

November 4, 2024

Town of Newport Zoning and Codes Department Report

Report for period of October 16, 2024 to November 4, 2024

My appointment commenced with the issuance of building permit # 32-2024

- **October 16, 2024** Reviewed documents at Town Offices to get a handle on what is outstanding and what needs immediate attention.
- **October 17, 2024** Existing Issue located at 2788 Newport Rd Sand/Salt Barn. Issue regarding the back wall bulging of the Sand/Salt Barn. Plumley Engineering's recommendation was to remove sand that should release the pressure from the back wall. The Highway dept on Wednesday 10/16/24 started to remove sand as recommended by Plumley Engineering and also the direction of the Town Board, resulting in the condition worsening. The highway workers then stopped removing sand and I subsequently at this time deemed the building unsafe until an engineer advises a safe way to remove the sand and a corrective action plan to remediate the problem. Contacted Plumley Engineering who advised the Town to get a contractor to fix the problem that was his only recommendation. I advised the Town Supervisor this was not the way to go and to find an engineer who specializes with these types of structures. Presently, we have an engineering firm making a site visit on Monday November 4, 2024 at 11 am. to do a complete evaluation and report their findings.
- **October 17, 2024** Received compliant regarding ADA accessibility to Town Offices. I know the Town has tried to comply with requirements but I recommend a facilities assessment be done for compliance and upgrades needed to Town of Newport offices/highway garage.
- **October 18, 2024** Received from the Town Supervisor a compliant that was received on the Town's 311 Concern Messaging System no physical address was given just a location at the intersection of Cook Hill and Louis Ridge Roads, regarding the slaughtering of animals and smell. I contacted Ag Markets who informed me this is a USDA issue. George Pauley is a compliance officer for USDA and I will be meeting with him next week regarding issues of slaughtering in the Town of Newport. After investigation of the compliant at this location it was found to be in the Town of Herkimer. I contacted the Town of Herkimer Codes Officer Ken Collis and advised him of the compliant. He will be also meeting with George Pauley as well.
- **October 18, 2024** Contacted by Tina Lyon from Home Power Systems regarding 2 permits for generators located on 184 Old State Rd and 122 Cole Rd. She was given a verbal ok by the former codes officer. I advised her I need separate applications with all supporting documents with payment. She emailed all documents awaiting payment for 122 Cole Rd. Received \$15.00 Check for 184 Old State Rd.

- **October 19, 2024** Met with property owner/contractor at 210 Old State Rd Poland NY went over project and received application, plans and fees for this project to construct a 32' x 48' garage.
- **October 21, 2024** Looked into the construction debris that was dumped illegally on Hawthorne Rd. I contacted Herkimer County Highway Dept who said DEC was handling this. Contacted DEC and the investigator told me they have found who dumped illegally and that chargers will be following. Cleanup will occur hopefully by December but could be early spring. This case needs to go through the court system. The property owner nor the Town of Newport will be responsible for the cleanup of this illegal dumping on Hawthorne Rd.
- **October 21, 2024** Received Complaint left by the Town Supervisor to look into property located at 266 Graves Rd regarding bees, pigs, chickens and home dumpster near road. Contacted the property and owner all of these items have been addressed and corrected. The chickens are no longer an issue with the Town's new Zoning Book approved by the Town Board on August 12, 2024.
- **October 22, 2024** Received compliant that was forwarded by email from the Town Supervisor about an ongoing issue through-out the year with the property located at 1705 Newport Rd Poland NY. I met with the adjoining property owner who has had concerns. This property 1705 Newport Rd was issued a Special Use Permit in October 2022 with restrictions. After an on-site visit and review of the property he is in violation of set-back requirements. The property owner at 1705 Newport Rd became combative during my site visit with the adjoining neighbor. At this point a letter has been sent (see attached copy). The owner at 1705 Newport Rd has been given 30 days to correct the noncompliance issue. After 30 days if no corrective action is taken, I will issue a ticket and further steps will be taken.
- **October 24, 2024** Supervisor Lowell sent a report from ISO Building Code Effectiveness. After reviewing the report, I agree with the report's findings. I am making sure my records are complete. If the Town Board or Town Supervisor would like to see what a file should look like and the information that should be with an application for a Building Permit with related supportive documentation, please let me know. Building records are permanent records/plans and cannot be discarded even after 10 years.
- **October 28, 2024** Received a compliant regarding selling of sheds on a property located on N. Gage Rd. Found the property located at 480 N. Gage Rd Poland NY. Contacted property owner with regards to this. The owner advised me that back in July they asked the former codes officer if they could move the business of CNY Building to their home, located at 480 N. Gage Rd. and have 2 metal structures and an office on the property. They were advised no permit was required this would have not been the case back in July according to the old Zoning book. The Town Board approved the whole new Zoning Book on August 12, 2024. I have been emailing the property owner so we have everything in writing. The property owner at 480 N. Gage Rd Poland NY states they will have a Home-Based Business selling barns, garages, RV ports and carports mostly online with displays being located at 480 N. Gage Rd

Poland NY sizes will vary from 22' x 26' with 10' lean to 26' x 25' but not bigger plus an office sized 14' x 20' with 6' porch all located approximately 100' from the road. Reviewing the New Zoning Book with regards to this.

- **October 30, 2024** Went to town offices to review paperwork
- **October 31, 2024** Meeting with property owner at 210 Old State Rd to give building Permit.
- **November 4, 2024** Meeting with USDA investigator. Meeting with engineer onsite at 2788 Newport Rd Sand/Salt Barn.

Submitting 2 checks to Town Clerk (Building Permit Fees in the amount of \$ 168.60)

Check in the amount of \$ 15.00 184 Old State Rd Building Permit # 32-2024 BP

Check in the amount of \$ 153.60 210 Old State Rd Building Permit # 34-2024 BP

Respectfully Submitted,



Craig Fehlhaber
Codes Enforcement Officer