

The Town Board of the Town of Ballston met as the Board of Health at 6:00 p.m. on Tuesday evening, August 11, 2015 at the Town Hall on Charlton Road, Ballston Spa, New York.

PRESENT:

Timothy Szczepaniak	-----	Councilman
William Goslin	-----	Councilman
Kelly Stewart	-----	Councilwoman
Carol Shemo	-----	Clerk
Peter Reilly	-----	Attorney for Zoning and Planning
Thomas Johnson	-----	Building Inspector

ABSENT:

Patrick Ziegler	-----	Supervisor
James Walsh	-----	Counsel
John Antoski	-----	Councilman

The meeting commenced at 6:08 p.m. The purpose of the meeting was to consider the unsafe structure and premises at 857 Rt. 50, SBL# 248..-2-59. The Town Clerk was notified by a National Grid representative, Ms. Chapman, that the electricity and gas were shut off at 857 Rt. 50 on August 6, 2015 due to violations. The National Grid service person found an illegal electrical meter connection and the flue pipes for the furnace and water heater were not up to code. Building Inspector Thomas Johnson and Town Supervisor Patrick Ziegler were notified of these violations.

Building Inspector Johnson, Deputy Building Inspector Lester Bonesteel, Zoning Enforcement Officer Debra Bradt and Town Supervisor Patrick Ziegler inspected the building that has 10 apartments with 6-8 apartments occupied. They found the gas meter locked out and the two electrical meters removed. Mr. Johnson explained the violations to the tenants. He informed the tenants that the premises were unsafe and they would have to vacate the building. He placarded the building with the notice stating the structure is unsafe and its occupancy has been prohibited by the Code Enforcement Official.

The occupants removed the placards and powered the building back up. National Grid responded by removing the wires to the pole. They said the tenants could move back to the building when the problem was fixed. The tenants were told that the building should not be occupied due to the risk of fire. Some of the tenants said they did not have a place to relocate.

Mr. Johnson notified Saratoga County Social Services. He was informed that the individuals have to call Social Services and they are evaluated on an individual bases. Social Services decides if they are whether to locate housing for them.

According to Chapter 52 of the Town Code there needs to be two inspectors to check out the structure and a written report needs to be submitted to the Town Board.

Councilman Goslin supports the action of the Building Inspector as he followed the procedure in Chapter 52 of the Town Code. Based on the Building Inspector's report, the Town Board should determine that the structure is unsafe.

**BOARD OF HEALTH RESOLUTION 15-01**

**THE TOWN BOARD, AS THE BOARD OF HEALTH, DETERMINES THAT THE STRUCTURE AT 857 RT. 50 IS AN UNSAFE STRUCTURE AS REPORTED IN THE BUILDING INSPECTOR'S REPORT AND CONFIRMED BY NATIONAL GRID AND OTHER INSPECTORS. THE BUILDING INSPECTOR SHOULD FOLLOW THE PROCEDURE OUTLINED IN CHAPTER 52 OF THE TOWN CODE BY PLACARDING THE PREMISES AT 857 RT. 50 THAT THE STRUCTURE IS UNSAFE AND ITS OCCUPANY IS PROHIBITED. THE TOWN SHOULD WORK TOWARD RELOCATING THE OCCUPANTS UNTIL THE VIOLATIONS ARE CORRECTED.**

