

JUNE 7, 2012

SPECIAL MEETING - SCHEDULE A DATE AND TIME  
FOR A PUBLIC HEARING TO REVIEW THE SEWER  
USE LAW.

The Town Board of the Town of Middletown, Delaware County, New York, held a Special Meeting on Thursday, June 07, 2012 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Marjorie Miller

Council Members.....Brian Sweeney, Jake Rosa and Mike Finberg

Councilman John Roucek was not in attendance.

Also present were: Town Attorney Carey Wagner, Hwy Supt John Biruk, Code Enforcement Officer Carl P. Davis, Susanna Finch and Kurt Holcherr.

Supervisor Miller called the meeting to order at 7:00 p.m. The Town Clerk read the ATTACHED legal notice advertising the Special Meeting.

Code Enforcement Officer Carl P. Davis made a presentation as to the "Sewer Use Law" and stated that there are five changes from the original Sewer Use Law, as follows: Page 6 - "Margaretville Sewer Service Area - The Margaretville Sewer Service Area is the area shown on the map attached hereto, entitled "Margaretville Wastewater Treatment Plant's Sewer Collection System Service Area Map", dated January, 2012, as may be amended from time to time, and incorporated herein as Appendix A."; Page 14 - "Section 3.04A - Connection to Public Sewer Required Within The Margaretville Sewer Service Area - In the event there is inadequate capacity at the Margaretville WWTP to handle additional flows, the property owner(s) may apply for construction of an on-site septic system or other form of legal sewage management/disposal system pursuant to applicable law including the NYC Watershed Rules and Regulations"; Page 15 - "Section 3.07 - Moratorium - If the NYCDEP, after consultation with the Town determines that:"; Page 50 - "Section 9.11 - Civil Actions for Penalties - Such penalty may be recovered in an action brought by the Town's attorney, or its designated attorney, at the request of the Building Inspector in the name of the Town in any court of competent jurisdiction giving preference to courts local to the Town."; and Page 53 - There is no longer any Sunset Clause.

There were no questions or comments from the general public.

Motion was made by J. Rosa to set the Public Hearing for Thursday, June 21, 2012 at 5:30 P.M. at the Town Hall, #42339 State Highway 28, Margaretville, NY, seconded by M. Miller, and carried by a vote of (4) ayes and (0) nays.

Motion for adjournment was made by M. Miller and seconded by J. Rosa.

Motion was carried by a vote of (4) ayes and (0) nays, and the meeting was adjourned at 7:35 p.m.

DATED: June 8, 2012

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PATRICIA F. KELLY  
TOWN CLERK