

NOTICE OF PUBLIC HEARING

73933

**TOWN OF EAST GREENBUSH
TOWN BOARD MEETING
SEPTEMBER 15, 2021**

A RESOLUTION AUTHORIZING THE SCHEDULING OF A PUBLIC HEARING, CONSOLIDATING FOUR TOWN OF EAST GREENBUSH SEWER DISTRICTS AND RELATED EXTENSIONS, TO WIT: GENERAL SEWER DISTRICT; HAMPTON MANOR SEWER DISTRICT; COUSE SEWER DISTRICT; AND THIRD AVENUE SEWER DISTRICT INTO ONE CONSOLIDATED SEWER DISTRICT SUBJECT TO THE COMPLETION OF PROCEEDINGS PURSUANT TO ARTICLE 17-A OF THE GENERAL MUNICIPAL LAW OF THE STATE OF NEW YORK AND FURTHER APPROVING AND AUTHORIZING THE EXECUTION OF A JOINT CONSOLIDATION AGREEMENT.

WHEREAS, there exists within the Town of East Greenbush four sewer districts and related extensions, to wit: General Sewer District; Hampton Manor Sewer District; Couse Sewer District; and Third Avenue Sewer District; and,

WHEREAS, the aforesaid four sewer districts and related extensions have been created for a similar purpose; and,

WHEREAS, the Town Board is desirous of conducting a Public Hearing pursuant to the provisions of Article 17-A of the General Municipal Law for the purpose of hearing all persons upon the question of consolidating the four Town of East Greenbush sewer districts and related extensions, to wit: General Sewer District; Hampton Manor Sewer District; Couse Sewer District; and Third Avenue Sewer District into one consolidated sewer district subject to the completion of proceedings pursuant to Article 17-A of the General Municipal Law of the State of New York and further approving and authorizing the execution of a joint consolidation agreement by the Supervisor of the Town of East Greenbush; and,

WHEREAS, a map, plan and report prepared by Delaware Engineering, D.P.C., competent engineers, describing the proposed consolidation has been filed in the Town Clerk's Office; and,

WHEREAS, in the event of consolidation, all expenses for any existing debt and future debt repayment and capital charges for the aforesaid four sewer districts and

related extensions shall be imposed annually among all parcels or any additional parcels contained within the Consolidated Sewer District as follows: approximately an estimated \$100.00 per equivalent dwelling unit for the first year of consolidation based upon present budgetary calculations and then adjusted annually thereafter, if necessary. The number of equivalent dwelling units for each parcel is determined from the Schedule of Assessment Units for each property type and is attached as Appendix C to the map, plan and report on file in the town clerk's office; and,

WHEREAS, in the event of consolidation expenses for operation and maintenance for the aforesaid four sewer districts and related extensions shall be imposed annually among all parcels or any additional parcels contained within the consolidated sewer district as follows: \$2.87 per 100 cf metered water use; \$3.84 per 1000 gallons metered water use; \$40.17 minimum use up to 1400 cf or 10,500 gallons; and \$45.91 flat rate for unmetered water use. Each customer shall pay for 100 cf or 1000 gallons consumed, but if less than 1400 cf or less than 10,500 gallons then the minimum rate shall apply no matter the volume consumed.

NOW, THEREFORE, IT IS,

ORDERED that the Town Board of the Town of East Greenbush shall meet and hold a Public Hearing at the Town Hall, 225 Columbia Turnpike, Rensselaer, New York, at 6:00 o'clock p.m. on the 20th day of October, 2021, to consider the consolidation of the four Town of East Greenbush Sewer Districts and related extensions, to wit: General Sewer District; Hampton Manor Sewer District; Couse Sewer District; and Third Avenue Sewer District into a single consolidated sewer district, known as the Town of East Greenbush Consolidated General Sewer District; to consider the execution and approval of a Joint Consolidation Agreement; and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as shall be required or authorized by law, and it is further,

ORDERED, the Joint Consolidation Agreement proposes to consolidate the four Town of East Greenbush Sewer Districts and related extensions pursuant to the provisions of Article 17-A of the General Municipal Law and that as of January 1, 2022 it is proposed to consolidate the four aforesaid sewer districts and related district extensions located within the Town of East Greenbush pursuant to Article 17-A of the General Municipal Law of the State of New York, and it is further,

ORDERED, the proposed Joint Consolidation Agreement is on file in the Town of East Greenbush Town Clerk's Office at 225 Columbia Turnpike, Rensselaer, New York. A copy of the proposed Joint Consolidation Agreement and a summary thereof are also displayed upon and available for public inspection on the Town of East Greenbush's Town Clerk's Bulletin Board, at the Town Clerk's Office at the Town of East Greenbush Town Hall, 225 Columbia Turnpike, Rensselaer, New York, and on the Town of East Greenbush website; and it is further,

ORDERED, that a copy of the Summary of the Joint Consolidation Agreement is attached to this resolution as Exhibit A, and that a description of the geographic boundaries of the proposed consolidated water district is attached to this resolution as Exhibit B.

The foregoing was moved by Councilperson _____, and seconded by Councilperson _____.

The adoption of the foregoing order was duly put to a vote, and upon roll call, the vote was as follows:

Roll Call:

	<u>AYES</u>	<u>NOES</u>
Jack Conway	_____	_____
Tina Tierney	_____	_____
Hollie Kennedy	_____	_____
Rick Matters	_____	_____
Bridget Fritz	_____	_____

Carried:

Dated: East Greenbush, New York
September 15, 2021

CERTIFICATION OF TOWN CLERK

I, ELLEN PANGBURN, the undersigned Town Clerk of the Town of East Greenbush, Rensselaer County, New York, DO HEREBY CERTIFY:

That I have compared the foregoing copy of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on the 15th day of September, 2021, with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this ____ day of September, 2021.

Ellen Pangburn , Town Clerk

S E A L: