

**GOVERNANCE, STRATEGY & CITY OPERATIONS COMMITTEE  
SEPTEMBER 5, 2019  
CITY OF PLATTSBURGH COMMON COUNCIL CHAMBERS  
MINUTES  
4:30PM**

**Roll Call:** Councilor Armstrong, Councilor McFarlin, Mayor Read

**Others Present:** Councilors Gibbs, Ensel, Moore and Kelly (joined after Roll Call at 4:36pm)

**Absent:** None

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**1. REPORTS FROM DEPARTMENT REPRESENTATIVES AND DISCUSSION WITH COUNCILORS:**

1. Presentation from the Livable Community Advisory Committee.

SUNY Police Chief Rascoe, member of Livable Community Advisory Committee gave and submitted report in to minutes.

2. Request from Councilor Armstrong:

- Presentation of Recreation Complex financial analysis – **Chamberlain Richard Marks** discussed.
- Presentation of information regarding who uses complex facilities (resident/nonresident) – **Director of Community Development Matt Miller** discussed.
- Begin discussion about a process for setting priorities for recreation services the City can afford and sustain in the long run.

3. Brief presentation on Public Urination from Pat Hoffman – no presentation.

Councilor McFarlin indicated Ms. Hoffman was not present and indicated she lives near Dawn Alley and is concerned about Public Urination.

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**1. AGENDA ITEMS BROUGHT FORWARD FROM DEPARTMENTS TO BE APPROVED BY COMMITTEE AND RECOMMENDED TO COUNCIL:**

1. Request from Environmental Manager Jon Ruff:

WHEREAS, in accordance with the New York State Environmental Quality Review regulations (SEQR), the Common Council of the City of Plattsburgh announced its intent to serve as Lead Agency on or about August 1, 2019, to conduct an environmental review of this Type I project to provide public water supply improvements to serve the City of Plattsburgh (hereafter “2019 WIAA Project”). The proposed action will improve the quality and quantity of water available to area residents; and

WHEREAS, the Common Council circulated its intent to serve as Lead Agency on or about August 1, 2019, with requisite environmental assessment forms, to other involved and/or interested agencies to review this 2019 WIAA Project and has not received any objections thereto; and

WHEREAS, the Common Council, in its capacity as Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above; and

WHEREAS, the Common Council has considered the environmental assessment forms, project description, including any comments received from the Involved Agencies, and the proposed Part 2 and 3 and proposed Negative Declaration.

NOW THEREFORE BE IT RESOLVED, that the Common Council, as the established Lead Agency for this 2019 WIAA Project, which is a Type I action under SEQR per 6 NYCRR Part 617.4(b)(9) and as required for funding purposes, declares that, based on the record which has been prepared, including a review and completion of Part II of the Long EAF, a Negative Declaration is hereby adopted for the 2019 WIAA Project as the Project will result in no major adverse environmental impacts. The filing of this Negative Declaration is hereby ordered in accordance with 6 NYCRR Part 617.11 and this resolution will take effect immediately.

**2. Request from Environmental Manager Jon Ruff:**

**WHEREAS**, The City of Plattsburgh, Clinton County, New York (hereinafter the “City”) has established the public benefit to City residents of the Drinking Water Improvement Project (herein after the “Project”); and

**WHEREAS**, the City plans to upgrade critical City water infrastructure to improve reliability and protect public health; and,

**WHEREAS**, the City Common Council has the opportunity to apply for grant funds and financing from the NYS Water Infrastructure Improvement Act (WIIA) which may fund 60% or up to \$3,000,000 of eligible project costs; and,

**WHEREAS**, the total project cost is estimated at \$19.8 million; and,

**WHEREAS**, the City is prepared to pay for the portion of the project not covered by grant funds through EFC financing, in-kind services, and/or other appropriate means expected to be about \$16.8 million; and,

**RESOLVED:** In accordance with the request therefore the Common Council approves the following:

- The City of Plattsburgh is authorized to submit the WIIA grant and financing applications and all necessary paperwork.
- The Environmental Manager is authorized to sign all WIIA applications and necessary paperwork.
- The Common Council agrees to provide the non-grant funded costs through EFC financing, in-kind services, and/or other appropriate means, expected to be approximately \$16.8 million.

3. Request from the City Chamberlain to revise capital project H5110.58, 2016 Saranac River Trail – Phase II, by appropriating an additional \$588,267 of funding from the General Fund in order to complete the project under the current estimated construction cost.
  
4. Request from Community Development Matthew Miller approving Final Scoping Document for City of Plattsburgh Revitalization Projects Generic Environmental Impact Statement.

By Mayor Read; Seconded by Councilor Armstrong

(RC) Roll call: Councilor Armstrong, Councilor McFarlin, Mayor Read  
 (All voted in the affirmative)

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**3. OLD BUSINESS: None**

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**4. NEW BUSINESS: None**

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Motion to Adjourn by Mayor Read; Seconded by Councilor McKenzie

(RC) Roll call: Councilor Armstrong, Councilor McFarlin, Mayor Read  
 (All voted in the affirmative)

**MEETING ADJOURNED: 5:13 pm**

Livable Community Committee

College/City Relations Subcommittee

Presenter: Chief Patrick W. Rascoe

1. **Social Host Ordinance:** To deter underage drinking and hold those 18 or older responsible for permitting it.

*Suffolk County, NY*

- Any person over 18 who owns, rents or controls residence
- Knowingly allow consumption OR
- Fail to take reasonable corrective action to stop it.
- 1<sup>st</sup> offense: Unclassified Misdemeanor, up to \$500 fine
- 2<sup>nd</sup> offense: Unclassified Misdemeanor, up to \$1000 fine, jail not to exceed 1 year.

*Nassau County- (similar intent and language (provided for reference))*

2. **Nuisance Party Ordinance:** To deter parties where disorderly or unlawful activities occur and to hold those responsible for holding them.

*City of Geneva, NY*

- Applicable to gatherings on public or private property
- Responsible person is an owner, occupant, tenant or anyone with rightful possession or possessory control of the property individually or jointly with others
- Sponsors, conducts, hosts, invites or permits a nuisance party.
- Authorization for police to order party ceased and removal of those who are not residents
- Violation fine not to exceed \$500, up to 15 days jail, plus civil penalty to recover cost of police, fire or other emergency response to the gathering.

3. The creation of a **student-driven standing committee on *Campus Community Relations*.**

- Chaired by University Police
- Meets bi-weekly
- Made up of Interfraternity Council (IFC), Intersorority Council (ISC) members, University Police, City Police, Community representative(s) and Council Representative.
- Provides communication, awareness and develops strategies for solutions to problems.
- Will be an invaluable tool in promoting peer-driven change in off-campus culture.

4. From the 2007 City-College Report (page 32):

*“An **administrative group** which would be chaired by the Mayor and composed of appropriate individuals such as Chiefs of both police forces, Building Inspector, VP (for Student Enrollment and Success) , Downtown Business Owners, Residents and others as (the Mayor) feels appropriate to discuss **issues associated with problematic behavior and problematic properties**. This group should meet on a regular basis.”*

Other suggested members: Fire Chief, Superintendent of Public Works, Director of Student Conduct.

5. From the 2007 City-College Commission Report (page 31):

*"Increase the number of internships held by SUNY Plattsburgh students in the downtown offices of the City. The internship program offers the City government a chance to engage up and coming talent in their operations and can increase the work output of City offices with little cost. For the students, it gives them a chance to learn how various government offices operate and how they serve people. Finally, it would contribute to the image changing efforts that this commission feels needs to be fostered in the minds of the students"*

Suggested offices: Police, Building Inspector, Marketing, Accounting etc.

6. Lighting updates to City Streets. In conversations with the Municipal Lighting Dept., this update is currently underway and ongoing. Increased lighting has been shown to help reduce crime and it may assist in reducing the occurrence of quality of life complaints that occur in the center city.

Suffolk County, NY  
Wednesday, September 4, 2019

## Chapter 294. Alcoholic Beverages

### Article II. Social Hosts

[Adopted 12-3-2007 by L.L. No. 35-2007 (Ch. 214, Art. III, of the 1985 Code)]

#### § 294-6. Legislative intent.

- A. This Legislature hereby finds and determines that, according to nationwide statistics, nearly 50% of teenagers have attended parties where the consumption of alcohol occurred and where parents were present.
- B. This Legislature also finds and determines that the American Medical Association has reported that one out of three teenagers said it was easy to obtain alcohol from their own consenting parents, and on average they obtained alcohol three times in any given six-month period.
- C. This Legislature further finds and determines that the Surgeon General has stated that young people who start drinking before the age of 15 are five times more likely to develop alcohol-related problems later in life.
- D. This Legislature finds that the underage consumption of alcohol, whether at a large party or small gathering, poses a risk to the residents of Suffolk County, as minors who drink are more likely to engage in disruptive, loud, or even violent behavior.
- E. Therefore, the purpose of this article is to deter the consumption of alcohol by minors by holding those over the age of 18 responsible when they permit the consumption of alcohol by minors at their residences.

#### § 294-7. Definitions.

As used in this article, the following terms shall have the meanings indicated:

##### **ALCOHOL**

Ethyl alcohol, hydrated oxide of ethyl or spirits of wine, from whatever source or by whatever means produced.

##### **ALCOHOLIC BEVERAGE**

Any liquor, wine, beer, spirits, cider or other liquid or solid, patented or not, composed of or containing alcohol or spirits, whether or not brewed, fermented or distilled, and capable of being consumed by a person, except that confectionery containing alcohol as provided by Subdivision 12 of § 200 of the New York State Agriculture and Markets Law shall not be regarded as an alcoholic beverage within the meaning of this section.

##### **DRUG**

Any substance listed in Schedule I, II, III, and IV of New York State Public Health Law § 3306, including, but not limited to, marijuana, heroin, hydrocodone, oxycodone, fentanyl, anabolic

steroids, and cocaine.

[Added 4-24-2018 by L.L. No. 14-2018]

#### **KNOWINGLY**

Aware of the consumption of alcohol or drug by a minor.

[Amended 4-24-2018 by L.L. No. 14-2018]

#### **MINOR**

Any person under the age of 21.

#### **PRACTITIONER**

A licensed physician, dentist, podiatrist, nurse practitioner, or other person licensed or otherwise permitted to dispense or administer a controlled substance in the course of their professional practice pursuant to Article 33 of the New York State Public Health Law. An individual shall only be deemed a "practitioner" as to such substances, or conduct relating to such substances, as are permitted pursuant to their license, permit or as otherwise permitted by law.

[Added 4-24-2018 by L.L. No. 14-2018]

#### **RESIDENCE**

Any permanent or temporary domicile, including a home, apartment, condominium, cooperative unit, trailer home, recreational vehicle, mobile home, overnight accommodation at a hotel, motel, campsite or short-term rental property, or other dwelling unit of any kind, including yards and open areas adjacent thereto.

[Amended 12-7-2010 by L.L. No. 4-2011]

### **§ 294-8. Allowing consumption by minors at private residences prohibited; exceptions.**

[Amended 4-24-2018 by L.L. No. 14-2018]

- A. It shall be unlawful for any person over the age of 18 who owns, rents, or otherwise controls a private residence to knowingly allow the consumption of alcohol, alcoholic beverages or drugs by any minor on such premises or to fail to take reasonable corrective action upon learning of the consumption of alcohol, alcoholic beverages or drugs by any minor on such premises. Reasonable corrective action shall include, but not be limited to:
- (1) Making a prompt demand that such minor either forfeit and refrain from further consumption of the alcoholic beverages or drugs or depart from the premises; and
  - (2) If such minor does not comply with such request, promptly reporting such underage consumption of alcohol or drugs either to the local law enforcement agency or to any other person having a greater degree of authority over the conduct of such minor.
- B. The provisions of Subsection A of this section shall not apply to:
- (1) The consumption of alcohol or alcoholic beverages by a minor whose parent or guardian is present and has expressly permitted such consumption;
  - (2) The use and consumption of alcohol or alcoholic beverages by a minor for religious purposes; or
  - (3) The use and consumption of drugs by a minor that have been prescribed by a licensed practitioner pursuant to New York State Public Health Law and all other applicable rules and regulations, and are consumed as directed by the prescription.

### **§ 294-9. Penalties for offenses.**

[Amended 12-7-2010 by L.L. No. 2-2011; 6-21-2016 by L.L. No. 19-2016]

A violation of § 294-8 of this article shall be punished as follows:

- A. First offense: Any person who violates § 294-8 of this article shall be guilty of an unclassified misdemeanor punishable by a fine not to exceed \$500.
- B. Second and subsequent offenses: Any person who violates § 294-8 of this article shall be guilty of an unclassified misdemeanor punishable by a fine not to exceed \$1,000, a term of imprisonment not to exceed one year, or both.

## § 294-10. Effect on other laws.

The provisions of § 294-8 of this article shall not in any way affect the application of any other law, where appropriate, including but not limited to New York Penal Law § 260.10, Endangering the Welfare of a Minor, and § 260.20(2), Unlawfully Dealing with a Child.

## § 294-11. Applicability.

This article shall apply to all actions occurring on or after the effective date of this article.




Introduced by Legislator Laura Schaefer, Alternate Deputy Presiding Officer Denise Ford, and Legislator Thomas McKevitt

LOCAL LAW 3 -2018

A LOCAL LAW TO AMEND TITLE 64 OF THE MISCELLANEOUS LAWS OF NASSAU COUNTY

Passed by the Nassau County Legislature on March 26, 2018  
Voting: ayes:16, naves: 0, abstained: 0  
Became a law on April 2, 2018 with the approval of the County Executive.

APPROVED AS TO FORM  
  
Majority Counsel

BE IT ENACTED by the County Legislature of the County of Nassau as follows:

Section 1. Title 64, §§ 2, 3, and 4 of the Miscellaneous Laws of Nassau County are amended to read as follows:

TITLE 64  
SOCIAL HOST LAW

§ 2. Legislative Intent. This Legislature finds that underage drinking, drug use, and opioid addiction are societal problems that have generated widespread concern in Nassau County. Although the New York State Legislature has acted to proscribe the unlawful giving, selling and possessing of alcohol in relation to minors, and prohibited allowing children less than eighteen years old to enter or remain where controlled substances or marihuana activity is being maintained or conducted, it has not regulated the situations where a person over the age of eighteen knowingly permits the consumption of alcohol and/or drugs by a minor in his or her home. The underage consumption of alcohol and/or drugs, whether at a party or a smaller

gathering, poses an immediate threat to the public health, safety and welfare of the residents of Nassau County, often leading to alcohol and/or drug abuse by minors, physical altercations, accidental injuries, neighborhood vandalism, excessive noise disturbances requiring the intervention of local law enforcement and the commission of violent crimes including sexual offenses and serious assaults. Additionally, within the past few years, the number of young people addicted to opioids throughout Nassau County and the United States has increased exponentially. Opioid-related overdoses and deaths have become commonplace occurrences, devastating countless addicted individuals, families, friends and communities. This local law will serve to deter the consumption of alcoholic beverages and drugs by minors by holding those over the age of eighteen responsible when they permit the consumption of alcoholic beverages and drugs by minors at their residences.

§ 3. Definitions. For the purposes of this local law the following terms shall be defined as follows:

- a. "Alcohol" shall mean ethyl alcohol, hydrated oxide of ethyl or spirits of wine from whatever source or by whatever means produced.
- b. "Alcoholic beverage" shall mean any liquor, wine, beer, spirits, cider or other liquid or solid, patented or not, composed of, or containing, alcohol or spirits, whether or not brewed, fermented or distilled, and capable of being consumed by a person, except that confectionary containing alcohol as provided by subdivision twelve of section two hundred of the New York State Agriculture and Markets Law shall not be regarded as an alcoholic beverage within the meaning of this section.
- c. "Knowingly" shall mean aware of, or having reason to be aware of, the consumption of alcohol by a minor.
- d. "Drugs" shall mean any substance listed in schedule I, II, III, and IV of the New York State Public Health Law § 3306, including but not limited to marihuana, heroin, hydrocodone, oxycodone, fentanyl, anabolic steroids, and cocaine.
- e. "Minor" shall mean any person under the age of twenty-one.
- f. "Practitioner" shall mean a physician, dentist, podiatrist, or other person licensed, or otherwise permitted to dispense or administer a controlled substance in the course of a licensed professional practice pursuant to Article 33 of the New York State Public Health Law. Such person shall be deemed a "practitioner" only as to such substances, or conduct relating to such substances, as is permitted by his license, permit or otherwise permitted by law.
- g. "Residence" shall mean any home, apartment, condominium, co-operative unit or other dwelling unit of any kind, including yards and open areas adjacent thereto.

§4. Unlawful consumption of alcohol and/or drugs by a minor at a residence.

- a. It shall be unlawful for any person over the age of eighteen who owns, rents, or otherwise controls a private residence, to knowingly allow the consumption of alcohol, alcoholic beverages, and/or drugs by any minor on such premises or to fail to take reasonable corrective action upon learning of the consumption of alcohol, alcoholic beverages, and/or drugs by any minor on such premises. Reasonable corrective action shall include, but not be limited to: 1) making a prompt demand that such minor either forfeit and refrain from further consumption of the alcoholic beverages and/or drugs or depart from the premises; and 2) if such minor does not comply with such request, either promptly reporting such underage consumption of alcohol and/or drug use i) to the local

law enforcement agency or ii) to any other person having a greater degree of authority over the conduct of such minor.

b. The provisions of [this] subdivision a of this section shall not apply to: i) the consumption of alcohol or alcoholic beverages by a minor whose parent or guardian is present and has expressly permitted such consumption; [or] ii) the use and consumption of alcohol or alcoholic beverages by a minor for religious purposes; or iii) the consumption of a drug by a minor that has been prescribed by a practitioner pursuant to the New York State Public Health Law and all other applicable rules and regulations, and is consumed as directed by the prescription.

§ 2. Severability

If any section or subdivision of this title is held to be wholly or partially invalid by a final decree or a court of competent jurisdiction, the remainder of this title shall be valid, and no other section or subsection shall be deemed invalid.

§ 3. SEQRA Determination

It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly is of a class of actions which do not have a significant effect on the environment, and no further review is required.

§ 4. Effective Date

This law shall take effect immediately.

APPROVED

*Jana Curran*

County Executive

DATE

*4/2/18*

City of Geneva, NY  
Thursday, September 5, 2019

## Chapter 236. Nuisances

[HISTORY: Adopted by the City Council of the City of Geneva as indicated in article histories. Amendments noted where applicable.]

### Article I. Public Nuisances

[Adopted 4-1-1992 by Ord. No. 92-6]

#### § 236-1. Legislative findings.

The City Council finds that public nuisances exist in the City of Geneva in the operation of certain establishments and the use of property in flagrant violation of the penal laws relating to controlled substances, dangerous drugs, all of which substantially and seriously interfere with the interest of the public in the quality of life and total community environment, commerce in the city, property values and the public health, safety and welfare. The City Council further finds that the continued occurrence of such activities and violations is detrimental to the health, safety and welfare of the City of Geneva and of the business thereof and the visitors thereto. It is the purpose of this chapter to authorize and empower the Chief of Police to impose sanctions and penalties for such public nuisances, and such powers may be exercised either in conjunction with, or apart from, the powers contained in other laws without prejudice to the use of procedures and remedies available under such other laws. The Council further finds that the sanctions and penalties imposed by the Chief pursuant to this law constitute an additional and appropriate method of law enforcement in response to the proliferation of the above described public nuisances. The sanctions and penalties are reasonable and necessary in order to protect the health and safety of the people of the City and to promote the general welfare.

#### § 236-2. Public nuisance defined.

For purposes of this section, a public nuisance is declared to exist where:

- A. An arrest for a violation of any provision of Article 220 and 221 of the New York State Penal Law has been made within 60 days prior to the issuance of notice pursuant to this section, where said arrest has been predicated on events, circumstances or activities occurring on the premises;
- B. A violation of Article 220 or 221 which has resulted in a criminal conviction to Article 220 or 221 within the twenty-four-month period of time prior to the arrest required in Subsection A above where said conviction has been predicated on events, circumstances or activities occurring on the premises;
- C. Discovery by any law enforcement agency, or duly authorized agent thereof, of a quantity and quality of a drug or substance on the premises, the amount of which would subject an individual, if prosecuted, to a conviction of Article 220 or 221 of the Penal Law, which discovery has not lead to an arrest or conviction within the twenty-four-month period of time prior to the arrest required in Subsection A above;

[Amended 6-6-2012 by Ord. No. 6-2012]

- D. Repetitive violations of Geneva Municipal Code, Chapter 236, Article II, Nuisance Party Ordinance, within a twelve-month period of time, following an initial notice of violation; and [Added 6-6-2012 by Ord. No. 6-2012]
- E. Repetitive violations of the New York State Property Maintenance codes within a twelve-month period, following an initial notice of violation. [Added 6-6-2012 by Ord. No. 6-2012]

## § 236-3. Other definitions.

As used in this chapter, the following terms shall have the meanings indicates:

### **CHIEF**

The Chief of Police of the City of Geneva or his designee.

### **CONVICTION**

Defined and applied in accordance with the provisions of § 1.20 of the Criminal Procedure Law.

### **COUNCIL**

The City Council of the City Geneva.

### **MORTGAGEE**

The person who is listed as the mortgagee on any unsatisfied or otherwise open mortgage recorded in the Ontario County Clerk's office.

### **OWNER**

The person in whose name the real estate affected by the order is recorded in as the owner in the Office of the Ontario County Clerk.

### **PREMISES**

The building, place, or property whereon the public nuisance is being conducted or exists.

## § 236-4. Remedies to abate nuisance.

In addition to the enforcement procedures established elsewhere, the Chief, after notice and opportunity for a hearing, shall be authorized:

- A. To order the discontinuance of such activity at the premises where such public nuisance exists; and/or
- B. To order the closing of the premises to the extent necessary to abate the nuisance.

## § 236-5. Service of notice.

- A. Prior to the issuance of orders by the Chief, pursuant to this section, the Chief shall give notice and opportunity for a hearing to the owner, lessor, lessee, agent and all the persons in possession or having charge of the premises wherein the public nuisance is being conducted, maintained or permitted. Such notice and opportunity to be heard shall be given to a mortgagee of the premises. Such notice shall be served upon an owner pursuant to Section 735 of the Real Property Actions and Proceedings Law, and upon a mortgagee by means of certified mail, return receipt requested, sent to the mortgagee's last known address, provided that any service other than delivery to the person to be served shall be complete immediately upon delivery, mailing or posting without the necessity of filing proof of service with the clerk of any court before the hearing.

B. Such notice shall:

- (1) Specify the activity creating the nuisance.
- (2) Provide 30 days for elimination of the nuisance.
- (3) Inform the person to whom it is directed of his/her right to apply within 10 days for a hearing, before the Chief.
- (4) Inform the owner/landlord that upon the expiration of 30 days after service with no hearing, or upon noncompliance with any written agreement reached at the hearing before the Chief, the Chief shall act to obtain compliance as provided by this chapter.
- (5) Inform the owner/landlord of his/her obligation to post a copy of the notice within five days, in a conspicuous place so that all premises occupants entering the premises shall have notice that the public nuisance is being conducted, maintained or permitted on the premises and that upon 30 days after service of the notice, the Chief shall act to obtain compliance as provided, including, but not limited to, the closing of the premises.

## § 236-6. Lack of knowledge not a defense.

The lack of knowledge of, acquiescence or participation in or responsibility for a public nuisance on the part of the owners, lessors, lessees, mortgagees and all those persons in possession or having charge of as agent or otherwise, or having any interest in the premises or personal property, used in conducting or maintaining the public nuisance, shall not be a defense by such owners, lessors and lessees, mortgagees and such other persons.

## § 236-7. Issuance of orders.

The Chief shall issue the orders provided for in § 236-4 of this chapter by posting said orders on premises wherein the public nuisance is occurring in violation of law and mailing a copy of said orders within one business day of the posting of said order on the premises.

## § 236-8. Enforcement of orders.

- A. Five business days after the issuance of an order pursuant to § 236-4 and upon the directive of the Chief, officers of the Geneva Police Department are authorized to act upon and enforce such orders.
- B. Where the Chief closes a premises pursuant to this section, such closing shall be for a period as the Chief may direct, but in no event shall the closing be for a period of more than one year from such issuance of the order pursuant to this section. If the owner, lessor, lessee shall file a bond in any amount determined by the Chief, but which may not exceed the value of the premises ordered to be closed and submit proof satisfactory to the Chief that the nuisance has been abated and will not be created, maintained or permitted to such period of time as the premises has been directed to be closed by the order of the Chief, then the Chief may vacate the provisions of the order that direct the closing of the premises.

## § 236-9. Closing not possession.

A closing directed by the Chief pursuant to this chapter shall not constitute an act of possession, ownership or control by the city of the closed premises.

## § 236-10. Disobedience of orders; penalty.

- A. It shall be a misdemeanor for any person to use or occupy or to permit any other person to use or occupy any premise, or portion thereof, ordered closed by the Chief.
- B. Mutilation or removal of a posted order of the Chief shall be punishable by a fine of not more than \$250, or by imprisonment not exceeding 15 days, or both, provided that such order contains therein a notice of such penalty.
- C. Intentional disobedience or resistance to any provision of the orders issued by the Chief pursuant to this section, in addition to any other punishment prescribed by law, shall be punishable by a fine or not more than \$500, or by imprisonment not to exceed six months, or both.

## § 236-11. Promulgation of regulations.

The Chief may promulgate rules and regulations to carry out and give full effect to the provision of this chapter.

## § 236-12. Administrative liability.

No officers, agent or employee of the City of Geneva, New York, shall be personally liable for any damage resulting from any official determination, order or action required or permitted in the discharge of his duties under this chapter.

## Article II. Nuisance Party

[Adopted 9-3-2008 by Ord. No. 5-2008]

## § 236-13. Definitions.

For the purposes of this article, the following terms are defined as follows:

### **NUISANCE PARTY**

A social gathering which is conducted on premises within the City of Geneva and which, by reason of the conduct of the persons in attendance, results in any one or more of the following conditions or events occurring at the site of the social gathering or on neighboring public or private property:

- A. Disorderly conduct;
- B. Unlawful possession of an open container;
- C. Outdoor urination or defecation in a public place;
- D. Unlawful sale, furnishing, dispensing or consumption of an alcoholic beverage;
- E. Sale or furnishing of an alcoholic beverage to an underage person;
- F. Possession or consumption of an alcoholic beverage by an underage person;
- G. Unlawful possession, sale or use of a controlled substance;
- H. Unlawful deposit of litter or refuse;

- I. The damage or destruction of property without the consent of the property owner;
- J. Unlawful pedestrian or vehicular traffic;
- K. Standing or parking of vehicles that obstructs the free flow of traffic on the public streets and sidewalks or that impedes the ability to render emergency services;
- L. Unlawful loud noise.

#### **RESPONSIBLE PERSON**

Any person who is an owner, occupant, tenant, or otherwise has rightful possession or possessory control, individually or jointly with others of any premises, who either sponsors, conducts, hosts, invites or permits a social gathering on said premises.

### **§ 236-14. Nuisance parties prohibited.**

No responsible person shall sponsor, conduct, host, invite or permit a nuisance party.

### **§ 236-15. Notice.**

The owner of any residence determined to be conducting a nuisance party shall be notified in writing by the City of Geneva Police Department and requested to take such appropriate steps to prevent any recurrence.

### **§ 236-16. Authority to order party ceased.**

Any Police Officer or Peace Officer who observes a nuisance party occurring may order that the nuisance party be ceased and order all nonresidents on the premises where the nuisance party has occurred to leave the premises immediately.

### **§ 236-17. Remaining on premises prohibited.**

No person shall remain on the premises where a nuisance party has been ordered to be ceased by an officer of the City of Geneva Police Department unless the person resides at the premises where the nuisance party has occurred.

### **§ 236-18. Penalties for offenses.**

Any violation of the provisions of this article shall constitute an offense punishable by a fine not to exceed \$500 in amount, or imprisonment for 15 days or both such fine or imprisonment together with a civil penalty to be recovered by the City of Geneva in a civil action or proceeding to recover cost of law enforcement, fire or other emergency response to a loud or unruly gathering. All responsible parties shall be jointly and severally liable for such costs.

### **§ 236-19. Review.**

City Council shall undertake a review of this article no later than one year following adoption. At that time, the Chief of Police shall provide statistics relative to the number of complaints as they pertain to nuisance parties, as well as the number of citations issued under this article.



## § 236-20. Severability.

In the event that any section, paragraph, sentence, clause or phrase of this article is held invalid or unconstitutional by any court of competent jurisdiction, the invalid or unconstitutional portions of the article shall be deemed severable from the article and shall in no way affect the validity of the rest of the article.

## Fraternity/Sorority Governance Councils

*SUNY Plattsburgh works closely with fraternities and sororities to allow these groups to govern themselves and hold each other to commonly agreed upon values and standards.*

There are two governance councils, one for fraternities and one for sororities, that develop solutions to community-wide challenges, and support the organizations that fall under their governance.

## Interfraternity Council (IFC)

**Purpose:** We empower fraternities to be values-driven organizations.

**Vision:** To be a values-driven culture that creates better men.

**Mission:** The mission of the Interfraternity Council is to create order by defining common values and community standards to guide and support fraternities in constancy of purpose.

**Values:** Integrity, Friendship, Scholarship, Leadership, Service

Additionally, it is the function of the Interfraternity Council to:

- Provide and act as the representative central government of the men's fraternities
- Promote harmonious relations among fraternities
- Promote and support the charitable programs of each fraternity chapter
- Standardize, control, and regulate the recruitment and new member education activities of the men's fraternities
- Act as the judicial body for fraternity violations, IFC rules, and/or other violations that impair the Fraternity Community
- Promote fraternal expansion
- Enforce that fraternities maintain accreditation through the Fraternal Excellence Initiative
- Be a resource for all fraternal endeavors to promote growth for fraternities and the community
- Communicate and advocate the values fraternities were founded upon
- Act as a resource for organizations to reach individual goals
- Facilitate and help promote personal, interpersonal, and organizational integrity

## Governing Documents

- [Constitution and Bylaws for the Interfraternity Council \(PDF\)](#)
- [Standards Code of the Interfraternity Council \(PDF\)](#)

## Interfraternity Council Executive Board

**President:** Fawzee Animashaun

Email: [fanim001@plattsburgh.edu](mailto:fanim001@plattsburgh.edu)

<https://www.plattsburgh.edu/plattslife/get-involved/fraternity-sorority-life/governance-councils.html>

The Interfraternity Council President has overall responsibility for the operation of the Interfraternity Council. He presides at all regular, executive and special meetings of IFC and is the official spokesman and representative for fraternities on the Committee on Fraternal Affairs, and other committee as requested. In addition, he is responsible for regular communication with the Director of Fraternity/Sorority Life, the fraternity chapter presidents, and the Inter-Sorority Association Council President.

**VP for Standards: Robert Irving**

Email: [rirvi002@plattsburgh.edu](mailto:rirvi002@plattsburgh.edu)

The Interfraternity Council Vice President of Standards serves as Chairman of the IFC Standards Board. He is the fraternity representative to the Fraternal Review & Referral Committee, a college committee that convenes to discuss potential violations of fraternity/sorority policy and makes a determination of how to handle the investigation and adjudication. He is also the fraternity representative on the College Committee for Group Review in the event that a fraternity charge is being adjudicated through the College's judicial process. The VP of Standards serves as Parliamentarian during IFC Regular Meetings and annually convenes a committee to review the constitution and bylaws of the Council. He presides over the Interfraternity Council in the absence of the President.

## Vice Presidents

The Interfraternity Council Vice Presidents have the responsibility of serving as a resource to all fraternity men in the areas of scholarship, diversity, recruitment, risk management, public relations and leadership. In addition, they are responsible for serving as chairpersons to the IFC/ISA programming committees. The Vice Presidents will also assume responsibility for the financial management and official record keeping of all IFC meetings.

**Colin Catone** [jccato001@plattsburgh.edu](mailto:jccato001@plattsburgh.edu)

**Ethan Wilder** [ewild001@plattsburgh.edu](mailto:ewild001@plattsburgh.edu)

## IFC Member Organizations

- Alpha Phi Alpha Fraternity, Inc.
- Alpha Sigma Phi National Fraternity
- Chi Phi National Fraternity
- Delta Sigma Phi National Fraternity
- Phi Beta Sigma Fraternity, Inc.
- Phi Iota Alpha Fraternity, Inc.
- Pi Kappa Phi National Fraternity
- Sigma Tau Gamma National Fraternity
- Tau Kappa Epsilon National Fraternity
- Theta Gamma Regional Fraternity
- Zeta Beta Tau National Fraternity

## Inter-Sorority Association (ISA)

The **Inter-Sorority Association (ISA)** is the governing and advisory body of the sororities at SUNY Plattsburgh.

**Purpose:** We empower sororities to be values-driven organizations.

**Vision:** To be a values-driven culture that creates better women.

**Mission:** The mission of the Inter-Sorority Association is to create order by defining common values and community standards to guide and support sororities in constancy of purpose.

**Values:** Integrity, Friendship, Scholarship, Leadership, Service

Additionally, the function of the Inter-Sorority Association is to:

- Provide and act as the representative central government of the sororities;
- Promote harmonious relations among sororities;
- Promote and support the charitable programs of each sorority chapter;
- Standardize, control, and regulate the recruitment and new member education activities of the sororities;
- Act as the judicial body for sorority violations, ISA rules, and/or other violations that impair the Sorority Community;
- Promote fraternal expansion;
- Enforce that sororities maintain accreditation through the Fraternal Excellence Initiative;
- Be a resource for all fraternal endeavors to promote growth for sororities and the community;
- Communicate and advocate the values sororities were founded upon;
- Act as a resource for organizations to reach individual goals;
- Facilitate and help promote personal, interpersonal, and organizational integrity.

## Governing Documents

- [Constitution and Bylaws for the Inter-Sorority Association](#) (PDF)
- [Standards Code of the Inter-Sorority Association](#) (PDF)

## Inter-Sorority Association Council Executive Board

**President:** Kristina Lollo

Email: [kloll001@plattsburgh.edu](mailto:kloll001@plattsburgh.edu)

The Inter-Sorority Association President has overall responsibility for the operation of the Inter-Sorority Association. She presides at all regular, executive and special meetings of ISA and is the official spokesman and representative for sororities on the Committee on Fraternal Affairs, and other committee as requested. In addition, he is responsible for regular communication with the Director of Fraternity/Sorority Life, the sorority chapter presidents, and Interfraternity Council President.

**VP of Standards:** Meghan Farley

Email: [mfarl003@plattsburgh.edu](mailto:mfarl003@plattsburgh.edu)

The Inter-Sorority Association Vice President of Standards serves as Chairman of the ISA Standards Board. She is the sorority representative to the Fraternal Review & Referral Committee, a college committee that convenes to discuss potential violations of fraternity/sorority policy and makes a determination of how to handle the investigation and adjudication. She is also the sorority representative on the College Committee for Group Review in the event that a sorority charge is being adjudicated through the College's judicial process. The VP of Standards serves as Parliamentarian during ISA Regular Meetings and annually convenes a committee to review the constitution and bylaws of the Association. She presides over the Inter-Sorority Association in the absence of the President.

## Vice Presidents

The Inter-Sorority Association Vice Presidents have the responsibility of serving as a resource to all sorority women in the areas of scholarship, diversity, recruitment, risk management, public relations and leadership. In addition, they are responsible for serving as chairpersons to the IFC/ISA programming committees. The Vice Presidents will also assume responsibility for the financial management and official record keeping of all ISA meetings.

Grace Mazza [gmazz002@plattsburgh.edu](mailto:gmazz002@plattsburgh.edu)

Morgan Winters [mwint005@plattsburgh.edu](mailto:mwint005@plattsburgh.edu)

## ISA Member Organizations

- Alpha Epsilon Phi National Sorority
- Alpha Phi International Fraternity
- Delta Phi Epsilon International Sorority
- Lambda Pi Upsilon, Latinas Poderosas Unidas Sorority, Inc
- Lambda Theta Alpha Latin Sorority, Inc.
- Mu Sigma Upsilon Multicultural Sorority, Inc.
- Omega Phi Beta Sorority, Inc.
- Sigma Delta Tau National Sorority
- Hermandad de Sigma Iota Alpha, Inc.
- Sigma Lambda Upsilon/Señoritas Latinas Unidas Sorority, Inc.
- Theta Alpha Lambda Local Sorority
- Theta Phi Alpha Fraternity
- Theta Nu Xi Multicultural Sorority, Inc.

## Programming Committees

There are five fraternity/sorority programming committees that are supervised collectively by the Interfraternity Council and Inter-Sorority Association. They are:

## Diversity

The purpose of the Diversity Committee is to create dialogue about topics of gender, race, class, ability, sexual orientation and other areas of diversity, assist in the identification and mediation of problematic incidents and encourage collaboration between groups on topics of diversity.

## Hazing Prevention

The purpose of the Hazing Prevention Committee is to address the issues of hazing in fraternal organizations through initiatives like National Hazing Prevention Week and a partnership with HazingPrevention.Org. This group is also in charge developing a prevention strategy to facilitate conversations and initiatives to combat the hazing culture on campus and to foster positive new member education practices.

## Interfraternal Relations

The purpose of the Interfraternal Relations Committee is to develop initiatives and convene conversations designed to foster brotherhood and sisterhood among fraternal organizations. The main responsibilities of the committee include, but are not limited to, the coordination of Fall Fiesta and Greek Weekend.

## Service

The purpose of the Service Committee is to engage fraternity and sorority members in community service, college service, and philanthropy. The main responsibilities of this committee include, but are not limited to, coordinating A Week to GIVE, Senior Citizens Prom and Spring Fling at Meadowbrook Health Care, Faculty Appreciation Day, Adopt-a-Highway, and Opening Weekend Activities.

## Up 'til Dawn

Executive Director: Brandon Collings

Email: [bcoll011@plattsburgh.edu](mailto:bcoll011@plattsburgh.edu)

The purpose of the Up 'til Dawn Committee is to plan the annual campus fund raiser for St. Jude Children's Research Hospital. The event is held annually in November and is open to all SUNY Plattsburgh students to participate in the quest to end catastrophic childhood diseases.

## CONTACT US

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