOLUTION: 2021-21 Local Law #1 – Town Board Approval

WHEREAS: Local Law #1 for the Town of Philadelphia, as prepared by Town Attorney Joseph Russell was reviewed by Town Board members and those present at a Public Hearing on April 29, 2021 and

WHEREAS: this Local Law is to abolish the elective office of Assessor and to provide for the Assessor to be a sole appointed office of the Town of Philadelphia.

THEREFORE, BE IT RESOLVED: The Town Board does approve of Local Law #1 as prepared.

The above resolution was adopted by means of the following role vote:

Supervisor Deborah LaMora: aye

Council Members

Sandra Carpenter: aye

Bob Watson: aye

Kirby Klock: aye

Jeffrey Sands: aye

The above resolution was adopted by the Philadelphia Town Board on May 12, 2021.

Town Clerk: _____

Date: _____