

TOWN BOARD MEETING AGENDA

TOWN OF WALLKILL
DATE: October 10, 2013

TOWN BOARD MEETING
TIME: 7:30 PM

7:20 – Public Presentation by Cop Logic

A Moment of silence for:
Father Pat
Robert Dwight Smith

1. PUBLIC PARTICIPATION ON AGENDA ITEMS BELOW ONLY (3 MINUTES EACH INDIVIDUAL)
2. CORRESPONDENCE:
3. RESOLUTIONS:

A.) Resolutions

- 1.) Resolution examining the criminal and civil dockets of Town Justices Joseph Owen and Patrick Owen for the Calendar year 2012.
 - 2.) Resolution adopting an amended fee schedule to take effect October 11,2013.
-
4. COMMITTEE REPORTS:
 5. COUNCILMAN'S COMMENTS
 6. SUPERVISOR'S COMMENTS:
 7. TOWN CLERKS COMMENTS:
 8. COMMISSIONERS/POLICE CHEIF REPORTS:
 9. PUBLIC PARTICIPATION (5 MINUTES EACH INDIVIDUAL.)
 10. MOTION TO AUDIT BILLS AND MAKE CLAIMS
 11. MOTION TO ADJOURN.



Middletown Lions Club

P.O. Box 122, Middletown, NY 10940

Phone: (845) 344-8104

SEP 02 2013

September 30, 2013

Mr. Dan Depew, Supervisor
Town of Wallkill
99 Tower Drive
Middletown, NY 10941

TBR
Long.

Dear Mr. Depew:

I firmly believe it is **never** to late to say **thank you!** On behalf of the entire membership of the Middletown Lions Club, thank you to everyone in the Town of Wallkill government offices who during the months of June/July contributed to the 2013 food drive to benefit RECAP (our Regional Economic Community Action Program).

I took 19 food items to RECAP, which certainly supplied some nutritional meals for those in need in our community.

And, Lacey, thank you for working with me on this food project.

Making a difference to so many individuals in our community is the goal of this annual food drive.

Sincerely,

Glenice Foglia, Secretary, Middletown Lions Club



**THE TOWN OF WALLKILL
TOWN BOARD**

ROLL CALL VOTE

The following was presented
By _____
Sec'd by _____
Date of Adoption _____

Names	Ayes	Noes	Abstain	Absent
<i>Supervisor</i> Mr. Depew				
<i>Councilman</i> Mr. Carr				
<i>Councilman</i> Mr. Valentin				
<i>Councilman</i> Mr. Rotundo				
<i>Councilman</i> Mr. Tulp				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
EXAMING THE CRIMINAL AND CIVIL DOCKETS OF
TOWN JUSTICES JOSEPH OWEN AND PATRICK OWEN
FOR THE CALENDAR YEAR 2012**

WHEREAS, pursuant to Town Law Section 123, the Town Board is required to audit the criminal and civil dockets of each Town Justice annually; and

WHEREAS, the Town Board has received and reviewed the criminal and civil dockets of Town Justices Joseph Owen and Patrick Owen for the Calendar Year 2012;

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that the fines and fees therein showed to have been collected have been turned over to the proper offices as required by law and said reports are approved and accepted by the Town Board of the Town of Wallkill.

**THE TOWN OF WALLKILL
TOWN BOARD**

ROLL CALL VOTE

The following was presented
 By _____
 Sec'd by _____
 Date of Adoption _____

Names	Ayes	Noes	Abstain	Absent
<i>Supervisor</i> Mr. Depew				
<i>Councilman</i> Mr. Carr				
<i>Councilman</i> Mr. Valentin				
<i>Councilman</i> Mr. Rotundo				
<i>Councilman</i> Mr. Tulp				
TOTAL				

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WALLKILL
ADOPTING AN AMENDED FEE SCHEDULE
TO TAKE EFFECT OCTOBER 11, 2013**

WHEREAS, the Town Board of the Town of Wallkill is authorized to set all fees, deposits, and costs by resolution of the Town Board pursuant to adopted local law,

NOW, THEREFORE, BE IT HEREBY

RESOLVED, that the schedule of fees, deposits and costs is hereby amended to add the following fees for the use of the Town of Wallkill Community Center:

Town of Wallkill Residents Contract	Fee
Full Hall Day	\$400.00
Full Hall Evening	\$450.00
Full Hall 8 am-Midnight	\$700.00
Use of Kitchen	\$50.00
½ Hall Day	\$200.00
½ Hall Evening	\$250.00
Security Deposit	\$200.00

Resolution No. :_of 2013

Non-Profit Organizations	Fee
½ Hall Day	\$ 75.00
Full Hall Day	\$125.00
Full Hall 8 am-Midnight	\$300.00
Use of Kitchen	\$ 25.00
Security	\$150.00

Town of Wallkill Affiliated Non-Profits

No Charge

and be it further

RESOLVED, that the schedule of fees, deposits and costs is hereby amended to add the following for the Office of the Receiver of Taxes:

Second Notice Fee For Late Real Property Tax Payments: \$2.00

Late Payment Grace Period For Property Owners
Receiving Enhanced STAR Property Tax Exemption: 5 days

SCHEDULE OF FEES, DEPOSITS AND COSTS
Adopted by Town Board Resolution on October 10, 2013

Dogs: Licenses and Fees

Annual fee for spayed or altered dogs..... \$ 5.00
 Annual fee for unsprayed or unaltered dogs..... \$15.00

Dogs: Impoundment Fees

.....\$100.00

Dogs: Penalties for Violations of Town Code Chapter 70

First Offense.....\$100.00
 Second Offense..... \$150.00
 Third Offense..... \$200.00

Building Department Fee Schedule

Residential (single and two family dwellings)	\$0.65 per sq ft
Multiple Family	\$0.70 per sq. ft
Commercial Building	\$0.75 per sq. ft. for the first 100,000 sq. ft and \$.25 per sq. ft over 100,000 sq. ft

Interior Alterations	\$0.35 per sq. ft. for Residential \$0.40 per sq. ft. for Commercial
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(Note: Minimum fee for alterations).....\$ 80.00

Garages and Pole Barns

Pole Barns	\$0.60 per sq ft
Attached	\$0.50 per sq ft
Detached	\$0.60 per sq ft

<u>Decks and Sheds</u> (up to \$7500.00 cost of construction)	\$ 80.00
Over \$7500.00 cost of construction	\$ 0.20 per sq ft

Pools:

Above ground	\$ 80.00
In ground (Vinyl)	\$0.35 per sq ft

In ground (Concrete) \$0.42 per sq ft

(Note: Minimum Fee).....\$ 80.00

Re-inspection Fee (for inspection not ready) \$ 50.00 (paid before re-inspection)

Other Permits

Septic Permit	\$ 80.00
Well Permits	\$ 80.00
Demolition	\$130.00
Trailer Parks	\$ 35.00 per trailer
Junk Yard	\$175.00 a year
Oil Tanks	\$ 60.00
Electrical	\$ 40.00
Retaining Wall	\$ 80.00
Wood Stove	\$ 80.00
Outdoor Furnace	\$ 80.00

Explosives and Blasting Permit Fees \$175.00 for each permit

NOTE: ALL PERMITS REQUIRE ADDITIONAL \$ 20.00 FEE FOR CERTIFICATE OF OCCUPANCY/CERTIFICATE OF COMPLIANCE

Title Search Letters \$150.00

Housing Maintenance and Fire Inspection Fee's:

Housing Maintenance (Apartment Inspections)	\$80.00 per building and \$12.50 per unit
Commercial Building Fire Inspections	\$100.00 per building and \$12.50 per unit (up to 30,000 sq ft)
Commercial Buildings over 30,000 sq ft	\$250.00 and \$10.00 per unit

19 NYCRR PART 1203

- (h) Fire safety and property maintenance inspections. Provisions shall be made for:
- (1) fire safety and property maintenance inspections of buildings which contain an area of public assembly at intervals not to exceed one year;
 - (2) fire safety and property maintenance inspections of all multiple dwellings and all nonresidential occupancies at intervals consistent with local conditions, but in no event shall such intervals exceed one year for dormitory buildings and three years for all other buildings.

Application Fees:

Water, Sewer and Highway permits \$30.00 application fee
Emergency Water, Sewer and Highway permits \$30.00 application fee

Sign Permit Fees:

Cost of Sign	Fee
\$ 0.00 - \$ 5000.00	\$ 80.00
\$ 5001.00 - \$ 7000.00	\$ 105.00
\$ 7001.00 - \$10,000.00	\$ 165.00
\$ 10,000.00 and up	\$ 215.00

Operating Permits

Fee - \$125.00 Annually For All Public Assembly as per Title 19 Part 1203

19 NYCRR PART 1203

g) Operating permits.

(1) Operating permits shall be required for conducting the activities or using the categories of buildings listed below:

(i) manufacturing, storing or handling hazardous materials in quantities exceeding those listed in Tables 2703.1.1(1), 2703.1.1(2), 2703.1.1(3) or 2703.1.1(4), of the Fire Code of New York State (see 19 NYCRR Part 1225);

(ii) hazardous processes and activities, including but not limited to, commercial and industrial operations which produce combustible dust as a byproduct, fruit and crop ripening, and waste handling;

(iii) use of pyrotechnic devices in assembly occupancies;

(iv) buildings containing one or more areas of public assembly with an occupant load of 100 persons or more; and

(v) buildings whose use or occupancy classification may pose a substantial potential hazard to public safety, as determined by the government or agency charged with or accountable for administration and enforcement of the Uniform Code.

(2) Parties who propose to undertake the types of activities or operate the types of buildings listed in paragraph (1) of this subdivision shall be required to obtain an operating permit prior to commencing such operation. An application for an operating permit shall contain sufficient information to permit a determination those quantities, materials, and activities conform to the requirements of the Uniform Code. Tests or reports necessary to verify conformance shall be required.

- (3) An inspection of the premises shall be conducted prior to the issuance of an operating permit.
- (4) A single operating permit may apply to more than one hazardous activity.
- (5) Operating permits may remain in effect until reissued, renewed or revoked or may be issued for a specified period of time consistent with local conditions.
- (6) Where activities do not comply with applicable provisions of the Uniform Code, an operating permit shall be revoked or suspended

False Alarm Fines:

Number of False Alarms	Residential	Commercial
1	\$ 0.00	\$ 0.00
2	\$ 15.00	\$ 100.00
3	\$ 25.00	\$ 500.00
4	\$ 50.00	\$1000.00
5	\$100.00	\$2000.00

Mailing List for Building and Assessors Departments

Labels or Parcels	Fees
1-10	\$10.00
11-20	\$20.00
21-30	\$30.00
31-40	\$40.00
41-50	\$50.00
51-60	\$60.00
61-70	\$70.00

Planning Board:

Zoning Verification Letter: \$100.00

Receiver of Taxes:

Second Notice Fee For Late Real Property Tax Payments: \$2.00

Late Payment Grace Period For Property Owners
Receiving Enhanced STAR Property Tax Exemption: 5 days

Zoning Board of Appeals Fee Schedule

Residential (decks, sheds, pools and fences) \$ 50.00
All other residential (addition, accessory buildings etc.) \$ 75.00

Signage	\$ 75.00
Commercial Building	\$500.00
Use Variance	\$500.00
Interpretation	\$300.00
ZBA Extension Residential (6 month only)	\$ 25.00
Extension Commercial (6 month only)	\$ 50.00
(6 month (249-48(f))	

Highway Department Driveway Bond:

Residential Driveway (no curbs)	\$1,500.00
Residential Driveway (curbs)	\$2,500.00
Commercial Driveway	\$2,500.00 per lane

Peddling and Soliciting

Application Fee	\$ 50.00
License Fee	\$ 50.00
Solicitors with vehicles, pushcarts and trailers	\$100.00 (each)
Photo ID replacement or additional ID's	\$ 5.00

Miscellaneous Fees for Police Department

Police Accident Report Fee	\$ 15.00
Non-Criminal Fingerprint	\$ 15.00

Games of Chance License Fees

License fee for each license period.....	\$25.00
License fee for authorized organization—each license period (not to exceed one year) \$18.75 per occasion	

Parks: Pavilion Rates for Town of Wallkill Parks

Residents:	1) \$175.00	2) \$ 75.00	3) \$ 75.00
Non Residents	1) \$225.00	2) \$125.00	3) \$125.00

Town of Wallkill Community Center:

A. Resident Contract Fees

Full Hall Day	\$400.00
Full Hall Evening	\$450.00
Full Hall 8 am-Midnight	\$700.00
Use of Kitchen	\$50.00
½ Hall Day	\$200.00
½ Hall Evening	\$250.00
Security Deposit	\$200.00

B. Non-Profit Organizations

½ Hall Day	\$ 75.00
Full Hall Day	\$125.00
Full Hall 8 am-Midnight	\$300.00
Use of Kitchen	\$ 25.00
Security	\$150.00

C. Town of Wallkill Affiliated Non-Profits No Charge

Sewers and sewage disposal: Building Laterals Connections and Fees

Permit and Sewer inspection fee.....	\$250.00
Permit and Water inspection fee.....	\$250.00 plus cost of meter

Street and Sidewalk Work Permit Fees, Deposits and Bonds

Permit fee (nonrefundable)	\$ 50.00
Deposit	\$ 25.00 per sq. ft.
(\$50.00 shall be for inspection and administrative costs of the town, which is not refundable)	
Bond Security Fee (in lieu of deposit) in the minimum amount of	\$1000.00

Residential Driveway	\$1,500.00
Commercial Driveway	\$2,500.00

Survey Monument Fees

Survey monument fee per unit or lot (as computed per §212-3.B of the Town Code) \$135.00

Towing Permit Fees

Annual Permit for one towing vehicle \$125.00
Each additional towing \$ 45.00

The following is added on July 27, 2006

Procedure for establishing Escrow Account for payment of Consultant Review Fees

Upon application to the Planning Board for any action or approval required in accordance with the procedures set forth by Town Law, the applicant shall post with the Town of Wallkill a deposit to cover all engineering/planning consulting fees deemed necessary by the Planning Board. This fee must be submitted to the Secretary of the Planning Board preferably before, but no later than the day of the initial scheduled work session for the project.

Amount shall be as follows:

- A. Residential Subdivisions: \$400.00 per lot up to 4 lots
\$100.00 for each additional lot
Over initial 4 lots*
- B. Lot Line Changes \$400.00 minimum or such amount
Up to maximum of \$400.00
As deemed by Town Engineer*
- C. Multi-Family S/P \$100.00 per unit up to forty units
25.00 for each additional unit over
Initial 40 units*
- D. Commercial Subdivision \$1000.00 per lot up to 4 lots
200.00 for each additional lot over
Initial 4 lots*
- E. Site Plan/Special Use Permit Applications - \$1000.00 minimum
Or up to a maximum of \$2000.00
As deemed appropriate at the time
Of application.*
- F. Planning Board Extension- Subdivision \$50.00
Preliminary- 6 month- Town Code 209-9(j)
Final Conditional- 6 months-Town Code 209-9 (J)*

Final – 1 year- Town Code 249-41 (c)2

- G. Planning Board Extension- Site Plan and/or SUP- \$100.00**
 - Site plan- 1 year – Town Code 249-40(d)10 c**
 - SUP- 1 year—Town Code 249-38 (F) 2&3**

ENGINEERING AND CONSULTANT FEES WITH THE TOWN ENGINEER ARE BILLED DIRECTLY TO THE APPLICANT. THESE FEES INCLUDE WORKSESSIONS AND/OR INSPECTION FEES IF APPLICABLE AND ARE NOT INCLUDED IN THE APPLICATION FEES. PLEASE REFER TO ATTACHED ESCROW SCHEDULE.

RESIDENTIAL

Residential Lot Line Change and Minor S/D (3 lots or less)
Application Fee \$250.00 plus \$50.00 per each lot.

Residential S/D – Major (4 lots and above)
Application Fee \$500.00 plus \$50.00 per each additional lot over 4)

NON-RESIDENTIAL CONSTRUCTION

Application Fee (Existing Space) \$250.00 in addition to the following:
\$.15 sq. ft. up to 10,000 sq. ft.
.05 sq. ft. up from 10,001 to 100,000
.01 sq. ft. above 100,001

Application Fee (New Construction) \$500.00 in addition to the following:
\$.15 sq. ft. up to 10,000 sq. ft.
.05 sq. ft. up from 10,001 to 100,000
.01 sq. ft. above 100,001

Public Hearing Fee \$ 150.00

Survey Monuments Fees (Local Law #4 of 1989)

- \$135.00 per Unit or Lot –
1. Subdivisions – one unit equals one approved subdivision lot.
 2. Multiple Family Development – one unit equals each individual Condominium, townhouse, apartment or dwelling unit approved.
 3. Industrial, commercial office or other such use – one unit shall equal 2,000 sq. ft. of building area approved.

Recreation Fees (Section 249-34 town Zoning Code (Local Law #1 of 2005))

For all developments and subdivisions, other than two lot minor subdivisions, if the Planning Board has required the incorporation of recreation fees by the developer on the site, the parkland fee shall be \$1250.00 per unit or lot. If the Planning Board has not required the incorporation of recreation facilities by the developer on his site, the parkland fee shall be \$2500.00.

Inspection Fee (Section 249-42)

The owner/developer is responsible for payment of all inspections, as built and related costs. Initially, an inspection fee of 4% of the amount of the construction costs shall be paid to the town prior to the time that the Chairman of the Planning Board signs the final plat or the start of any plat or the start of any site improvement work.

Contribution to Traffic Mitigation

Industrial & Office	\$1.00 sq. ft.
Warehouse	.50 sq. ft.
Retail	2.00 sq. ft.
Enclosed Malls	3.50 sq. ft.
Hotels/Motels	.75 sq. ft.
Apartments and Subdivisions	500.00 per unit

Chapter 248 ESCROW DEPOSITS:

Minimum deposits for:

Road Dedication	\$2000.00 when depleted to \$750.00 must be replenished
Maintenance Bonds	\$2000.00 when depleted to \$750.00 must be replenished
Drainage District	\$5000.00 when depleted to \$2000.00 must be replenished
Lighting Districts	\$5000.00 when depleted to \$2000.00 must be replenished
Developers Agreements	\$5000.00 when depleted to \$750.00 must be replenished
Commercial Cluster	\$5000.00 when depleted to \$750.00 must be replenished
Open Development	\$5000.00 when depleted to \$750.00 must be replenished
Miscellaneous	\$1000.00 when depleted to \$250.00 must be replenished

If amount is not replenished all work will stop until replenished

	ATTORNEY ESCROW
A. Residential Subdivisions	\$ 350.00 per lot up to 4 lots \$ 425.00 for lots 5 thru 9 \$ 750.00 for lots 10 or more
B. Lot Line Changes	\$ 350.00
C. Multi Family/SP	\$ 250.00 1 st 4 units

	\$ 425.00 for units 5 thru 9
	\$ 750.00 for 10 or more units
D. Commercial S/D	\$350.00 for the 1 st 4 Lots
	\$425.00 for lots 5 thru 9
	\$ 750.00 for 10 or more
E.	\$ 750.00

ELECTRICAL INSPECTION FEES
Single and 1 & 2 Family – Residential Occupancy

Flat Rate Residential Inspection Fees

Per Square Feet	Visits	Fee	Notes
0 – 299 see note 1	2	\$80.00	1. Does not include a service
0 – 600	3	\$100.00	
700 - 1199	3	\$130.00	“On a residential job inclusive of a service, and any additional work, the residential inspection fee category applies”
1200 – 1799	3	\$160.00	
1800 – 2399	3	\$190.00	
2400 - 2999	3	\$220.00	
3000 – 4000	3	\$250.00	
Above 4000	TBD	Request Quote	
Service Only See Note 2			
100 - 225 Amp	2	\$80.00	2. Additional visits are priced according to additional visit fee Schedule
225 – 400 Amp	2	\$100.00	
Swimming Pool	3	\$100.00	
Permanent Gen. Installation With transfer switch	2	\$80.00	
Residential Electrical Survey: 1		\$100.00	
Excessive Mileage		\$10.00	Each add'l 25 miles over 50 miles round trip

Special Fees:

A visit fee of \$50.00 will be charged for every additional visit over the total number of visits provided for within this schedule of fees.

A written request for a duplicate certificate will be granted for a fee of \$25.00.

Special Handling, processing, and overnight delivery of a certificate of compliance, \$50.00.

Applications not filed with all pertinent information are subject to a \$20.00 correction fee.

Stand-by-fee for Electrical Inspection Personnel will be charged at \$65.00 per hour

FEE FOR CLEANUP OF ABANDONED PROPERTY BY DEPARTMENT OF PUBLIC WORKS: \$300.00 PER CLEANUP VISIT