

**RESOLUTION #7 OF 2023**

**A RESOLUTION AUTHORIZING ACCEPTANCE OF A PRIVATE UNDERGROUND  
LINE EASEMENT IN CONNECTION WITH THE CONSTRUCTION AND  
OPERATION OF THE HALCOTTSVILLE SEWER PROJECT**

**WHEREAS**, the Town Board of the Town of Middletown ("Town") previously entered into an agreement with the Catskill Watershed Corporation to participate in the Community Wastewater Management Program, which program will provide for the design and construction of a wastewater management project in the Hamlet of Halcottsville ("Project"); and

**WHEREAS**, the Project is currently under construction in the Hamlet of Halcottsville, and the Town has requested electric service from New York State Electric & Gas ("NYSEG") to serve Tax Parcel ID #242.-1-56.2. To provide said service, the Town will require an easement over the adjacent lands identified as Tax Parcel ID #242.2.-2-6. The centerline of said easement and right of way begins on Grantor's lands within NYSEG's existing electric line 520 Pole 127 located on the Easterly Bounds of Halcottsville Road and situated on Grantor's Northwesterly Property Corner, thence said easement and right of way extends in a northwesterly direction to the bounds of said road; and

**WHEREAS**, the Town Board and the Town's special counsel has reviewed the proposed easement prepared by NYSEG which is incorporated by reference and has forwarded the same to Lamont Engineers, the project engineer for the Halcottsville Sewer Project.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Middletown hereby approves the form and substance of the NYSEG Easement and authorizes and directs the Town Supervisor to accept the easement for and on behalf of the Town, and to the extent it is required to execute the Easement, upon receipt of the Grantor's signature and subject to any final revisions that may be required by the Grantor and/or the Town's special counsel, and deliver said signed Easement to the Delaware County Clerk for recording. The Town Board further authorizes and directs the proper officials, agents and employees of the Town to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Town in accordance with the provisions of the Easement.

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

Motion made by: Christopher Dabritz

Seconded by: Robin Williams

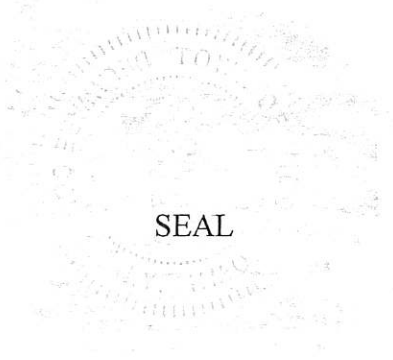
Resolution adopted by a vote of 5 ayes and 0 nays

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 August 9<sup>th</sup>, 2023.

Dated: August 9<sup>th</sup>, 2023

*Patricia F. Kelly*

Patricia F. Kelly, Town Clerk  
Town of Middletown



SEAL

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

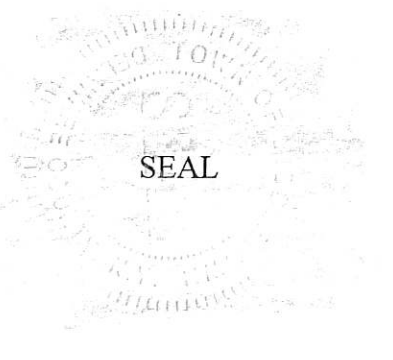
I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of Middletown at a regular meeting held August 9<sup>th</sup>, 2023, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify 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		<u>Yea</u> /Nay/Abstain

Dated: August 9<sup>th</sup>, 2023

*Patricia F. Kelly*

Patricia F. Kelly, Town Clerk  
Town of Middletown



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