

SPECIAL MEETING OF THE TOWN BOARD

The Special Meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, December 3, 2002, at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, NY, was called to order at 7:30 PM by Town Supervisor David C. Lyon.

CALL TO ORDER

Supervisor Lyon led those present in the Pledge of Allegiance to the Flag.

PLEDGE OF ALLEGIANCE

Upon roll call, the following board members were present:

- Town Supervisor - David C. Lyon
- Town Board Members - James Welch
- David Nussbaumer

ROLL CALL

Town Board Member Michael Lambrix was absent.

Also present at this meeting:

Lynne Green, Temporary office clerk

AGENDA ITEMS

- 1. Garnsey-Shilling Area Water District – Appoint Town Lead Agency

**RESOLUTION:
GARNSEY-
SHILLING
AREA WATER
DISTRICT –
APPT. TOWN
AS LEAD
AGENCY**

Motion by David Nussbaumer to approve the following resolution:

A RESOLUTION RELATING TO THE INITIAL REVIEW, UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW, OF THE PROPOSED CREATION OF THE GARNSEY-SHILLING AREA WATER DISTRICT IN THE TOWN OF PALMYRA, WAYNE COUNTY, NEW YORK

The Town Board of the Town of Palmyra, duly convened in regular session, does hereby resolve as follows:

**GARNSEY-
SHILLING
AREA
DISTRICT –
SET PUBLIC
INFORMATION
MEETING**

Section 1. Pursuant to, and in accordance with, the provisions of section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations (6 NYCRR part 617) the Town Board of the Town of Palmyra hereby makes the following determinations and classifications with respect to the creation of the proposed Garnsey-Shilling Area Water District in the Town of Palmyra.

- 1. The Town Board of the Town of Palmyra hereby determines that the action is subject to SEQR.

2. The Town Board hereby determines that the action does not involve a Federal agency, except the U.S. Department of Agriculture and the Army Corps of Engineers, but does involve the Department of Health and the NYS Department of Environmental Conservation.

3. The Town Board hereby makes a preliminary classification of the action as a Type I action.

4. The Town Board hereby determines that it is, and will be, the lead agency with respect to the creation of the above-described water district.

Section 2. A public hearing with reference to the above-described proposed creation of a water district shall be held on December 26, 2002, at 7:30 p.m. at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, NY. The Town Clerk of the Town of Palmyra is hereby authorized to publish a notice of said public hearing in the *Palmyra Courier-Journal* and to give notice thereof to other municipalities, boards and agencies entitled to notice thereof.

Section 3. A copy of the proposed water district and a copy of this Resolution shall be sent by the Town Clerk of the Town of Palmyra to the Palmyra Town Planning Board, Wayne County Department of Planning, N.Y. State Commissioner of Agriculture and Markets, N.Y. State Commissioner of Environmental Conservation, and N.Y. State Office of Parks, Recreation and Historic Preservation.

Section 4. This Resolution shall take effect immediately.

Second: James Welch

Carried: Unanimously

2. Garnsey-Shilling Area Water District – Set Informational Meeting

Motion by David Nussbaumer to set Thursday, December 12, 2002 at 7:30 PM at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra as the date, time and place to hold a Public Information Meeting in the matter of the Garnsey-Shilling Area District water project.

Second: James Welch

Carried: Unanimously

3. Garnsey-Shilling Area District – Resolution – Set Public Hearing Date and order establishment of district

Motion by James Welch as follows:

GARNSEY-SHILLING AREA DISTRICT – SET PUBLIC HEARING TO ESTABLISH DISTRICT

**RESOLUTION
TOWN BOARD ESTABLISHING
GARNSEY-SHILLING AREA WATER DISTRICT OF THE CENTRAL WATER DISTRICT**

WHEREAS, the Town Board of the Town of Palmyra has caused a map, plan and report to be prepared by the Town Consulting Engineer, MRB Group, P.C. regarding the creation of the Garnsey-Shilling Area District to the Central Water

District providing water service to areas of the Town of Palmyra outside of the Village of Palmyra and outside of any existing water district; and

WHEREAS, there is a need for potable water along Shilling Road, Goldsmith Road and Lusk Road, north of the canal and along Garnsey Road south of the canal; and

WHEREAS, the boundaries of said proposed Garnsey-Shilling Area District are set forth on Schedule "A" attached hereto and made a part hereof; and

WHEREAS, the improvements proposed to be made are as follows:

1. Construction of 17,450' lineal feet of 8" watermain along Shilling Road, Goldsmith Road, Lusk Road and Harris Road north of the canal.
2. Construction of 7200' feet of 8" watermain along Garnsey Road.
3. Installation of 40' hydrants.
4. Miscellaneous fittings and equipment to complete the installation; and

WHEREAS, the maximum amount to be expended for the improvements is \$739,500; and

WHEREAS, the Town has been awarded a priority for a grant of \$360,000; and

WHEREAS, the estimated cost of the project to be furnished by loan is \$379,500.

NOW, THEREFORE, BE IT RESOLVED, that said Town Board shall meet at the Town Hall, 1180 Canandaigua Road, Palmyra, NY on the 26th day of December, 2002, at 7:30 P.M. to consider said proposal and to hear all persons interested in the subject considering the same; and

BE IT FURTHER RESOLVED, that the Town Clerk of the town of Palmyra is hereby authorized and directed to publish a notice of said hearing in the *Palmyra Courier-Journal* and to post a copy of this notice of the hearing on the signboard at the Town of Palmyra in the time and manner as required by law.

SCHEDULE "A"

DESCRIPTION GARNSEY-SHILLING AREA WATER DISTRICT PART A

ALL THAT TRACT OR PARCEL OF LAND, situate east of New York State Route 21 and north of North Creek Road in the Town of Palmyra, County of Wayne and State of New York bounded and described as follows:

COMMENCING at the intersection of the north line of the Central Water District with the centerline of Shilling Road; thence

- 1) easterly along the north line of the Central Water District 885' to a point which is the east line of tax map parcel no. 65112-00-789032; thence
- 2) northerly and parallel to the centerline of Shilling Road and 885' distant easterly therefrom to the southwest corner of tax map parcel no. 65112-00-870620; thence

- 3) along the south line of tax map parcel no. 65112-00-870620 and 65112-00-921630 to the southwest corner of tax map parcel no. 65112-00-921630; thence
- 4) northerly along the east line of tax map parcel no. 65112-00-921630 to the south line of tax map parcel no. 65112-00-958689; thence
- 5) easterly along the south line of tax map parcel nos. 65112-00-958689 and 66112-00-007690 and 66112-00-039673 to the southeast corner of said parcel; thence
- 6) northerly in a straight line to the centerline of Lusk Road; thence
- 7) easterly along the centerline of Lusk Road and crossing Harris Road to the south line of tax map parcel no. 66112-00-121751; thence
- 8) easterly along the south line of tax map parcel no. 66112-00-121751 to the southeast corner of said parcel and thence northerly along the east line of said tax map parcel to the northeast corner of said tax map parcel no. 66112-00-121751; thence westerly along the north line of said tax map parcel to the centerline of Harris Road; thence
- 9) northerly along the centerline of Harris Road to the northeast corner of tax map parcel no. 66112-00-022801; thence
- 10) westerly along the north line of tax map parcels nos. 66112-00-022801, 65112-00-977813 and through tax map parcel no. 65112-00-896996 to the northeast corner of tax map parcel 65112-00-863819 and continuing along the north line of said parcel to its northwest corner; thence
- 11) northerly along the east line of tax map parcel no. 65112-00-811885 and tax map parcel no. 65113-00-799041 to the northeast corner of the last tax map parcel; thence
- 12) westerly along the north line of tax map parcel no. 65113-00-799041 to its intersection with the centerline of Shilling Road; thence
- 13) southerly along the centerline of Shilling Road to its intersection with the north line of tax map parcel no. 65113-00-701034; thence
- 14) westerly along the north line of tax map parcel no. 65113-00-701034 and 65113-00-624041 to a point; thence
- 15) northwesterly at all times and 500? feet northerly of the centerline of Goldsmith Road to the point of intersection with the east line of the Central Water District; thence
- 16) southerly along the east line of the Central District crossing Goldsmith Road and continuing southerly to the southwest corner of tax map parcel no. 65113-00-488053; thence
- 17) easterly along the south line of tax map parcel no. 65113-00-488053 to the west line of tax map parcel no. 65112-00-548940;
- 18) thence southerly along the west line of tax map parcel no. 65112-00-548940 to the southwest corner of said premises; thence
- 19) easterly along the south line of tax map parcel no. 65112-00-548940 and continuing through tax map parcel no. 65112-00-630881 to the southwest corner of tax map parcel no. 65112-00-663947 and continuing along said south line of the last parcel until it intersects the west line of tax map parcel no. 65112-00-704878; thence
- 20) southerly along the west line of tax map parcel no. 65112-00-704878 and 65112-00-701757 and through tax map parcel no. 65112-00-601614 and 65112-00-519500 to the northwest corner of 65112-00-711445; thence
- 21) southerly along the west line of tax map parcel no. 65112-00-711445 and continuing through tax map parcels no. 65112-00-625415 and 65112-00-632318 to the north line of tax map parcel no. 65112-00-704241; thence
- 22) westerly along the north line of tax map parcel no. 65112-00-704241 and 65112-00-621174 to the west line of the last tax map parcel; thence

- 23) southerly along the west line of tax map parcel no. 65112-00-621174 until it intersects with the north line of Extension No. 3 of the Central Water District; thence
 - 24) easterly along the north line of Extension No. 3 of the Central Water District to the east line of the Central Water District Extension No. 3; thence
 - 25) southerly along the east line of Extension No. 3 of the Central Water District to the north line of the Central Water District; thence
 - 26) easterly, northerly and easterly along the north line of the Central Water District to the point and place of beginning.
- All as shown on a map & Plan of Garnsey-Shilling Area Water District prepared by MRB Group, December 2002.

DESCRIPTION
GARNSEY-SHILLING AREA WATER DISTRICT
PART B

ALL THAT TRACT OR PARCEL OF LAND, situate on the east side of Hammond Road in the Town of Palmyra, County of Wayne and State of New York, bounded and described as follows:

COMMENCING at the point of intersection of the existing line of the Central Water District along the east side of Hammond Road, with the centerline of Garnsey Road; thence

- 1) northerly along the east line of the Central Water District 500?' to a point; thence
- 2) easterly, southerly and easterly parallel to and 500?' distant northerly from the centerline of Garnsey Road 7200?' to a point in the west line of tax map parcel no 66110-00-306932; thence
- 3) northerly along the west line of tax map parcel 66110-00-306932 to the north line of said tax map parcel; thence
- 4) easterly along the north line of said tax map parcel and continuing in a straight line through tax map parcel no. 66111-00-208073 to the west line of the Central Water District; thence
- 5) southerly along the west line of the Central Water District to a point opposite the south line of tax map parcel no. 66110-00-306932; thence
- 6) westerly to the south line of tax map parcel no. 66110-00-306932 and continuing along the south line of said parcel to its intersection with the centerline of Garnsey Road; thence
- 7) westerly along the centerline of Garnsey Road to its intersection with the east line of tax map parcel no. 66110-00-240863; thence
- 8) southerly along the east line of tax map parcel no. 66110-00-240863 to the Town Line of Palmyra; thence
- 9) westerly along the south Town Line of Palmyra until it intersects with the east line of the Central Water District Extension No. 1; thence
- 10) northerly along the east line of the Central Water District Extension No. 1 to the centerline of Garnsey Road, the point and place of beginning.

This is an Equal Opportunity Program.

Discrimination is prohibited by Federal Law. Complaints of discrimination may be filed with the Secretary of Agriculture, USDA, Washington, DC 20250-0700

All as shown on map & Plan of Garnsey-Shilling Area Water District prepared by MRB Group, December 2002.

Second: David Nussbaumer

Carried: Unanimously

4. Set date of 2003 Organizational Meeting

**MTN: SET
DATE OF 2003
ORGANIZA-
TIONAL
MEETING**

Motion by James Welch to set Thursday, January 2, 2003 at 7:30 PM at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra as the date, time and place to hold the Town of Palmyra Organizational Meeting for the year 2003.

Second: David Nussbaumer

Carried: Unanimously

**MTN TO
ADJOURN**

Motion by David Nussbaumer to adjourn this Special Meeting of the Town Board at 7:33 PM.

Second: James Welch

Carried: Unanimously

Respectfully submitted,

Catherine C. Contant
Town Clerk