

Denning Town Board Meeting Agenda

July 3rd, 2018



Call to Order

Pledge of Allegiance.

Public Hearings Opened

- ❖ Claryville Community Septic System

COMMITTEE REPORTS:

- ⇒ Highway – Supt. of Highways Daniel Van Sadlers.
- ⇒ Planning Board by Liaison Councilman Mike Dean

Order of Business:

- Resolution No. 39 of 2018 Establishment of the Sewer District.
- Resolution No. 38 of 2018 Adoption of the Sewer Use Law.

SUPERVISOR COMMENTS

BOARD COMMENTS

PUBLIC COMMENTS

ADJOURNMENT

Next Meetings:

Business Meeting at the Denning Town Hall
7:00 PM Tuesday, July 10th, 2018

Town Board Meeting at the Sundown Church Hall
7:00 PM Tuesday, August 7th, 2018

The website is: www.denning.us

The public may now correspond with the Town of Denning at any of these e-mail addresses:

townhall@denning.us
highway@denning.us

supervisor@denning.us
townclerk@denning.us

Denning Town Board Meeting
July 3rd, 2018
Resolution No. 39 of 2018

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF DENNING FOR
ESTABLISHMENT OF WASTEWATER DISPOSAL DISTRICT
AFTER PUBLIC HEARING**

WHEREAS, on May 1, 2018 the Town Board of the Town of Denning, New York (the “Town”), duly adopted a resolution accepting and adopting the materials needed for the formation of the Wastewater Disposal District, including a description of the proposed district, reciting that the cost of the formation of the Wastewater Disposal District will be fully subsidized by the City of New York, through the Community Wastewater Management Program and directing a copy of the Engineer’s Report and Plan, Service Area Map and a detailed explanation of the costs to each residential and non-residential landowner to be placed in the Town Clerk’s office and made available for public inspection,

WHEREAS, the Town Board did, on May 1, 2018 duly adopt a resolution specifying that said Town Board shall meet at the Town Hall, Town of Denning, New York on the 3rd day of July, 2018, for the purpose of conducting a public hearing on such proposal to establish the wastewater disposal district with the specified improvements and to hear all persons interested in the subject thereof concerning the same,

WHEREAS, copies of said order were duly published and posted according to law, and said Town Board did at, the time and place specified in said order, duly meet and consider such proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same, and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board that it be and hereby is determined as follows:

- (1) The notice of 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 Wastewater Disposal District are benefitted thereby.
- (3) That all of the property and property owners benefitted are included within the proposed Wastewater Disposal District.
- (4) It is in the public interest to establish the proposed Wastewater Disposal District as hereinafter described, and be it

FURTHER RESOLVED, that the Town Board does hereby approve the establishment of a Wastewater Disposal District as hereinafter described to be known as **“Claryville-Denning Septic Maintenance District”** more particularly described in the Service Area Map identifying the boundaries of the proposed wastewater disposal district which includes the Tax Map

Numbers of the parcels that will be included in the proposed wastewater disposal district, a copy of which is on file in the Town Clerk's office, and be it

FURTHER RESOLVED, that the following improvements in said district were financed by the City New York through the Community Wastewater Management Program. The Town will not incur any expense in the formation of the proposed district and the construction of the public improvements, if any, to be constructed within the district will be funded through the Community Wastewater Management Program.

FURTHER RESOLVED, the cost for any expansion of a resident's septic system and any new systems will be financed by that property owner(s), and be it

FURTHER RESOLVED, that this resolution is subject to a permissive referendum in the manner provided in Town Law Article 7 and Town Law § 209-e(3).

WHEREUPON, the Resolution was put to a vote, recorded as follows:

Motion to adopt and approve by Councilman Gregory Vurckio, 2nd by Councilman Mike Dean.

Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Signed this 3rd day of July, 2018.

Joy Ann Monforte, Town Clerk

Denning Town Board Meeting
July 3rd, 2018
Resolution No. 38 of 2018

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF DENNING
ADOPTING THE CLARYVILLE-DENNING SEPTIC MAINTENANCE DISTRICT
SEWER USE LAW**

WHEREAS, New York City (“NYC”) provided funding for the Community Wastewater Management Program (“CWMP”), to be administered by the Catskill Watershed Corporation (“CWC”), which is intended to fund the planning, design and construction of community septic systems and/or the creation of septic maintenance districts in the NYC Watershed West of the Hudson River; and

WHEREAS, the Hamlet of Claryville, Town of Denning (“Town”), is Identified Community No. 20 of the list of 22 communities lacking community wide wastewater treatment; and

WHEREAS, the Town entered into the Participating Community Agreement with CWC for the study, planning, design and construction of a sewage collection system and/or the creation of a septic maintenance district in the Hamlet of Claryville in the Town of Denning (the “Project”); and

WHEREAS, in connection with the construction of the Community Wastewater Treatment System, the Town desires to implement a Sewer Use Law governing the use of and connection to the Town's Community Wastewater Treatment System; and

WHEREAS, the Town's special counsel has prepared a proposed Claryville-Denning Septic Maintenance District Sewer Use Law; and

WHEREAS, the Town Board has reviewed and modified the proposed Claryville-Denning Septic Maintenance District Sewer Use Law; and

WHEREAS, the Town Board noticed a Public Hearing held on the **3rd day of July, 2018 at 6:00 P.M.** to provide the public with an opportunity to comment on the proposed Sewer Use Law.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF DENNING, ULSTER COUNTY, NEW YORK:

1. The Town Board has previously determined that the Sewer Use Law will not have a significant impact on the environment and are consistent with the prior SEQRA findings for this project; and

2. That Sewer Use Law being Local Law No. 1 of 2018, is hereby adopted and the Town Clerk (or Town’s Special Counsel) is hereby directed to file said Local Law with the Office of the Secretary of State in accordance with State Law.

WHEREUPON, the Resolution was put to a vote, recorded as follows:

Motion to adopt and approve by Councilman Mike Dean, 2nd by Councilman Paul Schoonmaker.

Roll Call Vote:

Councilman Mike Dean	AYE	Councilman Paul Schoonmaker	AYE
Councilman Kevin Smith	AYE	Councilman Gregory Vurckio	AYE
Supervisor David Brooks	AYE		

Motion carried following a unanimous roll call vote.

Signed this 3rd day of July, 2018.

Joy Ann Monforte, Town Clerk