

**RESOLUTION NO. 11 OF 2022**

**RESOLUTION ADOPTING AMENDMENTS  
TO THE MIDDLETOWN SEWER USE LAW (LOCAL LAW 1 OF 2020)**

**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 Halcottsville, 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 sewer district in the Hamlet of Halcottsville in the Town of Middletown (the "Project"); and

**WHEREAS**, in connection with the construction of the Community Wastewater Treatment System, the Town adopted amendments to the *Town of Middletown Sewer Use Law* governing the use of and connection to the Village of Margaretville Wastewater Treatment Plant. The amended *Town of Middletown Sewer Use Law* was adopted as Local Law 1 of 2020, and filed with the New York State Department of State on August 18, 2020 (the "Sewer Use Law"); and

**WHEREAS**, the Town now desires to make minor amendments to the Sewer Use Law and introduced a proposed local law to amend the law at its meeting on April 13, 2022 (the "Proposed Local Law"); and

**WHEREAS**, the Town Board duly scheduled and held a public hearing on the Proposed Local Law on May 11, 2022 and has considered all comments received thereon; and

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF MIDDLETOWN, DELAWARE COUNTY, NEW YORK:**

1. The Proposed Local Law includes amendments that are minor and/or administrative in nature, and does not raise the potential for any new or different environmental impacts that were not already identified and in the Town Board's Negative Declaration that was adopted for the establishment of the Halcottsville Sewer District and adoption of the Sewer Use Law. Therefore, the Town Board determines that no further review under SEQRA is required.
2. That the Proposed Local Law, to be known as Local Law No. 1 of 2022 is hereby adopted and the Town Clerk 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 and recorded as follows:

Motion made by: Nelson Delameter

Seconded by: Robin Williams

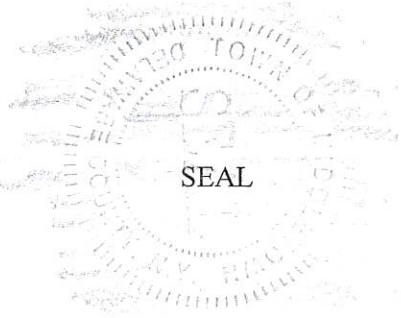
Councilman Christopher Dabritz was not in attendance.

Resolution adopted by a vote of 4 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 May 11<sup>th</sup>, 2022.

Dated: May 11<sup>th</sup>, 2022

*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 May 11<sup>th</sup>, 2022, 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	MEMBERS ABSENT	VOTE
Supervisor Davis		<u>Yea</u> /Nay/Abstain
Councilperson Sweeney		<u>Yea</u> /Nay/Abstain
Councilperson Delameter		<u>Yea</u> /Nay/Abstain
Councilperson Williams		<u>Yea</u> /Nay/Abstain
Councilperson Dabritz	ABSENT	Yea/Nay/Abstain

Dated: May 11<sup>th</sup>, 2022

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

