

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, an Order to Remedy, copies of which are either attached to said property, or mailed certified mail to said property, have been issued to property located at 61 Fairview Ave, Town of Poughkeepsie, State of New York, pursuant to Chapter 159A-4-Disposal of debris and litter of the Town of Poughkeepsie Town Code; and

WHEREAS, said Order to Remedy has not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 9th day of October, 2024 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all solid waste, debris and litter at the above property, so it will not become unsightly, the cost of which work shall constitute a lien and charge on the above real property until paid, satisfied or discharged and shall be collected in the same manner as other Town charges.

AND PLEASE ALSO TAKE FURTHER NOTICE that said recommendation is available in full with Exhibit to preview on our website: <https://ny-poughkeepsietown.civicplus.com/300/Public-Hearings> or in person @ the Town Clerk's Office, Monday – Friday, 8AM – 4PM.

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
September 5, 2024

RESOLUTION 9:4 # 6 OF 2024

WHEREAS, an Order to Remedy, a copy of which is attached hereto, has been issued for property located at 61 Fairview Ave, Town of Poughkeepsie, State of New York, pursuant to Chapter 159A-4-Disposal of debris and litter of the Town of Poughkeepsie Town Code; and

WHEREAS, said Order to Remedy has not been complied with, now therefore

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 9th day of October, 2024 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie, NY as and for the time, date and place of a public hearing to consider a recommendation from the Zoning Administrator that the Town or its contractor remove and as needed continue to remove all solid waste, debris and litter at the above property, so it will not become unsightly, the cost of which work shall constitute a lien and charge on the above real property until paid, satisfied or discharged and shall be collected in the same manner as other Town charges.

Dated: September 4, 2024

Moved: Ann Shershin

Seconded: Michael Cifone

Motion passes/ fails: Ayes 7 Nays 0

JEN/aap
t-8/27/2024
m-9/4/2024

G:\mlegal\2024\September\Sept 4\61 Fairview debris.docx

	AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT Councilman Reuter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilwoman Laird	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilwoman Burger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilman Cifone	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilman Sharpe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Councilwoman Shershin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>PRESENT</u> /ABSENT Supervisor Edwards	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

TOWN OF POUGHKEEPSIE

Office of Zoning Administration

1 Overocker Rd.
Poughkeepsie, New York 12603

Phone: 845-485-3650
Fax: 845-790-4772



Order to Remedy Violation

Compliant Number: 0408
Location: 61 Fairview Ave
Zone: R20

Date: 08/23/2024
Grid No. 6162-10-252622-0000

TO: Michael Martens
1 Jennifer Ct
New Paltz, NY 12561

PLEASE TAKE NOTICE there exists a violation of:

*Zoning Law _____
Other Applicable Laws X

at premises hereinafter described in that It has been noticed by this office that a broken couch and wood planks have been located in the rear yard and are to be removed as per §159-4.

in violation of § 159-4 - Disposal of debris and litter. of the Code of the Town of Poughkeepsie

YOU ARE THEREFORE DIRECTED AND ORDERED to

These items have been there for months and will be removed as per § 159-13 Removal by Town; charges. A. Upon the failure of an owner, tenant or occupant or person in control with notice to correct a condition complained of, the Town Board shall hold a public hearing. The public hearing shall be held upon notice published in the official paper, posted conspicuously on the affected property and, if obtainable, forwarded to the last known address of the property owner, as it appears on the current assessment records of the Town, by certified mail, return receipt requested. Posting, forwarding and publication shall be made not less than 10 days prior to the date of the public hearing. [Amended 6-1-2011 by L.L. No. 11-2011] B. The Town Board, after a public hearing as provided by Subsection A, may cause and continue to cause the removal of any building, structure, vermin, nuisance, hazard, debris or litter as defined in this chapter, or any vehicle parked or stored in violation of this chapter, to be removed from any premises within the Town of Poughkeepsie, upon the failure, or the continued failure, of such owner, tenant or occupant to comply with any requirements and/or conditions of the Town Board. Said removal may be performed by the Town of Poughkeepsie or by its designee, or agent, including a private contractor. The Town Board shall ascertain the cost of the proceeding and the costs of removal and assess such expense against the record owner of the property. The expense so assessed shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other Town charges. [Amended 8-4-2010 by L.L. No. 17-2010] C. The removal of any building, structure, nuisance, hazard or litter by the Town of Poughkeepsie or its agents shall not operate to excuse such owner, tenant or occupant

TOWN OF POUGHKEEPSIE

Office of Zoning Administration

1 Overocker Rd.
Poughkeepsie, New York 12603

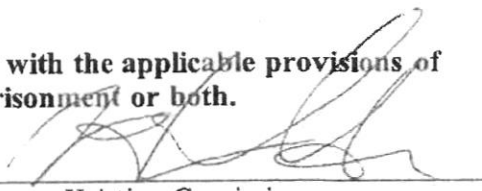


Phone: 845-485-3650
Fax: 845-790-4772

from properly maintaining the premises as required by this chapter, and such owner, tenant or occupant shall notwithstanding such action, be subject to any other penalties as provided for herein.

On or before 09/03/2024

Failure to remedy the conditions aforesaid and to comply with the applicable provisions of law may constitute an offense punishable by fine or imprisonment or both.



Kristina Granieri