

Town of Campbell Drainage District.

The following resolution was offered by Richard E. Drumm who moved its adoption, seconded by Toni M. Brown, to-wit:

RESOLUTION #1 DATED SEPTEMBER 9, 1996.

A RESOLUTION MAKING CERTAIN DETERMINATIONS IN RELATION TO THE PROPOSED ESTABLISHMENT OF A DRAINAGE DISTRICT IN THE TOWN OF CAMPBELL, STEUBEN COUNTY, NEW, TO BE KNOWN AS CAMPBELL DRAINAGE DISTRICT.

WHEREAS, the Town Board of the Town of Campbell, Steuben County, New York, has duly caused to be prepared a map, plan and report in connection with the proposed establishment of a Drainage District in said Town which map, plan and report were prepared by a competent engineer, duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the improvement proposed for said District consist of the removal of gravel and debris from the Cohocton River and the Meads Creek, all as more fully described in the map, plan and report hereinbefore described; and

WHEREAS, the maximum cost of such improvements is estimated to be \$2,000.00; and

WHEREAS, the proposed method of financing of such cost of said improvements consists of a one-time levy on the taxable real property in said Drainage District which the Town Board of said Town shall determine and specify to be especially benefitted by such improvements in the manner provided by law, in said Town shall be subject to the levy of ad valorem taxes, without limitation as to rate or amount, sufficient to pay the principal of and interest on said bonds as the same become due and payable; and

WHEREAS, an order was duly adopted by said Town Board on August 12, 1996, reciting a description of the boundaries of said proposed district, the improvements proposed, the maximum amount proposed to be expended for said improvements, the proposed method of financing to be employed, the fact that said map, plan and report were on filed in the Town Clerk's Office for public inspection and specifying the 9th day of September, 1996, at 7:15 p.m. at the Town Hall in Campbell, New York, in said Town, as the time when the place where said Town Board would meet for the purpose of holding a public hearing to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, such order was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law, and proof of such publication and posting has been duly presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place set forth in said order, as aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, the Town Board has duly considered said map, plan and report and the evidence given at said public hearing: NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Campbell, Steuben County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined as follows:

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- a) The notice of the aforesaid public hearing was published and posted as required by law and is otherwise sufficient;
- b) All the property and property owners within said proposed district are hereby benefitted thereby;
- c) All the property and property owners benefitted are included within the limits of said proposed district; and
- d) The establishment of said proposed district is in the public interest.

Section 2. This resolution shall take effect immediately.

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

Drumm-Aye; Jack-Aye; Jamison-Aye; Brown-Aye; Bosket-Aye.

The resolution was thereupon declared duly adopted.

A second resolution was offered by Richard E. Drumm who moved its adoption, seconded by Town M. Brown, to-wit:

RESOLUTION #2 DATED SEPTEMBER 9, 1996.

A RESOLUTION MAKING CERTAIN DETERMINATIONS IN RELATION TO THE PROPOSED ESTABLISHMENT OF A DRAINAGE DISTRICT IN THE TOWN OF CAMPBELL, STEUBEN COUNTY, NEW, TO BE KNOWN AS CAMPBELL DRAINAGE DISTRICT.

WHEREAS, the Town Board of the Town of Campbell, Steuben County, New York, has duly caused to be prepared a map, plan and report in connection with the proposed establishment of a Drainage District in said Town which map, plan and report were prepared by a competent engineer, duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the improvement proposed for said District consist of the removal of gravel and debris from the Cohocton River and the Meads Creek, all as more fully described in the map, plan and report hereinbefore described; and

WHEREAS, the maximum cost of such improvements is estimated to be \$2,000.00; and

WHEREAS, the proposed method of financing of such cost of said improvements consists of a one-time levy on the taxable real property in said Drainage District which the Town Board of said Town shall determine and specify to be especially benefitted by such improvements in the manner provided by law, in said Town shall be subject to the levy of ad valorem taxes, without limitation as to rate or amount, sufficient to pay the principal of and interest on said bonds as the same become due and payable; and

WHEREAS, an order was duly adopted by said Town Board on August 12, 1996, reciting a description of the boundaries of said proposed district, the improvements proposed, the maximum amount proposed to be expended for said improvements, the proposed method of financing to be employed, the fact that said map, plan and report were on filed in the Town Clerk's Office for public inspection and specifying the 9th day of September, 1996, at 7:15 p.m. at the Town Hall in Campbell, New York, in said Town, as the time when the Town Board Meeting - September 9, 1996

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place where said Town Board would meet for the purpose of holding a public hearing to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, such order was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law, and proof of such publication and posting has been duly presented to said Town Board; and

WHEREAS, said public hearing was duly held at the time and place set forth in said order, as aforesaid, at which all persons desiring to be heard were duly heard; and

WHEREAS, following said public hearing, and based upon the evidence given thereat, said Town Board duly adopted a resolution determining in the affirmative all of the questions set forth in subdivision 1 of Section 209-e of the Town Law; and

WHEREAS, it is now desired to adopt a further resolution pursuant to subdivision 3 of Section 209-e of the Town Law approving the establishment of said district, and the construction of the improvements proposed therefor; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of theTown of Campbell, Steuben County, New York, as follows:

Section 1. The establishment of a drainage district in the Town of Campbell, Steuben County, New York, to be known as Campbell Drainage District, and the removal of gravel and debris from the Cohocton River and the Meads Creek, all as more fully described in the map, plan and report hereinabove described, at a maximum estimated cost of \$2,000.00 is hereby approved and authorized. The boundaries of said District shall consist of all of said Town excluding therefrom State lands located in the Town as further identified in Tax Map Parcel #208.00-03-025-000. The method of financing the cost of said improvements consists of a one-time levy on the taxable real property in said Drainage District which the Town Board of said Town shall determine and specify to be especially benefitted by such improvements in the manner provided by law, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes, without limitation as to rate or amount, sufficient to pay the principal of and interest on said bonds as the same become due and payable.

Section 2. This resolution is adopted subject to permissive referendum.

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

Drumm-Aye; Jack-Aye; Jamison-Aye Brown-Aye; Bosket-Aye.

The resolution was thereupon declared duly adopted.