

February 24, 2006 – Special Town Board meeting

Minutes of the Special Town Board Meeting held by the LaFayette Town Board on February 24, 2006 at 12:30 p.m. in the LaFayette Commons Office Building at 2577 Route 11 in the Town of LaFayette

Present: Gregory Scammell, Supervisor
Thomas Bailey, Councilman
Adrian Shute, Councilman

Absent: David Knapp, Councilman
William McConnell, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Supervisor Scammell called the meeting to order at 12:40 p.m.

The Town Clerk took the Roll. Councilmen Knapp and McConnell absent. All else present.

Supervisor Scammell said the reason we are having this meeting is to determine if the Board should schedule a public hearing for the Northeast LaFayette Water District. The latest information shows \$167,850 in favor of asking the Board to form the water district. He asked if there was any discussion on this topic.

Councilman Bailey said this information is as of today's date. He confirmed this is the most recent information received.

Supervisor Scammell said yes.

Councilman Bailey would be in favor of holding an abbreviated Town Board Meeting and keeping the agenda to immediate areas of concern at the time this public hearing is set.

Councilman Bailey moved and Councilman Shute seconded the following resolution

**RESOLUTION AND ORDER OF THE
TOWN BOARD OF THE TOWN OF LAFAYETTE
CALLING FOR A PUBLIC HEARING
IN THE MATTER OF THE
ESTABLISHMENT OF THE NORTHEAST LAFAYETTE WATER DISTRICT, IN
THE TOWN OF LAFAYETTE, COUNTY OF ONONDAGA, NEW YORK,
PURSUANT TO ARTICLE 12 OF THE TOWN LAW.**

WHEREAS, the Town Board of the Town of LaFayette (the ATown Board@ and the ATown@, respectively), in the County of Onondaga, New York, has received a petition, dated February 24, 2006, pursuant to Section 191 of the Town Law, for the establishment of the Northeast LaFayette Water District, (the ADistrict@), which

petition is signed by the owners of taxable real property situate in the proposed District, owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed District, as shown upon the latest completed assessment roll of said Town, and including the signatures of resident owners of taxable real property owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed District, owned by resident owners according to the latest completed assessment roll; and

WHEREAS, said petition purported to describe the boundaries of the proposed District in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioners and acknowledged or proved in the same manner as a deed to be recorded; and

**WHEREAS, the proposed District is bounded and described as follows:
See Schedule AA@**

and;

WHEREAS, following preparation of a map, plan and report Dunn & Sgromo Engineers, PLLC, competent engineers duly licensed by the State of New York, for the proposed establishment of said District, and the construction of a water system therein, consisting of the installation of approximately 18,000 l.f. of 8 inch diameter water mains with 2 hydrants and up to 140 3/4 inch services, including land or rights in land, original equipment, machinery, furnishings, fittings, connections, fill, services, appurtenances and related site work, to be installed along Apulia Road, Cook Farms Road and West Shore Manor (the Awater improvement@), said map, plan and report now on file in the office of the Town Clerk; and

WHEREAS, the Town Board will give due consideration to the impact that such construction in said District may have on the environment and on the basis of such consideration the Town Board will determine the environmental impact, if any, to be caused by such construction under the State Environmental Quality Review Act (ASEQR@); and

WHEREAS, the establishment or extension of this special district is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, within the meaning of SEQR with respect to this matter, the following agencies are involved agencies: Onondaga County Department of Health, the Onondaga County Department of Transportation and the New York State Department of Environmental Conservation, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the maximum amount proposed to be expended for the construction of the Water Improvement is estimated to be \$1,231,000.00, and the plan of financing includes the issuance of bonds of the Town to finance said cost and the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in

just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable.

NOW THEREFORE, BE IT DETERMINED, and stated that the estimated cost of hookup fees is \$750.00 and the estimated cost of the District to the Atypical property@ (as defined in the Town Law) is \$780.00 (taking into account the capital operation, maintenance, user fees and water authority fees), annually; and that the Town Board has theretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town of LaFayette Town Hall, 2577 Route 11, LaFayette, New York on March 13, 2006 at 7:00 p.m. to consider the establishment of the proposed District herein referred to and the construction of such water system therein, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the Post-Standard, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of section 30 of the Town Law, a copy of this order, certified by said Town Clerk, the first publication thereof and said posting to be not less than 10 nor more than 20 days before the date of such public hearing; and

FURTHER ORDERED, that the Town Clerk file a certified copy of this order with the Comptroller of the State of New York on or about the date of publication of a copy of this order.

Gregory Scammell, Supervisor

Thomas Bailey, Councilman

Adrian Shute, Councilman

Voting on the above motion was as follows:

Supervisor Scammell	Voted	Yes
Councilman Bailey	Voted	Yes
Councilman Shute	Voted	Yes

Motion carried.

**Legal Description for
Proposed
Northeast LaFayette Water District Boundary
Town of LaFayette, Onondaga County, New York
November 17, 2005**

Beginning at a point on the easterly boundary of the Town of LaFayette Coye Road Water District, also being the centerline of Apulia Road, said point being an approximate distance of 1,550 feet south from the Town of LaFayette/Town of Dewitt municipal boundary as measured along the road centerline.

- 1. Thence easterly across the highway right-of-way and across the New York Susquehanna and Western Railroad right-of-way to the intersection of said right-of-way with the easterly property line, tax parcel 01-05-8.1 (Hullar N/F), an approximate distance of 135 feet more or less, said point also being the shoreline of Jamesville Reservoir as defined by the State of New York "Blue Line";**
- 2. Thence southerly along said shoreline, an approximate distance of 3,900 feet, more or less, to a point on tax parcel 01-05-07 (Onondaga County Parks, N/F), said point being approximately 380 feet more or less, south of the southeast property corner of tax parcel 01 - 03-1.1 (B&B Family N/F) as measured along said shoreline;**
- 3. Thence due west across said County Parks parcel, an approximate distance of 790 feet more or less, to a point on the easterly right-of-way of said railroad right-of-way;**
- 4. Thence southerly along said railroad right-of-way an approximate distance of 3,040 feet more or less to it's point of intersection with the northerly right-of-way boundary of said Apulia Road;**

Thence easterly along said northerly highway boundary and along the northerly boundary of tax parcel 05-05-8.9 (Onondaga County Parks N/F) to a point 300 feet easterly of the easterly boundary of said Apulia Road;

- 6. Thence southerly along a line parallel to Apulia Road, an approximate distance of 7,060 feet more or less, to a point said point being 300 feet southeasterly of the southerly right-of-way boundary of Palladino Road, said point being in tax parcel 006.-04-03.2 (Albanese N/F);**
- 7. Thence westerly in a line perpendicular to said Apulia Road, an approximate distance of 690 feet more or less, to a point on the westerly boundary of said railroad right-of-way;**
- 8. Thence northerly along said railroad right-of-way, an approximate distance of 7,090 feet more or less, to an intersection point with an easterly extension of the northern property line of tax parcel 05-05-8.6 (Naumann/Barrett N/F');**
- 9. Thence westerly along said northerly property line extension and property line to a point, said point being 300 feet perpendicular westerly of Cook Farms Road;**
- 10. Thence northerly along a line parallel to Cook Farms Road and Apulia Road, an**

approximate distance of 5,220 feet more or less, to an intersection point with a southerly boundary of said Coye Road Water District boundary;

- 11. Thence easterly along said water distance boundary, an approximate distance of 330 feet more or less, to a point on the centerline of said Apulia Road, said centerline also being the easterly boundary of said water district;**
- 12. Thence northerly along said road centerline and said water district boundary, an approximate distance of 1,250 feet more or less to the point of beginning;**
- 13. Excluding the portions of tax parcels 01-04-28.1 (Naumann N/F), 01-04-29.2 (Stach N/F) that are within aforementioned described boundary.**

Councilmen Shute moved and Bailey seconded the motion to adjourn. Motion passed unanimously.

The Special Town Board Meeting adjourned at 12:43 p.m.

Respectfully submitted,

Mary Jo Kelly

Town Clerk

Adopted 3/13/06