NOTICE OF ADOPTION

At a Regular Meeting of the Town Board of the Town of Queensbury held on December 2nd, 2019 at the Queensbury Community Center, Town of Queensbury, 742 Bay Road, Queensbury, New York, the following was adopted: ORDER NO.: 399, 2019

HEARING CONCERNING PROPOSED ROUTE 9 SANITARY SEWER DISTRICT EXTENSION NO. 3

RESOLUTION NO.: 399, 2019 INTRODUCED BY: Mr. George Ferone

WHO MOVED ITS ADOPTION SECONDED BY: Mrs. Catherine Atherton

WHEREAS, the Queensbury Town Board wishes to establish an extension to the Town’s Route 9 Sewer District to allow for the proposed development known as Robert Gardens North (the “District”) to be known as the Route 9 Sanitary Sewer District Extension No. 3 (hereinafter the “Sewer District Extension”), and

WHEREAS, a Map, Plan and Report has been prepared by Lansing Engineering, engineers engaged by the State of New York regarding the proposed Sewer District Extension to permanently describe tax map areas of the proposed Sewer District Extension No. 3, as provided therein.

NOW, THEREFORE, IT IS ORDERED:

1. The Queensbury Town Board hereby authorizes and directs the Queensbury Town Clerk to publish and post this Order not less than twenty (20) days before the public hearing date, as required by law, to give notice of a public hearing to be held on the 10th day of January, 2020, at the Queensbury Activities Center, 742 Bay Road, Queensbury, New York, for the purpose of considering this Project. The Town’s Engineer has determined, based on the Map, Plan and Report, that the development known as Robert Gardens North is only one property in the Sewer District. The operation and maintenance cost for the Sewer District Extension is estimated to be $39,841.77 per year. There is only one property in the Sewer District Extension No. 3, and it is a one or two family home.

2. The Map, Plan and Report describing the improvements and area involved and a detailed explanation of the fees and costs is on file with the Queensbury Town Clerk and is available for public inspection.

3. The Town Board shall meet and hold a public hearing at the Queensbury Activities Center, 742 Bay Road, Queensbury, New York on the 10th day of January, 2020, to consider the Sewer District Extension and to hear all persons interested in the proposed Sewer District Extension No. 3 and the further action as may be required or authorized by law.

4. The Town Board hereby authorizes and directs the Queensbury Town Clerk to duly publish and post this Order not less than twenty (20) days before the public hearing date, as required by law, to give notice of a public hearing to be held on the 10th day of January, 2020, at the Queensbury Activities Center, 742 Bay Road, Queensbury, New York, for the purpose of considering this Project. The Town’s Engineer has determined, based on the Map, Plan and Report, that the development known as Robert Gardens North is only one property in the Sewer District. The operation and maintenance cost for the Sewer District Extension is estimated to be $39,841.77 per year. There is only one property in the Sewer District Extension No. 3, and it is a one or two family home.

5. The maximum amount proposed to be expended to form the Sewer District Extension is approximately $316,399 which the Town Board estimates the cost of constructing and maintaining the Sewer District. The property owner. Legal, engineering and construction costs associated with the Sewer District Extension are to be paid by the property owner and members of the Sewer District will not be responsible for the cost of these improvements. The property owner will be responsible for the cost of installing sewer lines to the property. The Town Board will accept sewer lines that are constructed in accordance with Town specifications, ordinances or local laws, any State laws or regulations, in accordance with the Map, Plan and Report and under competent engineering supervision.

6. The Town Board hereby authorizes and directs the Town Clerk to publish and post this Order not less than twenty (20) days before the public hearing date, as required by law, to give notice of a public hearing to be held on the 10th day of January, 2020, at the Queensbury Activities Center, 742 Bay Road, Queensbury, New York, for the purpose of considering this Project. The Town’s Engineer has determined, based on the Map, Plan and Report, that the development known as Robert Gardens North is only one property in the Sewer District. The operation and maintenance cost for the Sewer District Extension is estimated to be $39,841.77 per year. There is only one property in the Sewer District Extension No. 3, and it is a one or two family home.

7. The Map, Plan and Report describing the improvements and area involved and a detailed explanation of the fees and costs is on file with the Queensbury Town Clerk and is available for public inspection.

8. The Town Board shall meet and hold a public hearing at the Queensbury Activities Center, 742 Bay Road, Queensbury, New York on the 10th day of January, 2020, to consider the Sewer District Extension and to hear all persons interested in the proposed Sewer District Extension No. 3 and the further action as may be required or authorized by law.

9. The Town Board hereby authorizes and directs the Queensbury Town Clerk to duly publish and post this Order not less than twenty (20) days before the public hearing date, as required by law, to give notice of a public hearing to be held on the 10th day of January, 2020, at the Queensbury Activities Center, 742 Bay Road, Queensbury, New York, for the purpose of considering this Project. The Town’s Engineer has determined, based on the Map, Plan and Report, that the development known as Robert Gardens North is only one property in the Sewer District. The operation and maintenance cost for the Sewer District Extension is estimated to be $39,841.77 per year. There is only one property in the Sewer District Extension No. 3, and it is a one or two family home.

10. The Town Board hereby declares that this action is an “uncoordinated review”, as defined by 6 NYCRR 617 et. seq., and will perform uncoordinated review of this Project. The Town’s Engineer has determined, based on the Map, Plan and Report, that the development known as Robert Gardens North is only one property in the Sewer District. The operation and maintenance cost for the Sewer District Extension is estimated to be $39,841.77 per year. There is only one property in the Sewer District Extension No. 3, and it is a one or two family home.

Duly adopted this 2nd day of December, 2019, by the following vote:

AYES: Mr. Metivier, Mrs. Atherden, Mr. Feron, Mrs. Switzer, Mr. Ferone

NOES: None

ABSSENT: None

In Witness Whereof, I have hereunto set my hand and the Seal of the Town of Queensbury this 2nd day of December, 2019.

SEAL SIGNED:_______________

IN WITNESS THEREOF, I have hereunto set my hand and the Seal of the said Town of Queensbury, this 3rd day of December, 2019.

SEAL EXECUTED:

Rose Mellon
Deputy Town Clerk