

LEGAL NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Poughkeepsie does hereby set the 29th day of September, 2021 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie as and for the time, date and place of a public hearing to amend the Town Code, Chapter 203, entitled “Water”, specifically § 203-6, entitled “Meters; civil penalties”, and

ALSO TAKE NOTICE, that the proposed amendments are available in the Town Clerk’s Office between the hours of 8:00AM-4:00PM Monday through Friday and also on our website look for the public hearings on the home page.

**Given the global COVID-19 pandemic, Town Hall is open to the public, but with very limited space and with special requirements (masks, social distancing) for public attendance. However, the Town Board meeting, inclusive of this public hearing, will also be accessible to the public through the media platform called Zoom in order to proceed with Town business and safely maintain social distancing requirements. Town Board Members will be present but members of the community can access the Town Board meeting through Zoom information below.

Zoom direct link:

<https://us06web.zoom.us/j/83255443548?pwd=WTErOUtWcU82WEM2NXF2VGhUMTFiQT09>

Via the Zoom website or application (“app”): Meeting ID 832 5544 3548
Password: 202337

Through Zoom members of the community will be able to participate in the Town Board meeting via computer or phone audio.

Members of the community can also simply call into the meeting using the following phone number: 1-929-205-6099 and the meeting ID and meeting password above.

The meeting is also broadcast live on Cablevision Channel 22 and Verizon Fios Channel 38.

Felicia Salvatore, Town Clerk
Town of Poughkeepsie
September 8, 2021

RESOLUTION 9:1 - # 5 OF 2021

BE IT RESOLVED, that the Town Board of the Town of Poughkeepsie does hereby set the 29th day of September, 2021 at 7:00 p.m. at the Town Hall, Town of Poughkeepsie, One Overocker Road, Poughkeepsie as and for the time, date and place of a public hearing to amend the Town Code, Chapter 203, entitled "Water", specifically § 203-6, entitled "Meters; civil penalties", and

BE IT FURTHER RESOLVED, that the proposed amendments are attached hereto as Exhibit A and incorporated herein, and the Town Board does hereby waive a verbatim reading of said amendments and does direct that said amendments be spread across the record as if they, in fact, had been read verbatim, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Poughkeepsie does determine that this action is a Type II Action requiring no environmental review; and

BE IT FURTHER RESOLVED, that said local law, if adopted, shall take effect immediately upon filing with the Secretary of State.

Dated: September 1, 2021

Moved: Michael Cifone

Seconded: Ann Shershin

Motion passes/ fails: Ayes 6 Nays 0

JEN/mem
t-8/23/2021
m-9/1/2021

		AYE	NAY	ABSTAIN
<u>PRESENT</u> /ABSENT	Councilman Renihan	✓	___	___
<u>PRESENT</u> /ABSENT	Councilman Carlos	✓	___	___
<u>PRESENT</u> /ABSENT	Councilwoman Lopez	<u>Absent</u>	___	___
<u>PRESENT</u> /ABSENT	Councilman Cifone	✓	___	___
<u>PRESENT</u> /ABSENT	Councilman Krakower	✓	___	___
<u>PRESENT</u> /ABSENT	Councilwoman Shershin	✓	___	___
<u>PRESENT</u> /ABSENT	Supervisor Baisley	✓	___	___

Exhibit A

Chapter 203. Water

Article I. Town-Wide Water Improvement Area

§ 203-6. Meters; civil penalties.

...

G. Residential ¾” and 1” water meters that are over 20 years old, not compatible with Town reading equipment, or not functioning properly shall be replaced at Town expense. Affected property owners shall be sent a 30-day Mandatory Upgrade Notice Letter. If a consent to replace is not timely received, or if replacement is not allowed, a second 30-day Notice Letter shall be sent. If after the second Notice Letter is sent no consent to replace is received, or if replacement is not allowed, the Town will send a final 30-day Notice Letter via Certified Mail. If a consent to replace is not then timely received, or if replacement is not allowed, a \$100.00 charge will be assessed on each quarterly water bill thereafter until the replacement has been acceptably completed, with the Town reserving to itself all other rights and remedies.

H. Except as provided below, 1 ¼”, 1 ½”, and 2” commercial water meters that are over 20 years old, not compatible with Town reading equipment, or not functioning properly

shall be replaced at the property owner's expense. Owners will be sent a 30-day Mandatory Upgrade Letter. If a consent to replace is not timely received, or if a replacement is not allowed, a second 30-day Notice Letter shall be sent. If after the second Notice Letter is sent no consent to replace is timely received, or if replacement is not allowed, the Town will send a final 30-day Notice Letter via Certified Mail. If consent to replace is not timely received, or if replacement is not allowed, a \$500.00 charge will be assessed on each quarterly water bill thereafter until after the replacement has been acceptably completed, provided however, that if a commercial property owner can prove that its meter is compatible, functioning properly, and although over 20 years old, is accurate to within 2% plus or minus by a certified meter testing company, the \$500.00 charge will be waived. The Town reserves to itself all other rights and remedies