

Town of Pittsford SELECT BOARD MEETING – June 19, 2024 – DRAFT

HEALTH VIOLATION HEARING

MEMBERS PRESENT: Alicia Malay, David Mills, Mark Winslow, and Dan Adams. ABSENT: Thomas Hooker OTHERS PRESENT: Rich Bowman (via Zoom at 6:08 PM), David Atherton – Town Manager, Kelly Giard – Recording Secretary

The Select Board was called to order at 6:00 PM by Chair Malay.

Town Manager Atherton stated that Rich Bowman, Town Health Officer has been working with State of Vermont Game Wardens regarding the property at 71 Simpson Lane in East Pittsford due to the amount of garbage bags that are filled with trash thrown about the property causing bear to be on the property. There is also an issue of the septic needing attention and running about the property. This is a public health hazard and violates Title 24 VSA §2201. Copies of the violations were included in the letter that was sent to Mr. Post, who resides at the property.

There was a lengthy discussion regarding the septic system and the owner stated that the system has not been pumped. Mr. Bowman stated that he has visited the property a number of times due to the complaints.

Mr. Bowman stated that the property is currently owned by Brent Newton. Mr. Bowman stated that he has spoken to the attorney that is involved in the foreclosure of the property. Mr. Bowman stated that the owner is responsible for the septic pumping, however, Economic Services is refusing to give him the information for the property owner, however, he did contact Mr. Bowman FOR information. Mr. Bowman stated that the renters are paying rent and he believes that Mr. Newton is not reporting the income to Economic Services due to the fact that any assistance received would be decreased by the amount of the rent received. Town Manager Atherton stated that the financing company should be made aware of the issues at the property with the septic. Mr. Bowman stated that he has contacted Mr. Newton's attorney who stated that Mr. Newton does not have the funds to clean up the property. D. Adams inquired if the attorney is aware of the rental income. Town Manager Atherton will do some title work on the property to confirm the ownership.

Mr. Bowman stated that he will be contacting Pittsford Police Department to accompany him when he serves any documentation as the renter is very confrontational.

The Select Board agreed unanimously that all involved parties receive notices concerning this property.

Motion by M. Winslow and seconded by D. Adams to authorize Mr. Bowman to serve the following order:

Therefore, by the authority granted in 18 V.S.A §126,602a, it is ordered:

- 1. ORDERED: To immediately start cleaning the area of garbage bags and debris. The ground is to be cleaned up from all hazardous materials that may contaminate the ground.*
- 2. ORDERED to have someone come out and inspect the septic system and make sure that no containments are running into properties below you and getting into their water wells.*

Motion passed unanimously 4 – 0.

The hearing was closed at 6:17 PM.

Respectfully Submitted,

Kelly Giard
Recording Secretary

Alicia Malay, Chair

David Mills, Vice Chair

ABSENT

Thomas Hooker, Selectman

Dan Adams, Selectman

Mark Winslow, Selectman