

TOWN BOARD
TOWN OF GREENPORT
COLUMBIA COUNTY, NEW YORK

RESOLUTION NO. 47 2017 DATE: May 3, 2017
INTRODUCED BY: Councilman Keith Morvoglio
SECONDED BY: Councilman Guy Apicella

WHEREAS, David June has requested that the Town Board reimburse him for the cost of a new mailbox that was allegedly damaged by a Town snowplow; and

WHEREAS, although the Highway Department takes care in minimizing lawn and other damage during the winter season, unfortunately sometimes it cannot be avoided and is a consequence of snow removal and the Town's duty to maintain its roadways in reasonably safe condition; and

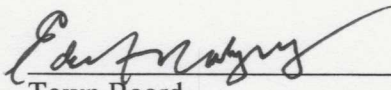
WHEREAS, pursuant to New York Vehicle and Traffic Law § 1103(b), vehicles engaged in work on a highway, including snowplows clearing roads during snowstorms, are exempt from the rules of the road; and

WHEREAS, the Town is not responsible for replacing personal property damaged in a Town right-of-way.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Greenport authorizes payment of \$54.71 to David June as a courtesy to reimburse him for the cost of a new mailbox; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Greenport does hereby establish a policy that, to the extent permitted by law, future claims for property damage caused by vehicles engaged in work on a Town highway pursuant to New York Vehicle and Traffic Law § 1103(b) or claims for mailboxes damaged by Town snowplows in the Town right-of-way will not be approved.

APPROVED:

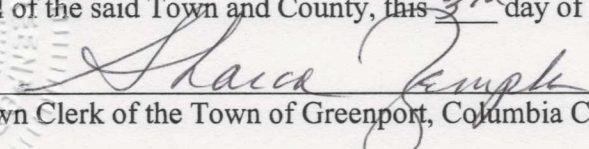


Town Board

STATE OF NEW YORK)
COUNTY OF COLUMBIA) SS:

This is to certify that I, the undersigned Town Clerk of the Town of Greenport, County of Columbia, have compared the foregoing copy of resolution with the original and original minutes thereof, now remaining on file of records in my office, and that the same is a true and correct transcript therefrom and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Town and County, this 3rd day of May, 2017.


Town Clerk of the Town of Greenport, Columbia County, NY

