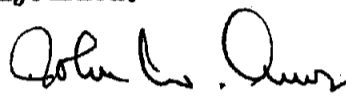


At the conclusion of the hearing the Board determined that compliance with Article 4, Section 55, Subdivision 2 and 3 of the Multiple Residence Law as to the front stairs of the Delta Kappa Epsilon Fraternity House, considering the construction of the building, the fire prevention measures now in use, do afford reasonable means of ingress and egress to and from the various parts of the fraternity house and it would cause an undue hardship upon the Delta Kappa Epsilon Fraternity to require further compliance with Article 4, Section 55, Subdivision 2 and 3 of the Multiple Residence Law at this time as to the front stairwell.

The Board also determined that by granting this variance a definite exposure would exist to the Village of Hamilton, in respect to liability and property damage. It was the conclusion of the Board that if the variance is granted, the Delta Kappa Epsilon Fraternity should provide insurance protection to the Village by naming the Village of Hamilton as co-insurers in their liability and property damage insurance policy.

It was moved by F. J. O'Hora, seconded by E. D. Clark and passed that a decision on granting a variance in the Multiple Residence Law, Article 4, Section 55, Subdivision 2 and 3 as requested by the Delta Kappa Epsilon Fraternity be reserved until the next regular meeting of the Board.

On motion, hearing was adjourned.


John W. Auer, Clerk

December 8, 1959

The regular meeting of the Board of Trustees was held at the Village Office on December 8, 1959. Present: Mayor R. F. Stradling, Trustees C. W. Taylor, E. D. Clark, F. J. O'Hora and H. G. Stokes, Supt. R. H. Albrecht and Clerk J. W. Auer. Also attending the meeting were Mrs. Howard L. Jones and Mrs. George E. Schlessler of the League of Women Voters. The minutes of the last regular meeting were approved.

Lake Moraine Land - Skating

The Board again discussed the unused land owned by the Village at Lake Moraine which they consider to be an exposure to liability claims. Mr. O'Hora said that he would request the Recreation Commission to make a decision as to whether the property should be retained for future use or sold. Mr. O'Hora said he would also discuss with the Recreation Commission the possible use of the new skating rink at Colgate University Athletic Center instead of the outdoor rink for the winter skating program.

Parellel Parking on Utica Street

It was moved by C. W. Taylor, seconded by E. D. Clark and passed that the parking of cars on Utica Street from the corner of Madison Street to Danahy's Market shall be parellel with the curb effective when parking lines can be painted on the pavement and a sign erected denoting parellel parking.

Crosswalk to Methodist Church

On motion of H. G. Stokes, seconded by C. W. Taylor and passed, it was voted to establish a crosswalk from the Methodist Church across East Broad Street to the park pathway as soon as the roadway can be painted.

Names for Village Parks

It was pointed out that the Broad Street Park and the triangle park on Lebanon Street do not have names. Mr. Stokes said that he would have the Planning Commission suggest suitable names for these parks to the Board.

Multiple Residence Law

The minutes of the public hearing held on November 23, 1959, to consider a request made by the Delta Kappa Epsilon Fraternity for a variance in the Multiple Residence Law, were approved.

Trustee Howard G. Stokes presented the following resolution:

Whereas, Delta Kappa Epsilon Fraternity, having duly petitioned the Village of Hamilton, Madison County, New York, requesting a variance of Article 4, Section 55, Sub-divisions 2 and 3 of the Multiple Residence Law of the State of New York, and pursuant to a Public Notice duly issued, a public hearing was held on the 23rd day of November, 1959, at which time it was determined that the Delta Kappa Epsilon Fraternity, situate at 108 Broad Street, Hamilton, New York, was a fire resistant building having eight exits on the first floor, four exits on the second floor and four exits on the third floor; that exit signs exist over all required doors; that there exist two metal fire escapes for the second and third floors; that the boiler room is fire proof; that as of this date neither the front stairwell or the back stairwell comply with Article 4, Section 55, Sub-divisions 2 and 3 of the Multiple Residence Law. That the cost of construction of the front stairwell to obtain compliance would exceed \$4,000.00; That compliance with Article 4, Section 55, Sub-divisions 2 and 3 of the Multiple Residence Law as to the front stairs of the Delta Kappa Epsilon Fraternity House, considering the construction of the building, the fire prevention measures heretofore taken and now in use, do afford reasonable means of ingress and egress to and from the various parts of the said fraternity house and it would cause an undue hardship upon the Delta Kappa Epsilon Fraternity to require further compliance with Article 4, Section 55, Sub-divisions 2 and 3 of the Multiple Residence Law at this time as to the front stairwell.

NOW, BE IT RESOLVED, that the Village of Hamilton does hereby grant, give and make a variation to Article 4, Section 55, Sub-divisions 2 and 3 of the Multiple Residence Law to permit the MU Chapter of the Delta Kappa Epsilon Fraternity to occupy the premises at 108 Broad Street, Hamilton, New York, as a fraternity house as now constructed for a period of two years from date,

SUBJECT, to the said Delta Kappa Epsilon Fraternity, MU Chapter, within one month from date fire proofing the three doors on the back stairs and in accordance with the requirements of Robert Albrecht, Village Engineer and

SUBJECT, to the MU Chapter of Delta Kappa Epsilon Fraternity providing and furnishing unto the Village of Hamilton public liability insurance with limits of \$100,000 and \$300,000 personal liability and limits of \$10,000.00 property damage covering any and all losses occurring at the said fraternity house, and

SUBJECT, to the MU Chapter of Delta Kappa Epsilon Fraternity reviewing the conditions of the fraternity house one year from date and presenting at that time a plan as to compliance with Article 4, Section 55, Sub-divisions 2 and 3 of the Multiple Residence Law at the conclusion of the two-year variance as herein granted.

Resolution was seconded by Trustee Frank J. O'Hora.

Ayes - Four, Nays - None. Resolution was declared adopted.

Review of Town Tax to Village Taxpayers

Prompted by information supplied by the Conference of Mayors, it was decided that the Mayor and the Clerk should study the budget of the Town of Hamilton to make sure that taxes are not being levied against Village taxpayers for Town functions which are a benefit only to that portion of the Town outside the Village.

Colgate Temporary Housing Units

No information has been received from Colgate University as to when they plan to discontinue the use and remove the temporary housing units on the south side of College Street. A letter to the University requesting information about their plans was considered by the Board.

Payment of Bills

It was moved by C. W. Taylor, seconded by E. D. Clark