

NOTICE OF PUBLIC HEARING  
COUNTY OF SARATOGA TOWN OF BALLSTON  
February 14, 2017

ORDER FOR PUBLIC HEARING ON ESTABLISHMENT OF CONSOLIDATED WATER DISTRICT, EXT. 1 IN THE TOWN OF BALLSTON, COUNTY OF SARATOGA, STATE OF NEW YORK, PURSUANT TO ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK

WHEREAS, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12 of the Town Law of the State of New York and a petition pursuant to Article 12 of the Town Law of the State of New York, relating to the establishment of Consolidated Water District, Ext. 1, in the Town of Ballston, County of Saratoga, State of New York, have been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Environmental Design Partnership, LLP, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed District Extension, a general plan of the District Extension and an analysis showing the costs thereof and method of operation; and

WHEREAS, said map, plan and report shows all facilities, including mains, together with the location and the general description of all public works required including lands and easements to be acquired including, but not limited to, a tapping fee, 1650 linear feet of 8-inch ductile iron pipe, 3 hydrants and all the necessary valves and fittings to serve the project; and

WHEREAS, the boundaries of the proposed District Extension are as described in Schedule "A" annexed hereto; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Two Hundred Thousand (\$200,000.00) Dollars; and

WHEREAS, approval of the New York State Comptroller is not required for the formation of Consolidated Water District, Ext. 1, inasmuch as debt will not be issued or assumed. Assessments for future infrastructure capital construction shall be on an ad valorem basis for all users; and

WHEREAS, said map, plan and report describing said improvements is on file in the Town Clerk's Office for public inspection; and

WHEREAS, the first year cost of debt repayment and full operation for typical properties within the District is \$0, and operation and maintenance charges for the first year are estimated at \$370.00. Hookup fees in the amount of \$2,000.00 shall be paid by the property owner.

NOW, it is hereby ORDERED, that the Town Board of the Town of Ballston, shall meet and hold a **public hearing at the Town of Ballston Town Hall, 323 Charlton Road, Ballston Spa, New York 12020, in said Town, on the 14th day of March, 2017, at 6:15 p.m.**, local time, to consider said petition and the map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

The foregoing was moved by Councilperson Goslin and seconded by Councilperson Stewart. The adoption of the foregoing order was duly put to a vote, and upon roll call, the vote was as follows:

Timothy Szczepaniak, Supervisor	Aye
John Antoski	Aye
William Goslin	Aye
Chuck Curtiss	Aye

Kelly Stewart           Aye

Dated: February 14, 2017

SCHEDULE A

SURVEY DESCRIPTION

EXTENSION OF TOWN OF BALLSTON CONSOLIDATED WATER DISTRICT LANDS  
OF THOMAS E. LOWE AND CHARLES T. LOWE

SBL # 238.00-1-39.12 TOWN OF BALLSTON, NY

EXTENSION OF TOWN OF BALLSTON CONSOLIDATED WATER DISTRICT

THROUGH ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND SITUATE in the  
Town of Ballston, County of Saratoga, State of New York lying along the easterly line of Goode  
Street, County Road No. 57 and identified as Proposed Lot #1 as shown on a map entitled  
"Property Survey and Minor Subdivision of lands of Thomas E. Lowe and Charles T. Lowe",  
dated July 17, 2013 as prepared by Northeast Land Survey & Land Development, P.C. and filed  
in the Saratoga County Clerk's Office on February 26, 2014 as Map No. M2014036 and being  
further bounded and described as follows:

**Beginning** at the point of intersection of the easterly line of Goode Street with the common  
division line of lands now or formerly of Thomas J. Benuscak and Darcy A. Benuscak as  
conveyed in Instrument No. 2011024357 to the north and the parcel of land herein being  
described to the south;

Thence from said Point of Beginning along said common division line the following two (2)  
courses and distances:

- 1) North 84 deg. 10 min. 55 sec. East, 245.79 feet to a point;
- 2) North 80 deg. 36 min. 20 sec. East, 94.65 feet to a point being the southeasterly comer of  
said lands of Benuscak;

Thence along the common division line of Remaining lands of Thomas E. Lowe and Charles T.  
Lowe (Proposed Lot #2 - 63± acre parcel) to the east and north and the parcel of land herein  
being described to the west and south the following three (3) courses and distances:

- 1) South 05 deg. 58 min. 55 sec. East, 30.05 feet to a point;
- 2) North 82 deg. 26 min. 53 sec. East, 1,202.01 feet to a point;
- 3) North 81 deg. 45 min. 37 sec. East, 635.92 feet to a point in the westerly line of lands  
now or formerly of Sheri D. Cseh and Laszlo Cseh as conveyed in Instrument No. 2008024864;

Thence along said westerly line, South 06 deg. 42 min. 58 sec. East, 646.80 feet to a point being  
the northeasterly comer of lands now or formerly of Carol R. Samson as conveyed in Book 1596  
of Deeds at Page 791;

Thence along the common division line of said lands of Samson and lands now or formerly of  
Diane B. Harper as conveyed in Book 1397 of Deeds at Page 274 to the south and the parcel of  
land herein being described to the north, South 77 deg. 00 min. 21 sec. West, 1,989.22 feet to a  
point in the easterly line of lands now or formerly of Robert J. Welch as conveyed in Book 1615  
of Deeds at Page 456;

Thence along the common division line of said lands of Welch and lands now or formerly of  
Raymond Smith as conveyed in Book 1756 of Deeds at Page 766 to the west and the parcel of  
land herein being described to the east, North 07 deg. 09 min. 35 sec. West, 200.00 feet to a  
point being the northeasterly comer of said lands of Smith;

Thence along the common division line of said lands of Smith to the south and the parcel of land  
herein being described to the north, South 77 deg. 24 min. 25 sec. West, 194.30 feet to a point in  
the easterly line of Goode Street;

Thence along said easterly line, North 07 deg. 05 min. 40 sec. West, 71.92 feet to the point of intersection of said easterly line with the common division line of lands now or formerly of Thomas M. Hussey and Mary Darlene Hussey as conveyed in Book 1021 of Deeds at Page 205 to the north and the parcel of land herein being described to the south;

Thence along the common division line of said lands of Hussey to the north, west and south and the parcel of land herein being described to the south, east and north the following three (3) courses and distances:

- 1) North 77 deg. 29 min. 40 sec. East, 200.00 feet to a point;
- 2) North 07 deg. 05 min. 40 sec. West, 150.00 feet to a point;
- 3) South 77 deg. 29 min. 40 sec. West, 200.00 feet to a point in the easterly line of Goode Street; Thence along said easterly line, North 07 deg. 12 min. 20 sec. West, 457.29 feet to the point or place of beginning of said Extension of Water District No. 2.

**The purpose of this description is to describe an Extension of the Town of Ballston Consolidated Water District and should not be used for the transfer of Real Property.**

Said parcel made subject to any and all enforceable covenants, conditions, easements and restrictions of record as they may appear.

September 22, 2016