

RESOLUTION 50 OF 2018

At a regular meeting of the Town of Clinton duly held at the Town Hall, Centre Road in the Town of Clinton on the 9th day of October, 2018. Upon the calling of the roll by the Clerk the following members were:

Present: SUPERVISOR OBERLY
COUNCILMAN WERNER
COUNCILMAN WHITTON
COUNCILMAN MICHAEL
COUNCILWOMAN CUNNINGHAM

Absent: NONE

The following resolution was offered for adoption by Supervisor Oberly which resolution was seconded by Councilman Werner

RESOLUTION AUTHORIZING THE PROSECUTION OF VIOLATIONS OF CHAPTERS 195 AND 250 OF THE TOWN CODE AT 217 EAST FALLKILL ROAD BY THE ZONING ADMINISTRATOR AND ATTORNEY TO THE TOWN.

WHEREAS, numerous violations of Chapters 195 and 250 of the Town Code have been found by the Zoning Administrator at the property located at 217 East Fallkill Road in the Town of Clinton, Parcel Grid No. 132400-6266-00-843627-0000;

WHEREAS, Local Law No. 2 of 2017 amended Section 250-88 of the Town Code to require Town Board authorization to prosecute violations of Chapter 250 of the Town Code;

WHEREAS, Local Law No 2 of 2017 also amended Section 250-88 of the Town Code to allow the Attorney to the Town the authority to prosecute violations of Chapter 250 of the Town Code;

WHEREAS, Chapter 195 of the Town Code provides that the Zoning Administrator shall have the jurisdiction to enforce violations all violations of said Chapter;

WHEREAS, Section 268 of the N.Y. Town Law permits the Town Board to grant the authority to prosecute Town Code violations to local authorities including, the Attorney to the Town.

NOW THEREFORE BE IT RESOLVED that the Attorney to the Town and Zoning Administrator are authorized, directed and empowered to take all actions necessary to prosecute violations of Chapters 195 and 250 of the Town Code found on the property located at 217 East Fallkill Road, Parcel Grid No. 132400-6266-00-843627-0000, such actions shall include but not be limited to the issuance of appearance tickets and commencing an enforcement action in the Town Justice Court.

The vote having been taken upon such resolution the result was as follows:

Supervisor Raymon Oberly	VOTING	<u>AYE</u>
Councilman Michael Whitton	VOTING	<u>AYE</u>
Councilman Eliot Werner	VOTING	<u>AYE</u>
Councilman Dean Michael	VOTING	<u>AYE</u>
Councilwoman Nancy Cunningham	VOTING	<u>AYE</u>

There being a majority of the Town Board voting to approve the resolution, the resolution was declared by the Supervisor to have been adopted.

IN WITNESS WHEREOF, I affix the seal of the Town of Clinton as the Clerk thereof, this 9th day of October, 2018.

DATED: Clinton, New York
October 9, 2018

TOWN OF CLINTON, NEW YORK

Town Clerk: Carol – Jean Mackin

Carol – Jean Mackin