

At a regular meeting of the Town Board for the Town of Sandy Creek held the 12th day of September, 2012 at the Sandy Creek Town Hall, 1992 Harwood Drive, Town of Sandy Creek, County of Oswego, State of New York

**RESOLUTION ESTABLISHING TOWN OF SANDY CREEK
WATER DISTRICT NO. 2**

WHEREAS, the Town Board has been asked to consider the formation of a water district in the Town of Sandy Creek to be known as the Town of Sandy Creek Water District No. 2, pursuant to Article 12-A of the Town Law of the State of New York; and

WHEREAS, the Town Board of the Town of Sandy Creek directed Barton & Loguidice, P.C., to prepare a Map, Plan and Report to consider all aspects of the proposed water district; and

WHEREAS, said Map, Plan and Report was duly filed with the Town Clerk for the Town of Sandy Creek on the 25th day of July, 2012; and

WHEREAS, at a regular meeting of the Town Board for the Town of Sandy Creek held the 8th day of August 2012, the Town Board reviewed the Map, Plan and Report and directed the Town Clerk to publish an Order and Resolution/Notice of Public Hearing scheduling a public hearing on the proposed water district for 12th day of September, 2012 at 7:00 p.m. at the Sandy Creek Town Hall, 1992 Harwood Drive, Sandy Creek, New York, and to publish notice of same in the official newspaper for the Town all pursuant to Article 12-A, Section 209-d of the Town Law of the State of New York; and

WHEREAS, the Notice of the Public Hearing was published in the official newspaper of the Town, Watertown Daily Times, and posted on the Town bulletin board pursuant to Section 209-d of the Town Law of the State of New York; and

WHEREAS, said public hearing having been held September 12, 2012 at 7:00 p.m., after notice, with all interested persons having been heard on the proposed district; and

WHEREAS, the Town Board at this regular meeting following the public hearing, had a full discussion pertaining to the proposed Town of Sandy Creek Water District No. 2, has heard the public comments, and has discussed same with the engineers, Barton & Loguidice, P.C., as well as with the attorney to the Town Board, Allison J. Nelson, Esq.

NOW ON MOTION made by _____ and seconded by _____, BE IT RESOLVED as follows:

1. That the notice of public hearing was published and posted as required by law and is otherwise sufficient;

2. That all of the property and property owners within the proposed district are benefitted thereby;

3. That all of the property and property owners benefitted are included within the limits of the proposed district;

4. That the formation of the proposed district is in the public interest;

5. That based upon 1-4 above, this Board does hereby approve the formation and establishment of the water district to be known as the Town of Sandy Creek Water District No. 2 pursuant to the terms and boundaries as found in the Map, Plan and Report prepared by Barton and Loguidice, P.C., and filed with the Town Clerk the 25th day of July, 2012; and

6. The Town Board further determines that this Resolution shall be subject to a permissive referendum.

MOTION UNANIMOUSLY ADOPTED by those members present.

NANCY RIDGEWAY, Supervisor	AYE	NAY
NOLA J. GOVE, Councilwoman	AYE	NAY
KEVIN E. HALSEY, Councilman	AYE	NAY
RUTH E. SCHEPPARD, Councilwoman	AYE	NAY
CHERYL L. YERDON, Councilwoman	AYE	NAY

Dated: September 12, 2012

TAMMY L. MILLER, Town Clerk
Town of Sandy Creek