

*The Town of Orleans Board Meeting
April 21, 2016*

The Town of Orleans Town Board held a regular scheduled board meeting on April 21, 2016, at 4:00PM at the municipal building in LaFargeville.

Members Present: *Kevin Rarick, Peter Wilson, Gwen Kirkby,*

Absent - *Thomas Johnston and Mary Ford-Waterman*

Others Present: *Tammy Donnelly*

Meeting called to order by Supervisor Rarick at 4:10PM

1. NYS Rte 12 Dist 2 extention- Discussion was held. Town Clerk stated there was no petition filed.

Resolution #18

**CERTIFICATE OF THE TOWN CLERK OF THE TOWN
OF ORLEANS THAT NO PETITION FOR A
PERMISSIVE REFERENDUM HAS BEEN FILED
REGARDING THE FORMATION, OR EXTENSION
OF WATER DISTRICT NO. 2
a/k/a TOWN OF ORLEANS NYS RTE 12 WATER DISTRICT**

The undersigned, Tammy Donnelly, Town Clerk of the Town of Orleans hereby certifies as follows:

1. On Thursday, March 17, 2016, the Town Board of the Town of Orleans duly adopted a Resolution extending the boundaries of Water District No. 2 a/k/a Town of Orleans, NYS Rte 12 Water District pursuant to the provisions of Article 12A of the Town Law.

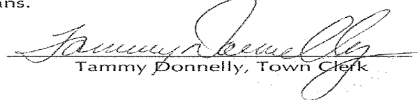
2. Said Resolution was adopted subject to a Permissive Referendum.

3. Within ten (10) days after the adoption of the aforesaid Resolution the undersigned did, in the same manner as provided for a notice of special election, post and publish on March 17, 2016 a notice setting forth the date of the adoption of the aforesaid Resolution together with the full text of the Resolution and that said Resolution was adopted subject to a permissive referendum.

4. More than thirty (30) days have elapsed since the adoption of the said Resolution and no petition protesting against said Resolution and requesting that it be submitted to the owners of taxable real property situate in the proposed District, as extended, for their approval or disapproval has been filed with the undersigned as Town Clerk.

5. This Certificate shall be filed in the office of the County Clerk and the office of the Town Clerk of the Town of Orleans.

Dated: April 21, 2016


Tammy Donnelly, Town Clerk

Town of Orleans
PO Box 103
LaFargeville, New York 13656
"This institution is an equal opportunity provider and employer"

Supervisor
Kevin Rarick 658-4411
Town Clerk
Tammy Donnelly 658-9950
Highway
Superintendent
Brian Kirkby 658-9920
Town Assessor
Dale Raymo 658-4309

Zoning Officer
Lee Shimmel 658-2057
Town Council
Gwen Kirkby
Peter Wilson
Mary Ford-Waterman
Thomas Johnston

**FINAL ORDER OF THE TOWN BOARD
OF THE TOWN OF ORLEANS
EXTENDING WATER DISTRICT NO. 2
a/k/a Town of Orleans NYS Rte 12 Water District**

At an adjourned meeting of the Town Board of the Town of Orleans, held at the Town offices on Sunrise Avenue, LaFargeville, New York, on April 21, 2016 at 4:00 p.m., there were:

PRESENT:

Kevin Rarick
Gwen Kirkby
Mary Ford-Waterman
Thomas Johnston, Jr.
Peter Wilson

ABSENT:

WHEREAS, at a Special meeting of this Board held at the Town offices on February 1, 2016, an Order of this Board was duly adopted and entered in the minutes of the proceedings reciting in general terms the filing with the Town Clerk of the Town of Orleans of a Map, Plan and Report for the extension of Water District No. 2 within the Town of Orleans to include Farrell Drive up to the boundaries between Orleans and Clayton; and specifying that a public hearing shall be held to hear all persons interested in the extension and maximum amount proposed to be expended for extension of Water District No. 2 a/k/a Town of Orleans NYS Rte 12 Water District at 7:00 p.m. on March 2, 2016; and

WHEREAS, a copy of the aforementioned Order of this Board was duly and regularly published in the official newspaper for the Town of Orleans and certified copies

thereof were posted on the official sign board of the Town of Orleans as required by Article 12-A of the Town Law; and

WHEREAS, a public hearing was duly held pursuant to the aforesaid Order at the Town offices on Sunrises Avenue, LaFargeville, New York on March 2, 2016, at 7:00 p.m. and continued through March 17, 2016 and at the public hearing this Board heard all evidence presented in connection with the proposed extension of Water District No. 2 a/k/a Town of Orleans NYS Rte 12 Water District per Schedule A, attached; and

WHEREAS, following the public hearing on March 2, 2016 and March 17, 2016, and due deliberation having been given by this Board to the hearing, the testimony, and the allegations presented, this Board adopted a Resolution making the findings required under Article 12-A of the Town Law and extension of Water District No. 2 a/k/a Town of Orleans NYS Rte 12 Water District, which Resolution was subject to a Permissive Referendum; and

WHEREAS, within ten (10) days following the adoption of the aforesaid Resolution, the full text of the Resolution together with a notice setting forth the date of the adoption thereof and the fact that the Resolution was adopted subject to a Permissive Referendum was published in the official newspaper of the Town of Orleans on March 22, 2016 and posted as required by law; and

WHEREAS, more than thirty (30) days have elapsed since the adoption of the Resolution, and no petition protesting against the Resolution has been properly submitted to the Town Clerk of the Town of Orleans, and the Town Clerk has caused to be filed pursuant to Section 209-e(4)(a) of the Town Law a certificate certifying that no petition was filed with the Town, and County Clerk requesting a referendum; and

WHEREAS, the permission of the State Comptroller is not required pursuant to Section 209-f of the Town Law.

NOW, THEREFORE, upon a motion duly made, and seconded, this Board hereby makes the following Order:

1. **ORDERED** that the aforesaid recitations are incorporated herein as if fully set forth hereafter, and it is further
2. **ORDERED** that both the formation and extension of Water District No. 2 a/k/a Town of Orleans NYS Rte 12 Water District as described in the Map, Plan and Report and providing of the service as described therein is hereby authorized, and it is further
3. **ORDERED** that the Town Clerk of the Town of Orleans shall cause a certified copy of this final Order of the Town Board to be duly recorded in the Office of the Clerk of the County of Jefferson, within ten (10) days after its adoption.

A motion to adopt the foregoing Order was made by Board member Peter Wilson and seconded by Board member Gwen Kirkby and upon a roll call vote of the Board was duly adopted as follows:

Supervisor Kevin Rarick	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Thomas Johnston, Jr.	Yes <input type="checkbox"/>	No <input type="checkbox"/> absent
Gwendolyn Kirkby	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Peter Wilson	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Mary Ford-Waterman	Yes <input type="checkbox"/>	No <input type="checkbox"/> absent

Dated: April 21, 2016

Tammy Donnelly
Tammy Donnelly, Town Clerk

A motion was made by Gwen Kirkby and seconded by Peter Wilson to adjourn meeting.

Kevin Rarick, Aye

Peter Wilson, Aye

Gwen Kirkby, Aye

Thomas Johnsothn, Absent

Mary Ford-Waterman, Absent 3-5 motion carried

Meeting adjourned at 4:30PM

Respectfully submitted

Tammy Donnelly