

**Betty Gennarelli**

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**From:** Gerald Canfield <codecompliance@townofnewburgh.org>  
**Sent:** Friday, August 29, 2014 10:12 AM  
**To:** zoningboard@townofnewburgh.org  
**Cc:** campbell-bldgdept@townofnewburgh.org  
**Subject:** Michael & Elisa Podlas Application  
**Attachments:** DOC082914.pdf

**Flag Status:** Flagged

Grace,

With respect to the above mentioned application, I have verified with Jim Campbell of our office the outstanding issues with the previous applications closed in violation. Jim has reiterated to me the outstanding item that failed inspection of the pool deck from 2004. For your convenience, I have attached to this E-mail Mr. Campbell's chronological order of events which explain. Feel free to contact this office if I can be of further assistance.

Jerry

April 28, 2008

Mr. Michael Podlas  
71 Cocoa Lane  
Newburgh, NY 12550

RE: Response to March 24, 2008 correspondence  
Building Permits 17187-02 and 18772-04  
SBL: 34-2-71.31

Dear Mr. Podlas:

This letter is in response to your correspondence dated March 24, 2008 regarding the building permits pertaining to an above ground pool and pool deck. The following is a chronologically order of the events that transpired to the best of my knowledge:

- ◆ 08-23-2002 Above ground pool permit application received.
- ◆ 09-13-2002 Above ground pool permit application reviewed.
- ◆ 09-16-2002 Above ground pool permit application approved.
- ◆ 09-20-2002 Above ground pool permit issued (17187-02). Expired 03-22-2004, extension granted to 09-22-2004.
- ◆ 05-20-2004 Pool deck permit application received.
- ◆ 06-03-2004 Pool deck permit reviewed and approved. Our paperwork has a note by plan reviewer, typically when there is a change the reviewer contacts the owner or the builder, that (3) 2x12's required for girder spans.
- ◆ 06-07-2004 Pool deck permit issued (18772-04). Expired 12/07/2005.
- ◆ 06-11-2004 Pool deck sono-tubes inspected.
- ◆ 09-22-2004 Pool permit 17187-02 expired.
- ◆ 07-12-2004 Pool deck framing inspection performed. Violations included used (3)2x10's instead of (3)2x12's, riser backs when height is greater than 30 inches, graspable handrail, solid landing.

- ◆ 08-16-2004 Received fax about possible girder repair. Returned answer same day by phone. No to the repair and that (2) additional sono-tubes required.
- ◆ 12-07/2005 Pool deck permit 18772-04 expired.
- ◆ 03-01-2007 Order to Remedy #07-42 issued for failure to correct violations, expired building permit without a certificate of occupancy obtained.
- ◆ 07-31-2007 Site inspection by another inspector and wrote up that the gate swings wrong way.
- ◆ 09-28-2007 Site inspection: issues not corrected
 

Girder spans	Options:	Use (3) 2x12's
		Architect or engineer to approve
		Add (2) additional footings

Gate: Needs to be self closing and latching  
 Latch to be placed on the inside of gate  
 Protect latch 18" around

All items we explained fully on inspection.

- ◆ 01-08-2008 Above ground pool permit and pool deck permits closed out in violation. Did not receive certificates of occupancies.

Now I am going to address the concerns that mention in your letter.

Item 1: You mention during an August, 2007 inspection that the inspector did not mention the girder spans as an issue. You already knew this to be an issue from my 7/12/04 inspection.

Item 2: You state the only issue that remains is the rear girders, not so see 9/28/07 inspection.

Item 3: You are correct in stating that I am not an architect. Your girder spans do not meet the Residential Code of New York State (see attached), you are not required to prove me wrong, you are required to prove that you meet the requirements of the state code. I am limited to the chart in the book; a licensed professional can crunch numbers to see if the spans are acceptable.

To get the certificates of occupancy for the two permits you will have to do the following:

- 1) Renew both permits with new fees and applications. They were closed out in violation on 1/8/08.
- 2) Correct the items from the 9/28/07 inspection.
- 3) A pool alarm that conforms to ASTM F-2208 will now be required, this is now required because new permits are necessary.

If you have any questions concerning this matter, do not hesitate to call.

Respectfully,

James Campbell  
Asst. Building Inspector