

**PUBLIC HEARING TO CONSIDER THE STRUCTURE LOCATED AT 1127  
HAMLIN PARMA TOWN LINE ROAD, HILTON, NY  
May 11, 2009**

A Public Hearing was held in the Hamlin Town Hall located at 1658 Lake Rd., Hamlin, New York, in order to consider the matter of the structure located at 1127 Hamlin Parma Town Line Road, Hilton, NY, such property as shown in the official tax accounts of the Town of Hamlin as being owned by Mr. Jerard A. Scacchetti, and such structure having been declared by the Town Board of the Town of Hamlin to be dangerous or unsafe to the general public as defined in Chapter 39 of The Code of the Town of Hamlin. The meeting was called to order at 6:30 pm by Supervisor Roach. The location of the fire exits and defibrillator was explained for those present.

Present: Supervisor Dennis Roach, Councilperson Tom Breslawski, Councilperson Mike Marchetti, Councilperson Paul Rath, Councilperson David Rose.  
Also Present: Attorney Ken Licht, Building Inspector/CEO Charlie Hungerford, Planning Board members Tom Jensen, Library Board Member Peter Terry. Residents present: Jerard Scacchetti, Pat and Sally Littlefield.

Supervisor Roach stated: The structure located at 1127 Hamlin Parma Town Line Road, Hilton, NY, which is owned by Mr. Jerard A. Scacchetti was heavily damaged by fire on May 6, 2008. Per Chapter 39 of the Code of the Town of Hamlin, the Hamlin Town Board at its April 13, 2009 meeting determined based upon the specific, existing, adverse conditions that the structure is unsafe and dangerous to the general public and ordered its repair if it could be safely repaired; or otherwise its demolition and removal. The Town Board so ordered this Public Hearing to afford Mr. Scacchetti the opportunity to address the issue and to enable the Town Board to consider all the information presented in order to make a fair and informed determination on whether or not the building could be safely repaired or whether demolition and removal of the building would be required and a reasonable date to expect completion of the action. On April 20, 2009, Mr. Scacchetti was personally served notice of the Town Board's determination and of the Public Hearing.

Supervisor Roach asked the Town Clerk to provide proof of publication. Proof was provided.

Supervisor Roach asked Building Inspector/Code Enforcement Officer Charlie Hungerford to come forth and give his testimony. Building Inspector/Code Enforcement Officer/Fire Marshal Charlie Hungerford showed a picture presentation of the structure and pointed out the unsafe areas. He feels that it would be too costly to have the building repaired and would be more beneficial to take the building down and start over again. Brief discussion was held. Supervisor Roach asked if it was possible to re-build on that particular site. Mr. Hungerford stated that it could be built on, but the usual variances would have to be acquired. The lot is small so it doesn't meet today's code and set back requirements.

Supervisor Roach asked Mr. Jerard Scacchetti for his comments.

Jerard Scacchetti, confirmed his identity and ownership of 1127 Hamlin Parma Town Line Road. Mr. Scacchetti stated that the house is not livable; they have tried several options with no luck. He has secured a company to come in to demolish the house. Mr. Scacchetti read from a letter sent to the Town by John Lee & Company. Mr. Scacchetti stated that it is his intention to demolish the house and offered apologies to anyone who was offended by the situation. Councilperson Rose asked if Mr. Scacchetti was certain that Mr. Lee would be following through with the demolition because of Mr. Lee's business which is paving and asphalt. Mr. Scacchetti assured Councilperson Rose that the demolition would happen in the timeframe given.

Supervisor Roach invited any public testimony to speak. He requested that speakers state their name and address.

Pat Littlefield 9 Country Creek Lane stated: He appreciated what Mr. Scacchetti has done so far with the property and would like to see the situation resolved in the timeframe stated.

Mr. Scacchetti publicly thanked all those neighbors that helped them with donations, thanked Bob and Barb Kaiser for lawn mowing and to Steve DeLorenzo for rescuing his wife and children from the fire.

Councilperson Rath asked BI/CEO/FM Charlie Hungerford if he had any reservations regarding John Lee and Company. Mr. Hungerford stated he didn't as Mr. Lee has done work for Hamlin previously.

Supervisor Roach asked BI/CEO/FM Charlie Hungerford if he could make contact with Mr. Lee regarding demolition codes and contingent upon that would accept Mr. Scacchetti's plan of action as acceptable to deal with the situation provided that the work is completed in a reasonable time. The Town Board feels that the work needs to commence within 30 days and completed within 45. Failure to comply with that would be grounds for the Town to have that work done and charge the tax account for that property.

**ADJOURN PUBLIC HEARING CONSIDER THE STRUCTURE LOCATED AT 1127 HAMLIN PARMA TOWN LINE ROAD, HILTON, NY**

Resolution #144 Motion was made by Councilperson Rath, seconded by Councilperson Rose to adjourn the Public Hearing regarding the structure located at 1127 Hamlin Parma Town Line Road, Hilton, NY.

Members polled, Councilperson Breslawski aye, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

**APPROVAL TO ACCEPT DEMOLITION PLANS FOR 1127 HAMLIN PARMA  
TOWNLINER ROAD CONTINGENT UPON THE DEMOLITION COMPANY'S  
UNDERSTANDING OF THE TOWN PROCEDURE**

Resolution #145 Motion was made by Supervisor Roach, seconded by Councilperson Rath to accept Mr. Scacchetti's plan of action as acceptable to deal with the situation provided that the work is commenced within 30 days and completed within 45. Failure to comply with that would be grounds for the Town to have that work done and charge the tax account for that property.

Members polled: Councilperson Breslawski aye, Councilperson Marchetti aye, Councilperson Rath aye, Councilperson Rose aye, Supervisor Roach aye. Motion carried.

Supervisor Roach thanked Mr. Scacchetti and the public input and declared the Public Hearing officially closed.

Respectfully,

Kathi A. Rickman, RMC/CMC  
Hamlin Town Clerk