

RESOLUTION #7 OF 2019

**A RESOLUTION FOR CONSIDERATION OF NEW KINGSTON
SEWER USE LAW AND SCHEDULING A PUBLIC HEARING**

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 New Kingston, Town of Middletown (“Town”), is identified Community No. 22 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 New Kingston (the “Project”); and

WHEREAS, as part of the Study Phase of the Project, the Town’s engineer recommended a small diameter gravity sewer system with community subsurface disposal system (absorption beds) as the preferred method of treatment (the “Community Wastewater Treatment System”); 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. *The New Kingston Sewer District Sewer Use Law* also includes a Sewer Rent Law specifying the sewer rate structure and a Sewer Allocation Law defining the procedure for the Town Board to make decisions regarding future connections to the sewer system; and

WHEREAS, the Town is forming a sewer district for the planned sewer use area; and

WHEREAS, the Town's special counsel has prepared a proposed *New Kingston Sewer District Sewer Use Law*; and

WHEREAS, the Town Board has reviewed the proposed *New Kingston Sewer District Sewer Use Law*; and

NOW THEREFORE, BE IN RESOLVED, that the proposed law is ready for consideration by the Town Board; and

BE IT FURTHER RESOLVED, that the Town will hold a Public Hearing for Consideration of the *New Kingston Sewer District Sewer Use Law* at the Middletown Town Hall, on the **10th day of April, 2019 at 6:00 P.M.**

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

Motion made by: Brian Sweeney

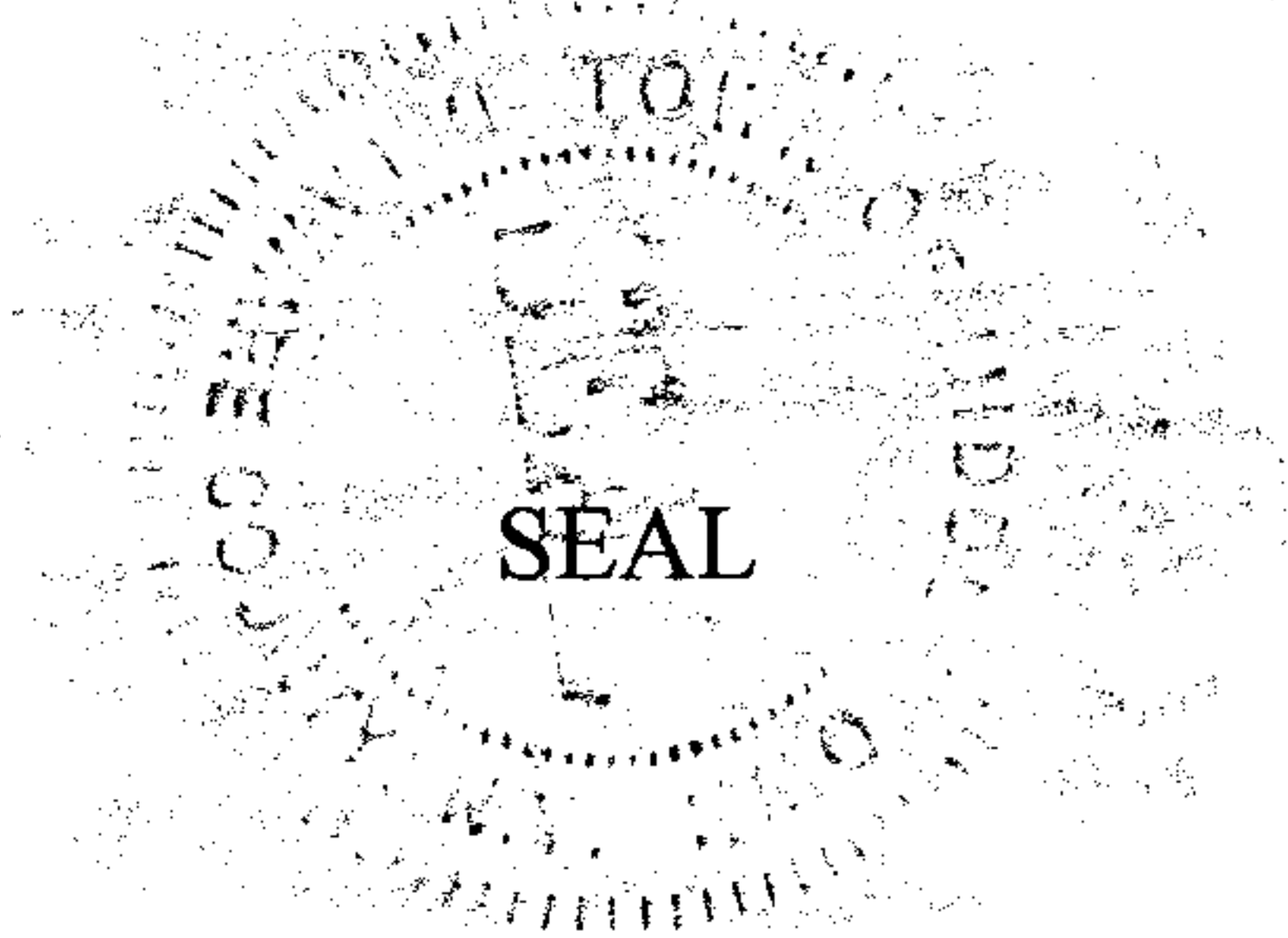
Seconded by: Kenneth Taylor

Resolution adopted by a vote of 5 ayes and 0 nays

I hereby certified that the above resolution was duly adopted by the Town Board of the Town of Middletown at its regular meeting held on March 13th, 2019.

Dated: March 13th, 2019

Patricia F. Kelly
Patricia F. Kelly, Town Clerk
Town of Middletown



STATE OF NEW YORK }
COUNTY OF DELAWARE }
TOWN OF MIDDLETOWN }

I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of Middletown at a regular meeting held March 13th, 2019, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:

MEMBERS PRESENT

- Davis
- Sweeney
- Taylor
- Reischel
- Dabritz

MEMBERS ABSENT

VOTE

- Yea/Nay
- Yea/Nay
- Yea/Nay
- Yea/Nay
- Yea/Nay

Dated: March 13th, 2019

Patricia F. Kelly
Patricia F. Kelly, Town Clerk
Town of Middletown

