



Wayne County Department of Weights & Measures / Consumer Affairs

7227 Rt. 31 • Lyons, New York 14489
Phone 315-946-5620



Richard Molisani, Jr.
DIRECTOR

To The Wayne County Board of Supervisors

Affixed is the 2019 Annual Report for the Consumer Affairs Department. Last year I visited 477 establishments for the purpose of inspections. These inspections encompassed device testing, petroleum sampling, price verifications, commodity checks and consumer complaints. This department received two complaints. One petroleum and one device complaint; all complaints were resolved in a timely manner. Seventy-four non-commercial devices were tested at our nursing home, schools and Head Start Programs. Twenty-seven price accuracy checks were conducted, with 13 of those inspections failing, three of those failures resulting in penalties. I continued to check for credit card readers as part of the NYS Crack Down on Card Skimming. Many of the readers have been updated to the EMV chip readers.

I submitted vouchers on behalf of Wayne County to New York State totaling \$3,739.76 for the collection of 162 petroleum samples.

Seven penalties were issued this year. The total amount collected was \$1,350.

Items to note from this report can be found on the back page of the Annual Report (Directors Notes).

I would like to thank the Board of Supervisors, Public Works Committee and the County Administrator for their alliance in serving the citizens and businesses of our County.

Respectfully Submitted,

Richard A. Molisani Jr.

Richard A. Molisani Jr.

2019
Annual Report
From
The Director
of the
Weights and Measures Dept.
To
The Wayne County Board of Supervisors
And
N.Y.S. WEIGHTS and MEASURES DEPT.

STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
BUREAU OF WEIGHTS AND MEASURES
10B AIRLINE DRIVE
ALBANY, NEW YORK 12235

2019

ANNUAL REPORT OF DIRECTOR OF WEIGHTS AND MEASURES
(In compliance with Section 181.3 of the Agriculture and Markets Law)

County/City Date

I,
Director of Weights and Measures for the County/City of
do hereby respectfully submit the following report as required by Section 181.3 of the Agriculture and Markets Law for the Calendar year 2019.

Program Name	<input type="text" value="Consumer Affairs"/>	Telephone	<input type="text" value="(315) 946-5620"/>
Street Address	<input type="text" value="7227 Rt. 31"/>	Fax	<input type="text" value="(315) 946-5610"/>
City, State Zip	<input type="text" value="Lyons, NY 14489"/>	Cell	<input type="text" value="(315) 744-0497"/>
Email Address	<input type="text" value="rmolisani@co.wayne.ny.us"/>		
Web Address	<input type="text"/>		

Director's Original Date of Appointment Salary per year

Appointment Status: Director Fraction FTE in W&M
(Non-Competitive, Permanent Competitive, or Provisional Competitive)

Total W&M Program Budget Total Budget

No. of W&M Inspection Staff No. of W&M Clerical Staff
(Do not include Director)

No. of Other Staff (Consumer Affairs, etc) Classification Devices
Civil Service Class
"A" or "B"

Program responsibilities under Local Law (other than W&M Article 16):

Mark with "X" in box where appropriate

<input checked="" type="checkbox"/>	A. General Consumer Affairs	Other (list) F.	<input type="text"/>
<input type="checkbox"/>	B. Item Pricing		<input type="text"/>
<input type="checkbox"/>	C. Pricing Accuracy (Scanner Accuracy)		<input type="text"/>
<input type="checkbox"/>	D. Device Repairman Registration		<input type="text"/>
<input type="checkbox"/>	E. Home Repairman Licensing		<input type="text"/>

Wayne

Jurisdiction# 54

Section 1. Workload (estimated)

Work Category	Hours Worked	Percentage of Total
Weighing Devices Inspected and Tested	560	32.8
Gasoline Pumps Inspected and Tested	367	21.5
All Other Commercial Device Inspections	85	5.0
Non-Mandated Tests and Requests	35	2.1
Petroleum Quality Program	105	6.2
Package Control	38	2.2
Complaints	10	0.6
Civil Penalty and Court Hearings	12	0.7
Administration (records, reports, scheduling)	350	20.5
Public Relations	5	0.3
Other	90	5.3
Pricing Accuracy	50	2.9
Totals	1707	100%

Section 2. Establishments

Establishment Type	Number in Jurisdiction	Number of Inspections	w/Diesel In Juris.
Supermarket	15	52	
Food Store/Deli	8	8	
Farm/Produce	34	39	
Fish/Butcher	7	10	
Candy/Nut	3	3	
Bakery	1	1	
Drug	19	19	
Hardware	21	24	
Gas Station	6	16	4
Gas Station Store	42	126	21
Marina	12	17	2
Airport	1	1	
Variety/Multiple	4	4	
Fuel Oil Dealer	7	23	
LPG Dealer	2	2	
Proc/Ware/Manuf	43	57	
Asphalt/Salvage	2	5	
Fabric/Sewing	0	0	
Feed & Fertilizer	10	15	
Other	25	28	
Non-Commercial Estab.	38	27	
Total	300	477	

Section 3. Farm Milk Tanks

Category	#
Total in Jurisdiction	60
New Calibrations	2
Recalibrations	2
Rechecks	0
No. Against Producer	2
No. Against Receiver	0

Section 4. Petroleum Quality

Product	#	Notes
Gasoline - Laboratory	133	Samples
Gasoline - Screened	0	Samples
Diesel Fuel	29	Samples
Investigations	1	Cases

Section 5. Complaints

Type	# Received	# Resolved or Referred
Devices	1	1
Shortweight	0	0
Gasoline	1	1
LPG	0	0
Fuel Oil	0	0
Firewood	0	0
Other	0	0
Pricing Accuracy	0	0
Total	2	2

Section 6. Devices

Device Type	Total # in Juris	Results of Prescribed Tests						Prescribed Devices not Tested	Other Tests Rechecks Complaints
		Test Correct		Test Incorrect			Incorrect Visual		
		#	%	(+)	(-)	Other			
Computing Scale	274	264	94.0	6	2	9	7	0	202
Pre-Pack Scale	62	61	96.8	0	1	1	1	0	53
Customer Scale	11	12	100.0	0	0	0	1	0	9
Vehicle Scale	29	16	55.2	5	8	0	0	0	18
Monorail Scale	3	2	66.7	1	0	0	0	0	1
Prescription Scale	19	19	100.0	0	0	0	0	0	0
Hopper/Batch/Tank Scale	15	13	86.7	2	0	0	1	0	3
Platform Scale	132	109	83.8	3	11	7	6	4	18
Livestock Scale	2	2	100.0	0	0	0	0	0	0
Miscellaneous Scale	148	145	98.0	0	2	1	4	0	4
Petroleum Pump	731	697	96.1	13	6	9	30	8	47
Petroleum Meter VTM	27	23	85.2	3	1	0	0	0	13
Other Meter	0	0	0.0	0	0	0	0	0	0
Rack Meter	0	0	0.0	0	0	0	0	0	0
Liquid Measure	0	0	0.0	0	0	0	0	0	0
Volumetric Measure	0	0	0.0	0	0	0	0	0	0
Weights Pharmacy	411	411	100.0	0	0	0	0	0	0
Weights Other	237	231	100.0	0	0	0	0	6	0
Linear Measure	0	0	0.0	0	0	0	0	0	0
Linear Measuring Device	16	16	100.0	0	0	0	0	0	0
Timing Device	51	50	98.0	0	0	1	0	0	1
Taximeter	0	0	0.0	0	0	0	0	0	0
Miscellaneous Device	0	0	0.0	0	0	0	0	0	0
LPG Meters	0	0	0.0	0	0	0	0	0	0
Non-Commercial Devices									74
Milk Tanks 20% (from Sect 3)	12	2	50.0	2	0	0	0	0	2

Section 7. Device Test Summary

Automatically summed from data above

Total Scales	695	643	91.6	17	24	18	20	4	308
Total Liquid Meas. Devices	770	722	95.5	18	7	9	30	8	60
Total Weights	648	642	100.0	0	0	0	0	6	0
Total Linear Measures	16	16	100.0	0	0	0	0	0	0
Total Miscellaneous Devices	51	50	98.0	0	0	1	0	0	1
Total All Devices	2180	2073	95.7	35	31	28	50	18	369

Classification Devices	1481
Civil Service Class	A

* Rows 24, 25, 28, 31 and 32 are not counted in Civil Service classification

Section 8. Commodities (Net Weight Compliance)

Type of Package	# Pkgs in Lots	# Pkgs Measured	# Lots	# of Lots Failed
Packed In-Store	18000	2804	464	1
Packed Out-of-Store	1226	412	36	1
Test Purchases		0		0
		# test purchases made ^		# violations ^

Section 9. Collection of Device Inspection Fees

Does your jurisdiction collect device inspection fees (Y/N)?

If yes:

How much did you issue in fees?

Do you collect for all device types (Yes/No)?

If no, please attach a copy of your fee schedule to this report.

Section 9.a. Pricing Accuracy

Type of Inspection	# Inspections	# Items Checked	# Ocharges	# Ucharges	# Insp Fail	% Fail
Complaint - Individual Items	0	0	0	0	0	#DIV/0!
Audit Inspections	13	375	16	2	9	69
Full Inspections	8	800	8	6	2	25
Reinspections - Audit or Full	6	375	4	8	2	33

Ocharges = Overcharges

Ucharges = Undercharges

Director's Notes (Each cell below is set to allow multiple lines of text. The spreadsheet will automatically wrap the text at the end of each line to keep it in the cell. Please do not use the enter key at the end of each line.)

Replacement Devices - 7 Computing Devices, 1 Pre- Pack, 1 Customer, 2 Platform and 2 Petroleum Pumps.

Devices Not Tested

4 Platform Scales - 3 scales from a farm that did not process cherries this year
- 1 Scale not being used for LP, selling by the meter

6 Weights - From a scale that failed and from the LP scale mentioned above

6 Petroleum Pumps - 2 Kerosene pumps that did not have kero in the tank
- 6 Marina pumps that did not operate because of the flood waters