

A meeting of the Town Board of the Town of Grand Island, in the County of Erie, New York, was held at the Town Hall, in said Town, on September 19, 2011.

PRESENT:

Hon. Peter A. McMahon, Supervisor
Mary S. Cooke, Councilperson
Richard W. Crawford, Councilperson
Gary G. Roesch, Councilperson
Raymond A. Billica, Councilperson

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In the Matter

of the

Increase and Improvement of Facilities of the Consolidated Sewer District in the Town of Grand Island, County of Erie, New York, pursuant to Section 202-b of the Town Law.

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**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
OCTOBER 3, 2011
(CONSOLIDATED SEWER DISTRICT)**

WHEREAS, the Town Board of the Town of Grand Island (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Grand Island Consolidated Sewer District (the “District”); and

WHEREAS, Metzger Civil Engineering, PLLC (the “Engineer”), competent engineers licensed in New York, has, pursuant to Article 12-C of the Town Law, prepared a preliminary map, plan and report for the construction of sewer improvements which will be constructed and known as the Park Place/Whitehaven Farms Sewer Improvement Area and which will benefit the District; and

WHEREAS, such sewer improvements will generally consist of the installation of approximately 1,235 lineal feet of 18-inch gravity sanitary sewer along Whitehaven Road, the replacement of the existing manhole at the intersection of Whitehaven Road and Harvey Road, the routing of the existing 12-inch force main into the first manhole at Bonnywoods Crossing, and the abandonment of the existing force main, all of the forgoing to include all necessary site

work, equipment, apparatus and other improvements and costs incidental thereto (collectively, the "Improvement"); and

WHEREAS, the Engineer has completed and filed with the Town Board such preliminary map, plan and report and such preliminary map, plan and report is available for public inspection in the Office of the Town Clerk; and

WHEREAS, the Engineer has estimated the maximum aggregate cost of the Improvement to be \$181,129; said cost to be financed by (1) the issuance of \$80,645 serial bonds of the Town (to be issued on behalf of the proposed Park Place/Whitehaven Farms Sewer Improvement Area) and (2) the issuance of \$100,484 serial bonds of the Town (to be issued on behalf of the District) pursuant to this proceeding; and

WHEREAS, the Town has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under the State Environmental Quality Review Act is necessary.

NOW, THEREFORE, BE IT

ORDERED that a meeting of the Town Board of the Town of Grand Island will be held at the Town Hall, 2255 Baseline Road, Grand Island, New York, on October 3, 2011 at 8:00p.m. o'clock P.M. (prevailing Time) to consider said increase and improvement of facilities of the District 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 expense apportioned to the District for such increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an amount not to exceed \$100,484, said amount to be offset by any federal, state, county and/or local funds, and unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by 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, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper 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 ten (10) nor more than twenty (20) days before the date of such public hearing

DATED: September 19, 2011

TOWN BOARD OF THE
TOWN OF GRAND ISLAND