

To: Tramway Council Members, D.O.L Personnel and Guests

From: Jim Ruhl: Chair of Council

Subject: Council Meeting on January 8th 2019 at 10 AM in Training Rm. 8, Bldg 12, State Office Campus. Albany, N.Y.

Date: Dec. 31, 2018 HAPPY NEW YEAR

Following is the agenda for the Jan. 8th meeting of the Council. As you will notice, the agenda includes resolutions which, if approved by the Council, would be sent to the Commissioner of Labor. Before we proceed to the Code Rule items, there are some other items to consider.

1. Welcome
2. Adoption of minutes from previous meeting
3. Review of incidents investigated by DOL since last meeting
4. Review of updates to ANSI that prompted the A.V.

For C.R. 32. This resolution is broad and inclusive and designed to contain any changes, if necessary, adopted at the Jan, 8th meeting. If no changes we excise the “(as amended)” phrase. Review of AV-S-1 by Dick Smith with the Council on the 8th should reveal any necessary changes. Also, the AV has had some testing this fall since it was in effect for this ski season.

For C.R. 54. These suggestions were by Tommy Gilbert. The first is a clean up of an AV now in effect. The second is a suggestion for the record pending a future meeting dealing with C.R. 54

1. Code Rule 32.

“The New York State Tramway Advisory Council recommends that the Commissioner of Labor promptly promulgate AV-S-1 (as amended), dated August 29, 2018 into Part 32 Title 12 of the Official Compilation of Codes, Rules and Regulations of the State of New York. (Cited as 12 NYCRR.32) pending a D.O.L. Department Hearing plus approval by other involved agencies. The intent of the Council is to have this adoption apply to the 2019-2020 ski season”

2. Code Rule 54.

The following A.V. should be placed in permanent regulation.

Section 54.5 Responsibilities of ski area operators

(d) Conspicuously mark with crossed poles or a pole topped with a marker or markers..... Such poles shall be entirely blaze orange (**or black and orange**) and shall be a minimum height of six feet above the ground.

The following language should be adopted as a permanent change by the Commissioner or adopted as an A.V. in the interim.

Section 54.3 Definitions.

(b)Lift ticket means any item by a ski area operator to any skier which is intended to be **affixed to the outwear of the skier or otherwise displayed by a skier** (displayed visually or electronically), to signify lawful entry upon and use of the passenger tramway or ski slopes or trails maintained by the ski area operator