

In The Matter of The Extension of Water District No. 2 in the Town of Chautauqua, Chautauqua County, New York	ORDER CALLING PUBLIC HEARING
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WHEREAS, the Town Board of the Town of Chautauqua, Chautauqua County, New York, has duly caused to be prepared a map showing the boundaries of a proposed extension of Water District No. 2 in said Town (hereinafter, "Water District No. 2" or simply, the "District"), a general plan to drill new wells for and make some improvements to the said District, and a report of the proposed method of financing and operation thereof; and

WHEREAS, said map, plan and report, including an estimate of the cost, were prepared by Ramboll, competent engineers 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 the proposed extension 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 installation of two (2) groundwater wells in the hamlet of Dewittville; construction of a support building of approximately 900 square feet to house pressure filters, water softening equipment, chlorination equipment, exterior clear wells, and electrical/instrumentation systems; approximately 14,200 linear feet of 8-inch diameter pipeline; tee connections and valving for future extensions; and fire hydrants, including original furnishings, equipment, machinery, apparatus, valves, hydrants, 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 \$3,953,000; and

WHEREAS, the proposed method to be employed for financing such improvement is the issuance of serial bonds for the balance, and

WHEREAS, the Town intends to apply to other sources of low interest loan and grant funding that would reduce the local costs and the cost estimates set out below, including from the Drinking Water State Revolving Fund administered by the New York State Environmental Facilities Corporation; and

WHEREAS, all users within the existing and extended District will pay for the capital costs of the new water supply and transmission lines running therefrom, for the operation and maintenance costs of the District, and for the capital improvements fund, but only users within the extension area will also pay for the capital costs of the southward extension of the waterlines within the extension area; and

WHEREAS, assuming the Town receives \$2,000,000 grant funding for the project, the estimated cost to the typical property in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid is: (1) to customers within the existing District (174 equivalent dwelling units) \$872.64; and (2) to customers within the extension area who are benefitted but not connected (122 half-EDU), \$163.34.

WHEREAS, as the customer base expands within the extended District to approximately 350 total EDU, the estimated annual cost to the typical property is expected to be \$573.64; and

WHEREAS, at full buildout, with a total of 519 EDU across the entire District, the estimated annual cost to the typical property is estimated to be \$417.66; and

WHEREAS, a detailed explanation of the manner by which were computed said estimated costs of fees and first-year costs to the typical property has been filed in the office of the Town Clerk at 2 Academy Street in Mayville, New York where the same are available during regular office hours for examination by any person interested in the subject manner thereof; and

WHEREAS, said capital project for said District and the extension thereof have been determined to be an Unlisted 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 environmental effects and a Short Environmental Assessment Form is available on file in the office of the Town Clerk where it may be inspected during normal office hours; and

WHEREAS, it is now desired to call a public hearing upon the question of the extension of 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 Chautauqua, Chautauqua County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Chautauqua, Chautauqua County, New York, shall be held at the Chautauqua Community Building, 2 Academy Street, Mayville, New York, in said Town, on the 19th day of November, 2021, at 10:00 o'clock A.M., Prevailing Time, for the purpose of holding a public hearing to consider the extension and increase and improvement of the Water District in said Town as described in the preambles hereof, 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. It is hereby determined that all expenses of the Water District No. 2, including all Districts heretofore or hereafter established, shall be a charge against the entire area of said Water District No. 2, as extended, including said District hereinbefore described, except that the area currently served by water within said District shall be treated as a separate benefit district within the large district.

Exhibit A

Boundaries of Proposed Extension to
Water District No. 2 in the
Town of Chautauqua, Chautauqua County, New York

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Chautauqua, County of Chautauqua and State of New York being part of the Holland Land Company's Survey bounded and described as follows;

BEGINNING at the centerline intersection between East Lake Road, (N.Y.S. Highway No. 430) and the centerline of Leet Avenue;

THENCE North 25°-03'-09" West along the centerline of said East Lake Road, a distance of 2,250± feet;

THENCE North 64°-50'-32" East, a distance of 500± feet;

THENCE South 25°-03'-09" East, parallel with said East Lake Road and distant 500± feet northeasterly therefrom, a distance of 2105± feet;

THENCE South 57°-30'-34" East, a distance of 1,246± feet;

THENCE South 88°-49'-52" East, parallel with the centerline of Springbrook Road, (County Highway No. 52) and distant 500± feet northerly therefrom, a distance of 7,324± feet to the easterly line of Great Lot 12. Township 3, Range 13 of the said Holland Land Company's Survey, also being the division line between the easterly boundary of the Town of Chautauqua and the westerly boundary of the Town of Ellery;

THENCE South 01°-00'-49" West, along said east line of Great Lot 12 and further said Town boundary, further continuing southerly along the easterly line of Great Lot 11 in said Township and Range, a distance of 4,487± feet to the southeast corner of said Great Lot 11 and the centerline of Thum Road;

THENCE North 89°-08'-33" West along the southerly line of Great Lot 11 and the centerline of Thum Road and further continuing westerly along the southerly line of Great Lot 14 in said Township and Range, a distance of 3,632± feet to the edge of water along Chautauqua Lake; THENCE continuing in a general north-northwest direction along the edge of water of Chautauqua Lake, a distance of 12,833± feet to the approximate intersection between said edge of water and the northerly line of lands now or formerly deeded to Forty 4 Shore, LLC recorded in the Chautauqua County Clerk's office in Liber 2020 of deeds at page 3662, also being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north;

THENCE South 89°-24'-06" East along said northerly line of Liber 2020, page 3662 and said Water District Number 2 boundary limit, a distance of 136.4± feet to an angle point in the north line of said Liber 2020, Page 3662;

THENCE South 53°-53'-49" East along the northerly line of said Liber 2020, Page 3662 and said Water District Number 2 boundary limit, a distance of 106.4± feet to an angle point in the north line of said Liber 2020, Page 3662;

THENCE North 86°-18'-18" East along the northerly line of said Liber 2020, Page 3662 and said Water District Number 2 southerly boundary limit, a distance of 62.5± feet to the northeast corner of said Liber 2020, Page 3662, also being located on the easterly line of lands now or formerly deeded to Snider-Chautauqua, LLC, recorded in the Chautauqua County Clerk's office in Liber 2518 of deeds at page 989, further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the west;

THENCE North 03°-41'-42" West along the easterly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the west, a distance of 300± feet to the northwest corner of said Liber 2518, Page 989;

THENCE North 41°-18'-18" East along the most northerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north, a distance of 115± to an angle point in the most north line of Liber 2518, page 989;

THENCE North 86°-18'-19" East along the most northerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north, a distance 120± feet to the northeast corner of said Liber 2518, Page 989;

THENCE South 24°-35'-12" East along the most easterly line of said Liber 2518, Page 989, said

line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 144.4± feet to an angle point in the easterly line of said Liber 2518, page 989;

THENCE South 77°-17'-47" West along a northerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east;

THENCE South 21°-27'-00" East along an easterly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 438± feet to the southeast corner of said Liber 2518, Page 989;

THENCE South 87°-53'-10" West along the southerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance 17± feet to the approximate centerline of Lookout Avenue;

THENCE South 18°-05'-49" East along the said approximate centerline of Lookout Avenue, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 674± feet to the northerly line of lands now or formerly deeded to Francis Clark, recorded in the Chautauqua County Clerk's office in Liber 2399 of deeds at page 899 extended westerly to said centerline, further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east;

THENCE North 75°-14'-21" East along the north line of said Liber 2399, Page 899, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north, a distance of 125± feet to the northeast corner of said Liber 2399, Page 899;

THENCE South 20°-26'-07" East along the easterly line of said Liber 2399, Page 899, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 38± feet to an angle point in the easterly line of said Liber 2399, Page 899;

THENCE South 37°-55'-09" East along the easterly line of said Liber 2399, Page 899, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 133± feet to the southeast corner of said Liber 2399, Page 899;

THENCE North 77°-17'-09" East, a distance of 72± feet to the approximate centerline of said Leet Avenue;

THENCE in a general North and Northeasterly direction along the approximate centerline of said

Leet Avenue, a distance of 924± feet to the POINT or PLACE of BEGINNING, containing 750 Acres of land, more or less.

