

At a regular meeting of the Town Board
of the Town of New Paltz, in the County of
Ulster, New York, held on _____,
2021 at _____ P.M.

PRESENT: Supervisor Neil Bettez, Council Member Daniel Torres, Council Member
David Brownstein, Council Member Julie Seyfert-Lillis and Council Member Alex Baer

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In the Matter of Extension No. 3 of Water District No. 1 : ORDER ESTABLISHING
in the Town of New Paltz : DISTRICT EXTENSION
in the County of Ulster. :

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WHEREAS, the Town of New Paltz (hereinafter referred to alternatively as the “Town”) is the owner of approximately 14.3 acres of lands, together with the buildings and improvements erected thereon located at 59 North Putt Corners Road, New Paltz, New York 12561 (the “Premises”) bearing Town of New Paltz tax identification number S-B-L: 86.8-6-21; and

WHEREAS, the Premises is situated and configured to adequately meet the present and future needs of the town with respect to its police department and town justice court; and

WHEREAS, the delivery of water to the Premises will be through a 6” water main which will run from the building located upon the Premises generally southerly along the westerly side of North Putt Corners Road in the Town of New Paltz a distance of approximately 260 linear feet to the northwesterly corner of the intersection of said North Putt Corners Road with Henry W. DuBois Drive; thence generally westerly along the northerly side of Henry W. DuBois Road a distance of approximately 730 linear feet to an existing hydrant. Two (2) new hydrants are proposed to be installed along that portion of the main adjoining North Putt Corners Road; and

WHEREAS, the Town Board deems it in the best interest of the Town to proceed for an Extension of Water District No. 1 to include the aforesaid Premises pursuant to Article 12-A of the Town Law of the State of New York;

WHEREAS, on the 14th day of January, 2021 the Town Board of the Town of New Paltz, New York, duly adopted an order calling a public hearing to be held on the 21st day of January, 2021 at _____ o’clock P. M., to consider said proposed district extension and to hear all persons on the subject thereof concerning the same and for such action on the part of said Town Board with relation to said petition as may be authorized and required by law; and

WHEREAS, notice of such public hearing and of any subsequent continuations thereof was duly published and posted in the manner required by law; and

WHEREAS, after said public hearing and any continuations thereof and upon consideration of the evidence given thereat, said Town Board duly adopted an order on the 21st day of January, 2021 determining to create such extension and to construct the proposed water district extension and the required improvements therein, all in accordance with the map and plan accompanying the same and on file in the Office of the Town Clerk ; and

WHEREAS, the maximum amount proposed to be expended for the construction of the proposed water district extension is estimated to be \$130,000.00. All costs incurred for the construction and installation of the district extension, including the costs for the preparation of the Map, Plan and Report and for hook up by the Town to the extension, shall be paid as part of the project costs for the acquisition, construction, reconstruction and installation of the aforesaid covered by a previously approved “Bond Resolution, Dated July 18, 2019, Authorizing The Issuance of Not To Exceed \$8,000,000.00 Aggregate Principal Amount Serial Bonds of the Town of New Paltz, New York, Pursuant To The Local Finance Law, to Finance the Acquisition, Construction, Reconstruction and Installation of New Facilities For The Town Police Department and Town Justice Court In And For said Town” (hereinafter referred to as the “Bond Resolution”) at no additional expense to the Town; and

WHEREAS, the future expense of hook-up fees for the sole user of the proposed water district extension shall be paid by the sole owner of the property lying within the district extensions boundaries, to wit: The Town of New Paltz; and

WHEREAS the costs of maintenance and operation following the extension of the district and thereafter, the estimated cost to the average user is estimated to be approximately \$1,111.00 per year; and

WHEREAS, based upon the foregoing, the approval of the Comptroller of the State of New York for the creation of said water district is not required;

NOW, THEREFORE, BE IT:

RESOLVED, by the Town Board of the Town of New Paltz, County of Ulster, State of New York, as follows:

Section 1. It is hereby determined:

- (a) That the notice of public hearing was published and posted as required by law and is otherwise sufficient;
- (b) That all the property and the property owner within the proposed district extension is benefited thereby;
- (c) That all of the property and property owner benefited is included within the limits of the proposed district extension; and
- (d) That the extension of such district is in the public interest.

Section 2. That the water district extension be and the same is hereby established and the boundaries of such water district as hereby established are hereby determined to be all those lands situated in the Town of New Paltz, County of Ulster, State of New York, bounded and described on “APPENDIX A – District Extension Map” attached hereto and made a part hereof. Section 3. The construction and maintenance of the water district extension with necessary manholes, connections and appurtenances in accordance with the map and plan submitted with the map, plan and report on file in the office of the Town Clerk of said Town, at a cost and upon the plan for payment as expressed in this order.

Section 4. That a certified copy of this resolution be forthwith recorded in the Office of the Clerk of the County of Ulster.

Section 5. Said Town Board hereby delegates the conduct of all further proceedings in this matter pursuant to Article 12-A of the Town Law to the Town Board of the Town of New Paltz, acting as the Commissioners of the Water District extended and any and all authorization of all funds for the payment of all cost of the same shall be done only by resolution of this Town Board.

Section 6. This order is adopted subject to permissive referendum.

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

<u>VOTE</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Supervisor Neil Bettez	_____	_____	_____
Council Member Daniel Torres	_____	_____	_____
Council Member David Brownstein	_____	_____	_____
Council Member Julie Seyfert-Lillis	_____	_____	_____
Council Member Alex Baer	_____	_____	_____

The order was thereupon declared duly adopted.

I, ROSANNA ROSENKRANSE, Clerk of the Town of New Paltz, County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town of New Paltz, New York, including the order contained therein, held on the 21st day of January, 2021 with the original thereof on file in my office and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this
_____ day of January, 2021.

Rosanna Rosenkranse, Town Clerk

[Seal]