

At a regular meeting of the Town Board of the Town of Delaware, Sullivan County, New York, held at the Town Hall, in Hortonville, New York, in said Town, on the 11th day of April, 2018, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

- Edward T. Sykes, Supervisor
- Alfred Steppich, Councilman
- Cindy Herbert, Councilwoman
- Christopher Hermann, Councilman
- John Gain, Councilman

_____ :

In the Matter :

of :

The Establishment of the Hamlet of Callicoon :

Water District in the Town of Delaware, :

Sullivan County, New York :

_____ :

ORDER CALLING
PUBLIC HEARING

WHEREAS, the Town Board of the Town of Delaware, Sullivan County, New York, has duly caused to be prepared a map showing the boundaries of a proposed Water District in said Town, to be known as the Hamlet of Callicoon Water District in the Town of Delaware (hereinafter, the "Water District" or simply, the "District") a general plan to serve said District, and a report of the proposed method of operation thereof; and

WHEREAS, said map, plan and report, including an estimate of the cost, were prepared by Delaware Engineering, D.P.C., a competent engineer duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof, including estimate of cost; and

WHEREAS, the boundaries of said District shall be as described in Exhibit A attached hereto and hereby incorporated herein; and

WHEREAS, the improvements proposed for said District consist of the acquisition of the existing water supply, storage and distribution system from the Callicoon Water Company, and improvements thereto, including, original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, all as more fully described in the map, plan and report hereinbefore described; and

WHEREAS, the maximum estimated cost of said improvements is \$4,202,672; and

WHEREAS, the proposed method of financing the cost of said improvements consists of the issuance of not exceeding \$4,202,672 bonds of said Town (to be reduced by grants expected in the amount of \$2,456,940) maturing in annual installments over a period not exceeding forty years, which will be payable in the first instance from the annual apportionment and assessment from the several lots and parcels of land within said District in an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due and payable; and

WHEREAS, the estimated cost of said District to the typical property therein is \$585 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid; and

WHEREAS, a detailed explanation of the manner by which were computed said estimated cost to the typical property has been filed in the office of the Town Clerk where the same are available during regular office hours for examination by any person interested in the subject matter thereof; and

WHEREAS, said capital project for said District and the establishment thereof has been determined to be a Type I Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant adverse environmental effects; and

WHEREAS, it is now desired to call a public hearing upon the question of the establishment of said District and the improvements proposed therefor, all pursuant to Section 209-d of the Town Law; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Delaware, Sullivan County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Delaware, Sullivan County, New York, shall be held at the Town Hall, in Hortonville, New York, in said Town, on the 9th day of May, 2018, at 6:30 o'clock P.M., Prevailing Time, for the purpose of holding a public hearing to consider the establishment of the Water District in said Town as described in the preambles hereof, to be known as to the Hamlet of Callicoon Water District, and the improvements proposed therefor, and to consider the map, plan and report filed in

relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published once in the Sullivan County Democrat, the official newspaper of said Town, the first publication thereof to be not less than ten nor more than twenty days before the day set herein for the hearing as aforesaid, and said Town Clerk shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the hearing as aforesaid.

Section 3. This order shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Supervisor Edward T. Sykes VOTING aye;

Councilman Alfred Steppich, VOTING aye;

Councilwoman Cindy Herbert VOTING aye;

Councilman Christopher Hermann VOTING aye; and

Councilman John Gain VOTING aye.

The resolution was thereupon declared duly adopted.

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