

**TOWN OF WINDSOR, COUNTY OF BROOME, STATE OF NEW YORK
RESOLUTION CALLING FOR A PUBLIC HEARING TO CONSIDER
CONSOLIDATION OF THREE SEWER DISTRICTS IN THE
TOWN OF WINDSOR, NAMELY,
PINE VALLEY SEWER DISTRICT NO. 1,
PINE VALLEY SEWER DISTRICT NO. 2, AND
TOWN OF WINDSOR SEWER DISTRICT NO. 3**

RESOLUTION # 14-2008

PRESENT: Honorable Supervisor Randy J. Williams
Honorable Councilman LeWayne H. Colwell
Honorable Councilman George B. West
Honorable Councilman William H. Ellsworth
Honorable Councilman Charles F. Pierson

Resolution Offered By: Councilman Charles F. Pierson
Seconded By: Councilman LeWayne H. Colwell

Title:

A Resolution to Consider the consolidation of three sewer districts in the Town of Windsor, namely, Pine Valley Sewer District No. 1, Pine Valley Sewer District No. 2, and Town of Windsor Sewer District No. 3.

**RESOLUTION FOR
PUBLICATION OF NOTICE
OF PUBLIC HEARING TO
CONSIDER CONSOLIDATION
OF PINE VALLEY SEWER
DISTRICT NO. 1, PINE VALLEY
SEWER DISTRICT NO. 2 AND
TOWN OF WINDSOR SEWER
DISTRICT NO. 3**

WHEREAS, pursuant to Town Law Section 206, and other applicable laws and statutes, the Town Board of the Town of Windsor, New York, at a regular meeting held on April 2, 2008, did, by motion unanimously adopted, adopt a resolution calling for a public hearing upon the issue of the consolidation of three Town of Windsor Sewer Districts, namely Pine Valley Sewer District No.1, Pine Valley Sewer District No. 2, and Town of Windsor Sewer District No. 3, and,

WHEREAS, a public hearing is required to be held before final determination of that issue by the Town Board,

IT IS HEREBY RESOLVED, by the Town Board of the Town of Windsor, that the Town Clerk of the Town of Windsor shall give notice of a public hearing by publication in at least one but not more than two newspapers designated as official newspapers of the Town of Windsor and shall post a copy of this resolution on the bulletin board in the Town Hall, Town of Windsor, at 124 Main Street, Windsor, New York, and, publish same upon the official website of the Town of Windsor, New York, as may be required by law declaring that a public shall be held in the Town Hall, Town of Windsor at 7:45 p.m., on the 7th day of May, 2008 to consider such consolidation, and, to discuss the proposed disposition of property and indebtedness of the original districts, being that the property of the original districts shall be incorporated into the current Town of Windsor Sewer District No. 3, and, there shall be no remaining debt of the prior (Pine Valley Sewer District No. 1 and Pine Valley Sewer District No. 2) sewer districts, and, that the payment of all costs related to the construction, operation, and maintenance, of the consolidated sewer district shall be in the manner set forth in the application and plans on file in the office of the Town of Windsor Clerk as filed by Keystone Associates, LLC, serving as engineers for this project for the Town of Windsor, and, that there shall be assessed as a user fee based upon

equivalent dwelling units as set forth in the application of Town of Windsor Sewer District No. 3, with equivalent dwelling units being assessed on a per equivalent dwelling unit basis depending upon the equivalent dwelling units assigned to each user, and,

All powers and duties related to said consolidated district shall be vested in the Town Board of the Town of Windsor, and,

In the event of the adoption of a resolution consolidating said sewer districts within ten days after the adoption by the Town Board of a resolution consolidating said sewer districts, the Town Clerk shall give notice at the expense of the Town by publication of a notice in at least one, but not more than two newspapers designated as the official newspapers of the Town Board of the Town of Windsor, and, shall also post on the bulletin board in the office of the Town Hall, Town of Windsor, and, in the Town Clerk's office, a copy of such notice, and, cause a copy of such notice and resolution to be published on the official Town of Windsor, New York website as may be required by Town Law Section 204 (4) and,

That such resolution as may be adopted will be subject to permissive referendum as provided by Law.

Dated: April 2, 2008

Vote of the Board:

AYE Honorable Supervisor Randy J. Williams

AYE Honorable Councilman LeWayne H. Colwell

AYE Honorable Councilman George B. West

AYE Honorable Councilman William H. Ellsworth

AYE Honorable Councilman Charles F. Pierson

Resolution Adopted: April 2, 2008

CERTIFICATE OF RECORDING OFFICER

The attached Resolution is a true and correct copy of Resolution No. 14-2008 authorizing a public hearing to consider the consolidation of three Town of Windsor Sewer Districts, namely, Pine Valley Sewer District No. 1, Pine Valley Sewer District No. 2, and Town of Windsor Sewer District No. 3, as provided for in Section 2006 of the Town Law of the State of New York, as regularly adopted at a legally convened meeting of the Town Board of the Town of Windsor on this 2nd day of April, 2008; and further that such Resolution has been fully recorded in the Book of Town Board Minutes in my office. In witness whereof, I have hereunto set my hand this 2nd day of April, 2008.

Barbara Rajner Miller, Town Clerk
Town of Windsor

STATE OF NEW YORK :
COUNTY OF BROOME : ss
TOWN OF WINDSOR :

I, Barbara Rajner Miller, Clerk of the Town of Windsor, do hereby certify that the foregoing is a true and exact copy of a resolution calling for a public hearing in the matter of considering consolidation of Three Sewer Districts in the Town of Windsor, adopted by the Town Board of the Town of Windsor, Broome County, New York on the 2nd day of April, 2008, and posted on April 3, 2008.

Barbara Rajner Miller, Town Clerk
Town of Windsor

