



City of Kingston Public Safety/General Government Committee
Meeting Agenda
Wednesday, June 28, 2017

UPDATES:

Lynn Johnson - Conservation Advisory Council

Michael D'Arcy - Climate Smart Kingston

NEW BUSINESS

Speed Humps - Rondout & Colonial Gardens

[Speed Bumps.txt](#)

Request to Remove Handicapped Signage on Post Street

[Fwd Handicapped signage Post St.txt](#)

Code Changes - Sanitation and Grass/Weeds

[Sanitation and Weeds \(002\).pdf](#)

OLD BUSINESS

Naming of Broadway Commons in honor of Pauline Oliveros - Follow-Up

[Pauline Naming Letter to Mayor_0001.pdf](#)

One-Way on Post Street - Follow-Up

[Communication- Post Street 4-28-17.pdf](#)

From: Jnoble <jnoble39@aol.com>
Sent: Tuesday, June 06, 2017 8:34 PM
To: Winnie, Carly
Subject: Fwd: Speed Bumps

Please add to the PS Committee . Thank you. Jim

Sent from my iPhone

Begin forwarded message:

From: "STEVEN SCHABOT" <SSCHABOT@hvc.rr.com>
Date: May 15, 2017 at 11:02:19 AM EDT
To: "'James Noble'" <jnoble39@aol.com>
Cc: "'Bill Carey'" <kingstoncarey5@yahoo.com>, "'Davis, Tony'" <tdavis@kingston-ny.gov>
Subject: Speed Bumps

Jim

Tony and I have received a requests from Cathy Maloney at the Kingston Housing Authority to place speed humps in Rondout Gardens and Colonial Gardens. There are many instances of speeding that she feels may be corrected with the placement. I have

witnessed many vehicles using Rondout Gardens as a means to avoid the traffic signal at

the intersection of Murray Street and the NYS arterial. Due to the high speed traffic, this

signal remains Red for long periods on Murray Street, which drivers wish to avoid. In

Colonial Gardens it appears to be parents bringing their children to the Head Start

facility. Placement of the humps will be determined after a site inspection with Ms

Maloney at Colonial Gardens. I have already met with her at Rondout Gardens.

Please contact me if you have any questions.

Thanks

Steve

From: Jnoble <jnoble39@aol.com>
Sent: Monday, June 05, 2017 12:10 PM
To: Winnie, Carly
Subject: Fwd: Handicapped signage

Carly , Please add to the P.S. Committee . Thank You. Jim

Sent from my iPhone

Begin forwarded message:

From: "STEVEN SCHABOT" <SSCHABOT@hvc.rr.com>
Date: June 5, 2017 at 10:41:57 AM EDT
To: "'James Noble'" <jnoble39@aol.com>
Cc: "'Bill Carey'" <kingstoncarey5@yahoo.com>
Subject: Handicapped signage

Jim

I have a request to remove handicapped zone and signage from 2 Post Street.

Designee

no longer resides at that address.

Thanks

Steve

CITY OF KINGSTON
Kingston Fire Department
Building Safety Division

ttiano@kingston-ny.gov

Steven T. Noble, Mayor
Mark Brown, Fire Chief



Tom Tiano, Deputy Chief
Joe Safford, Zoning Officer

Debbie Brown
Minority Leader
Ward 9 Alderman

Debbie:

I have enclosed the section of the 2015 International Property Maintenance Code and the NYS 2016 Supplement Code Amendment regarding sanitation and weeds on properties. You can see that these codes are very strict and leave little doubt as to their meaning. The problem only exists in the time frame to comply with the violation notice. When we site a code violation based of the 2015 International Codes, we are required to give 30 days to have the violation corrected. This is where the need for a stricter code requiring a shorter time frame would make more sense. In the past, the City has enacted laws such as Chapter 250- Graffiti, and Chapter 384- Motor Vehicles, Abandoned, that created a shorter time frame to come into compliance than what the International Codes allows. A suggested time frame for compliance on the sanitation and weeds issues might be (7) seven days. I don't feel that that would be unreasonable and would allow my department more flexibility in getting these properties cleaned up. Also along with shorter time frames, the council should include penalties for violations of those time frames both in fines and with the City having the ability to conduct the cleanup and bill the property owner.

If you have any questions or want any other information, please contact me or my office.

Tom Tiano
Building Safety

CHAPTER 3

GENERAL REQUIREMENTS

SECTION 301 GENERAL

301.1 Scope. The provisions of this chapter shall govern the minimum conditions and the responsibilities of persons for maintenance of structures, equipment and *exterior property*.

301.2 Responsibility. The *owner* of the *premises* shall maintain the structures and *exterior property* in compliance with these requirements, except as otherwise provided for in this code. A person shall not occupy as owner-occupant or permit another person to occupy *premises* that are not in a sanitary and safe condition and that do not comply with the requirements of this chapter. *Occupants* of a *dwelling unit*, *rooming unit* or *housekeeping unit* are responsible for keeping in a clean, sanitary and safe condition that part of the *dwelling unit*, *rooming unit*, *housekeeping unit* or *premises* which they occupy and control.

301.3 Vacant structures and land. Vacant structures and *premises* thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.

SECTION 302 EXTERIOR PROPERTY AREAS

302.1 Sanitation. *Exterior property* and *premises* shall be maintained in a clean, safe and sanitary condition. The *occupant* shall keep that part of the *exterior property* that such *occupant* occupies or controls in a clean and sanitary condition.

302.2 Grading and drainage. *Premises* shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon, or within any structure located thereon.

Exception: *Approved* retention areas and reservoirs.

302.3 Sidewalks and driveways. Sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair, and maintained free from hazardous conditions.

302.4 Weeds. *Premises* and *exterior property* shall be maintained free from weeds or plant growth in excess of [JURISDICTION TO INSERT HEIGHT IN INCHES]. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

Upon failure of the *owner* or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of viola-

tion, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the *owner* or agent responsible for the property.

302.5 Rodent harborage. Structures and *exterior property* shall be kept free from rodent harborage and *infestation*. Where rodents are found, they shall be promptly exterminated by *approved* processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.

302.6 Exhaust vents. Pipes, ducts, conductors, fans or blowers shall not discharge gases, steam, vapor, hot air, grease, smoke, odors or other gaseous or particulate wastes directly upon abutting or adjacent public or private property or that of another *tenant*.

302.7 Accessory structures. Accessory structures, including *detached* garages, fences and walls, shall be maintained structurally sound and in good repair.

302.8 Motor vehicles. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any *premises*, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an *approved* spray booth.

Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and *approved* for such purposes.

302.9 Defacement of property. No person shall willfully or wantonly damage, mutilate or deface any exterior surface of any structure or building on any private or public property by placing thereon any marking, carving or graffiti.

It shall be the responsibility of the *owner* to restore said surface to an *approved* state of maintenance and repair.

SECTION 303 SWIMMING POOLS, SPAS AND HOT TUBS

303.1 Swimming pools. Swimming pools shall be maintained in a clean and sanitary condition, and in good repair.

303.2 Enclosures. Private swimming pools, hot tubs and spas, containing water more than 24 inches (610 mm) in depth shall be completely surrounded by a fence or barrier not less than 48 inches (1219 mm) in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching. Where the self-latching device is less than 54 inches (1372 mm) above the bottom of the gate,

CHAPTER 8 Amendments to the 2015 IPMC

For the purposes of applying the 2015 IPMC in this State, the 2015 IPMC shall be deemed to be amended in the manner specified in this Chapter.

1. 2015 IPMC Section 302 (Exterior property areas).

Section 302.4 of the 2015 IPMC shall be deemed to be amended to read as follows:

302.4. Weeds. All premises and immediate exterior property shall be maintained free from weeds or plant growth in excess of 10 inches (254 mm). All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

2. 2015 IPMC Section 303 (Swimming pools, spas and hot tubs).

Section 303.2 of the 2015 IPMC shall be deemed to be amended to read as follows:

303.2 Enclosures. The provisions of this section shall control the design of barriers for residential swimming pools, spas and hot tubs. For public swimming pools, spas and hot tubs refer to Chapter 31 of the 2015 IBC. Design controls are intended to provide protection against potential drowning and near-drowning by restricting access to swimming pools, spas and hot tubs.

Exception: Spas or hot tubs with a safety cover that complies with ASTM F 1346 shall be exempt from the provisions of this section.

3. 2015 IPMC Section 303 (Swimming pools, spas and hot tubs).

Section 303 of the 2015 IPMC shall be deemed to be amended by the addition of new Sections 303.3, 303.4, 303.5, 303.6, 303.7 and 303.8 to read as follows:

303.3 Outdoor swimming pool. An outdoor swimming pool, including an in-ground, aboveground or on-ground pool, hot tub or spa shall be provided with a barrier which shall comply with the following:

1. The top of the barrier shall be at least 48 inches (1219 mm) above grade measured on the side of the barrier which faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be 2 inches (51 mm) measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above grade, such as an aboveground pool, the



**Kingston Arts Commission
City Hall
Kingston NY 12401**

March 29, 2017

Mayor Steve Noble
City Hall
Kingston, NY 12401

Dear Mayor Noble:

Thank you for joining us at the Celebration Tribute for Pauline Oliveros in the Common Council Chamber on Sunday, March 19. I know your presence and kind words meant a great deal to Ione, Pauline's spouse, Lisa Kelley, the event organizer, and the hundreds of local residents who attended. The Arts Commission was proud to have sponsored the event.

It is also about Pauline Oliveros that I write to you today. As you know from my welcome remarks at the Tribute, the Arts Commission unanimously feels it is a fitting recognition of this giant of contemporary music for the City to name a prominent space in Pauline's honor. This would recognize Pauline's thirty-five-year residence in the City of Kingston, her commitment to the city's cultural life and her stature in the arts community—regionally, nationally and worldwide.

As was noted in the obituary in the *New York Times*, Pauline was "a composer whose life's work aspired to enhance sensory perception," who "avidly adopted cutting-edge technologies," who proposed "a total inclusivity, meant to free music from elite specialists and open it up to everyone, regardless of status, experience, or ability." She conceived of "Deep Listening," a practice that, as the *Times* explained, compelled listening not just to the conventional details of a given musical performance — melody, harmony, rhythm, intonation — but also to sounds surrounding that performance, including acoustic space and extra-musical noise.

Oliveros founded the Deep Listening Institute in Rondout and then moved it to Midtown Kingston, always remaining active in the city's cultural life. As Ione was quoted in the Daily Freeman as saying, "Pauline loved Kingston, and was a guiding light for the arts. "She led the way and created a worldwide community of artists who live in Kingston."

In tribute to Pauline Oliveros, the Arts Commission proposes that the Broadway Commons, on Broadway near Henry Street, be renamed the "Deep Listening Plaza in Honor of Pauline Oliveros." It would be a fitting tribute from the city that she loved so much. It would also be one of the few spaces in the city named in honor of a prominent local resident who was a woman.

In the 2013 Policy for the Naming of City Property, there is a list of criteria for qualifying for such an honor. It includes six possibilities. The first four are as follows:

- a. Has a long- standing local or community identification with City residents.
- b. Made substantial contributions to the advancement or to the betterment of a specific area of the City or the city as a whole.
- c. Is associated to an economic development or redevelopment activity in an area that benefits the city.
- d. Had a positive impact on the lives of the City's residents.

I am sure you will agree that Pauline Oliveros meets all of the above criteria.

The 2013 policy also states, "The person or persons must have been deceased at least 6 months before an application is made. Only in rare circumstances and upon a showing of good cause may be waived." Later in the policy is the following: "Written permission to use the name shall be provided by family members, if they are living." I hope you agree that the outpouring of support for this proposal at Sunday's event provides "good cause" for proceeding. I have been assured by Ione (Carole Ione Lewis), Pauline's spouse, that she is strongly in favor of this tribute. If you require a written statement from her, I would be happy to provide it.

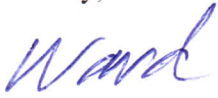
As for the location and design of signs, I propose that the Arts Commission work with you and our colleagues in Public Works to decide on their location and design. I have also been in touch with Bob Airhart of Spiegeltent Productions, the current lessee, who is enthusiastic about the naming opportunity.

I am aware that, pending your approval, the renaming must proceed to the Common Council. I have had preliminary communications with Bill Carey, the Majority Leader and the Arts Commission's liaison. I feel sure that he will be positive and helpful. Once we get into the phase where plaques must be designed, I know that our colleague Rick Whelan, graphic designer and member of the Midtown Arts District, will be pleased to help.

Mayor Noble, I hope you agree with our goal of renaming the Broadway Commons the Deep Listening Plaza in Honor of Pauline Oliveros. If you have any comments or concerns, please contact me at the email address below or by phone (914-466-0913).

With many thanks,

Cordially,



Ward L.E. Mintz
Chair
(wmintz@nyc.rr.com)

CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

Steven T. Noble
Mayor



April 28, 2017

Honorable James Noble, President
City of Kingston Common Council
420 Broadway
Kingston, N.Y. 12401

Dear President Noble,

Recently, I was contacted by a longtime resident of Post Street who has formally requested that Post Street be turned into a "one way", with traffic going up the hill, from Abeel Street to Spring Street. I support this, as it will help alleviate traffic during festivals and special events.

I respectfully request that you send this to the appropriate Council Committee to be reviewed.

Thank you for your consideration.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Steve Noble", is written over a horizontal line.

Steve Noble
Mayor

STN:lbt