

## Town Board Minutes March 5, 2001

SPECIAL BOARD MEETING      TOWN HALL

MARCH 5, 2001 7:00 P.M.

Present were Councilman Stephen K. Tills, Councilman Karl J. Simmeth Jr., Councilman Dennis J. Mead, Supervisor Lisa M. Rood, Highway Superintendent Wayne C. Kreitzbender and Town Attorney Michael F. Perley.

Absent: Councilman Damian P. Wiktor.

Supervisor Rood read the notice sent to Gregory Gertzitz in the Matter of Proceedings to Remove Unsafe Buildings and Collapsed Structures on Premises situated at 5773 Herman Hill Road, Tax Map No. 211.10-2-47.1.

A motion was made by Supervisor Rood and seconded by Councilman Tills to open the meeting at 7:00 p.m.

four (4) Ayes    Carried

Supervisor Rood: The purpose of this meeting is to hear comments regarding the situation at 5773 Herman Hill Road.

Gregory Gertzitz: I didn't plan on dragging it out this long when I started the project. I am going to be able to get the money in April to finish this project. I am refinancing this project and I will be able to do that in April. Between now and April I should be able to get the siding on and make it look presentable. I won't be able to put a lot of money inside until I get the financing. At that point I should be able to get it done in about ninety (90) days. I will stay right on it, get it done and get it straightened out.

Town Attorney Perley: If the Town were to consider an extension of your building permit to August 1, 2001, would that provide you with sufficient time?

Gregory Gertzitz: I think it will, yes.

Town Attorney Perley: You understand that if the Board extends the permit for that period of time, or for a period of time, and you are not in compliance during that period of time, you face the prospect of being back here under the same circumstances.

Gregory Gertzitz: I understand and my intention is to get it all straightened out this spring.

Town Attorney Perley: Are you going to rent the property or sell it?

Gregory Gertzitz: I plan to sell it.

Town Attorney Perley: In the interim I have heard that the property is being used for storage of some of your construction equipment.

Gregory Gertzitz: I just have my bulldozer that we used to backfill around the house and I just let it sit there. That is the only equipment that is there.

Town Attorney Perley: Would you agree that the only equipment that should be on that property is equipment that pertains to the construction of the building?

Gregory Gertzitz: Yes, it is just that bulldozer and that is it.

Supervisor Rood: How much more needs to be done on it? I understand that last November it was supposed to be made weather tight and have siding and graded. Is the ground graded?

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Gregory Gertzitz: The ground is pretty well graded except for the front porch area where I have to finish putting the fillers in down to the footers. The siding is not on. The garage door is not on.

Supervisor Rood: Is it shingled? Are the windows in?

Gregory Gertzitz: Yes.

Town Attorney Perley: Before the Town Board considers, and it can't consider anything with regard to your building permit until Wednesday night at the business meeting, before that time I would request that the Code Enforcement Officers inspect the building and make sure that it hasn't suffered irreparable weather damage and make a report to the Board.

Councilman Simmeth: How long do you think it will take you to put the siding on?

Gregory Gertzitz: Weather permitting I should be able to get it done in two (2) weeks.

Supervisor Rood: Can you get that done right away? I understand the neighbors concern. If I had to look at that for a long time I think I would get a little testy too.

Gregory Gertzitz: I will be able to work on that in about two to three weeks.

Councilman Tills: How about the garage door? I would think that would be a high priority.

Gregory Gertz: About two weeks?

Supervisor Rood: Has the wiring been done yet?

Gregory Gertz: No.

Supervisor Rood: It is just a shell basically?

Gregory Gertz: The inside is all studded out. It has to be wired.

Councilman Simmeth: So you are saying it will take you two (2) weeks to side it but you won't be able to side it for two (2) or three (3) more weeks?

Gregory Gertz: I think I can have it sided by the first week in April.

Councilman Simmeth: When are you thinking of refinancing it? Toward the end of April?

Gregory Gertz: It will be toward the end of April but I can get a lot of the work done in two or three weeks, possibly sooner.

Mary Lou Woodhouse, 5776 Herman Hill Road: I live directly across the street. This has been a horrible eyesore for me. We live in the front of the house, it is my living room and kitchen and that is what I see. With regard to the bulldozer being on the property, I have seen plenty of other equipment on the property besides bulldozers. I have heard those things start up in early morning and let run. Not recently but last year. I didn't see where any of that equipment was used at the house. I thought it was more of a storage area. I also do not see where the front of the house has been landscaped at all. It is just an

eyesore in a very neat and orderly neighborhood. I think this has been going on for almost two (2) years now.

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Town Attorney Perley: The permit would have expired a year after it was issued so it was a year around August.

Mary Lou Woodhouse: I was looking forward to a nice new house there. It was certainly better than looking at an empty lot that had been let go to weeds. It used to be a finely manicured garden with vegetables and flowers for years. It has been horrible.

Town Attorney Perley: The alternative the Town Board can consider Mrs. Woodhouse is whether or not to grant an extension of the building permit.

Mary Lou Woodhouse: I can understand that and I can accept that. I don't have a problem with that if indeed it is going to be done or is this just extending it a little longer down the road? I guess that is my thought on it and I don't know where the other neighbors are but they have certainly expressed their comments and that they feel sorry for me that I have to look at that constantly.

Gregory Gertz: I am sorry for the problem it has caused the neighborhood but this spring I will get it all done and it will be a nice house.

Mary Lou Woodhouse: That is fine with me.

A motion was made by Councilman Mead and seconded by Councilman Simmeth to adjourn the meeting at 7:10 p.m.

four (4) Ayes    Carried

DAVID J. SHENK, TOWN CLERK