

Andrew J. Zarutskie
Town Clerk
Town of Newburgh
1496 Route 300
Newburgh NY 12550
Tel. (845) 564-4554

AGENDA

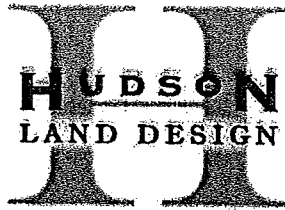
PUBLIC TOWN COUNCIL MEETING

Tuesday, January 22, 2013

7:00 p.m.

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. MOMENT OF SILENCE**
- 4. CHANGES TO AGENDA**
- 5. COMMENTS ON AGENDA ITEMS**
- 6. (7:00 p.m.) PUBLIC HEARING: Local Law Amending a 1.872 acre parcel located on North Plank Road, Chapter 185 entitled "Zoning" of the code of the Town of Newburgh**
- 7. (7:15 p.m.) PUBLIC HEARING: for the Caitlyn's Way Drainage District**
- 8. NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION: Authorization to Sign Letter Agreement**
- 9. RESOLUTION FOR APPROVAL for Laurle Lane:**
 - A. Highway Improvement Area**
 - B. Water Main Extension**
- 10. BUILDING AND GROUNDS: Cleaning Service Approval**
- 11. ANNOUNCEMENTS AND PRESENTATIONS**
- 12. PUBLIC COMMENTS**
- 13. ADJOURNMENT**

6. (7:00 p.m.) **PUBLIC HEARING:** Local Law Amending a 1.872 acre parcel located on North Plank Road, Chapter 185 entitled "Zoning" of the code of the Town of Newburgh



Civil & Environmental Engineering Consultants
174 Main Street, Beacon, New York 12508
Phone: 845-440-6926 Fax: 845-440-6637
www.HudsonLandDesign.com

May 23, 2012

Wayne C. Booth, Supervisor
Town of Newburgh
1496 Route 300
Newburgh, NY 12550

Re: Rockwood Drive Subdivision (Town Project #2011-19)
Tax ID: 75-1-36.2
Request for Zone Change

Dear Supervisor Booth:

In response to your letter dated May 16, 2012 regarding the above referenced project, Hudson Land Design (HLD) has enclosed a completed Environmental Assessment Form as well as a check in the amount of \$1,500 to establish an escrow account for legal review of the proposed zoning change request.

Should you have any questions or require additional information, please feel free to call me at 845-440-6926.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon D. Bodendorf".

Jon D. Bodendorf, P.E.
Principal

cc: John Page, Jr.
Daniel G. Koehler, P.E. (HLD File)

617.20
Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

Full EAF Components: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

THIS AREA FOR LEAD AGENCY USE ONLY

DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project:



Part 1



Part 2



Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore a negative declaration will be prepared.
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a **CONDITIONED** negative declaration will be prepared.*
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a positive declaration will be prepared.

*A Conditioned Negative Declaration is only valid for Unlisted Actions

JPJR Holdings, LLC Subdivision - Request for Zoning Change

Name of Action

Town of Newburgh Town Board

Name of Lead Agency

Wayne C. Booth

Supervisor

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from responsible officer)

5/23/12

Date

website

PART 1--PROJECT INFORMATION
Prepared by Project Sponsor

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

Name of Action JPJR Holdings Subdivision

Location of Action (include Street Address, Municipality and County)

58 Rockwood Drive, Newburgh New York 12550
Town of Newburgh, Orange County, New York

Name of Applicant/Sponsor John Page Jr.

Address 1456 Route 55

City / PO LaGrangeville

State New York

Zip Code 12540

Business Telephone 845-565-6802

Name of Owner (if different) JPJR Holdings LLC

Address 1456 Route 55

City / PO LaGrangeville

State New York

Zip Code 12540

Business Telephone 845-565-6802

Description of Action:

The owner/applicant desires to subdivide the subject parcel into eleven lots, each of which will provide for the construction of a single-family dwelling. The eleventh lot is located in the B zoning district, which does not allow single-family dwellings as a principal permitted use. Therefore, the owner/applicant is requesting a zoning change for this portion of the property from B to R3 to match the rest of the property. All new lots will gain access from Rockwood Drive. Water and sewer for the new lots will be provided by connection to the Town's municipal water supply and sewer conveyance systems.

Please Complete Each Question--Indicate N.A. if not applicable

A. SITE DESCRIPTION

Physical setting of overall project, both developed and undeveloped areas.

1. Present Land Use: Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Other Undeveloped vacant land

2. Total acreage of project area: +/-8.8 acres.

APPROXIMATE ACREAGE	PRESENTLY	AFTER COMPLETION
Meadow or Brushland (Non-agricultural)	<u>2.1</u> acres	<u>1.8</u> acres
Forested	<u>5.7</u> acres	<u>2.3</u> acres
Agricultural (Includes orchards, cropland, pasture, etc.)	<u>0</u> acres	<u>0</u> acres
Wetland (Freshwater or tidal as per Articles 24,25 of ECL)	<u>0.3</u> acres	<u>0.2</u> acres
Water Surface Area	<u>0.3</u> acres	<u>0.3</u> acres
Unvegetated (Rock, earth or fill)	<u>0.4</u> acres	<u>0.2</u> acres
Roads, buildings and other paved surfaces	<u>0</u> acres	<u>1.2</u> acres
Other (Indicate type) <u>lawn/shrubbery</u>	<u>0</u> acres	<u>2.8</u> acres

3. What is predominant soil type(s) on project site? HOC, MdB, SXC, UH Hoosic gravelly sandy loam, Mardin gravelly silt loam, Swartswood and Mardin very stony soils, and Udorthents

- a. Soil drainage: Well drained 98 % of site Moderately well drained 1 % of site.
 Poorly drained 1 % of site

b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? 0 acres (see 1 NYCRR 370).

4. Are there bedrock outcroppings on project site? Yes No

a. What is depth to bedrock 1-8 (in feet) (per soil mapping)

5. Approximate percentage of proposed project site with slopes:
 0-10% 60 % 10-15% 18 % 15% or greater 22 %

6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or National Registers of Historic Places? Yes No

7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No

8. What is the depth of the water table? 1.5 (in feet) (per soil mapping)

9. Is site located over a primary, principal, or sole source aquifer? Yes No

10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No

11. Does project site contain any species of plant or animal life that is identified as threatened or endangered? Yes No

According to:

NYSDEC Environmental Resources Map

Identify each species:

12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations?)

Yes No

Describe:

13. Is the project site presently used by the community or neighborhood as an open space or recreation area?

Yes No

If yes, explain:

14. Does the present site include scenic views known to be important to the community? Yes No

15. Streams within or contiguous to project area:

Unnamed Stream (Tributary of Gidneytown Creek, Quassaic Creek and the Hudson River) runs through the northwest corner of the property - no disturbance proposed to the bed or banks.

a. Name of Stream and name of River to which it is tributary

Gidneytown Creek, Quassaic Creek and Hudson River

16. Lakes, ponds, wetland areas within or contiguous to project area:

small wetland area in the northeast corner of property

b. Size (in acres):

0.3

17. Is the site served by existing public utilities? Yes No
- a. If YES, does sufficient capacity exist to allow connection? Yes No
- b. If YES, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617? Yes No
20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No

B. Project Description

1. Physical dimensions and scale of project (fill in dimensions as appropriate).
- a. Total contiguous acreage owned or controlled by project sponsor: +/-8.8 acres.
- b. Project acreage to be developed: +/-4.0 acres initially; +/-4.0 acres ultimately.
- c. Project acreage to remain undeveloped: -4.8 acres.
- d. Length of project, in miles: N/A (if appropriate)
- e. If the project is an expansion, indicate percent of expansion proposed. N/A %
- f. Number of off-street parking spaces existing 0; proposed 22 (total at project completion)
- g. Maximum vehicular trips generated per hour: 22 (upon completion of project)?
- h. If residential: Number and type of housing units:
- | | One Family | Two Family | Multiple Family | Condominium |
|------------|------------|------------|-----------------|-------------|
| Initially | <u>11</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| Ultimately | <u>11</u> | <u>0</u> | <u>0</u> | <u>0</u> |
- i. Dimensions (in feet) of largest proposed structure: 35 height; 30 width; 50 length.
- j. Linear feet of frontage along a public thoroughfare project will occupy is? 741 ft.
2. How much natural material (i.e. rock, earth, etc.) will be removed from the site? 0 tons/cubic yards.
3. Will disturbed areas be reclaimed Yes No N/A
- a. If yes, for what intended purpose is the site being reclaimed?
- vegetative establishment
- b. Will topsoil be stockpiled for reclamation? Yes No
- c. Will upper subsoil be stockpiled for reclamation? Yes No
4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? 4.0 acres.

5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?
 Yes No

6. If single phase project: Anticipated period of construction: 15 months, (including demolition)

7. If multi-phased:

a. Total number of phases anticipated N/A (number)

b. Anticipated date of commencement phase 1: _____ month _____ year, (including demolition)

c. Approximate completion date of final phase: _____ month _____ year.

d. Is phase 1 functionally dependent on subsequent phases? Yes No

8. Will blasting occur during construction? Yes No Some rock outcrops observed. Blasting not anticipated, but possible depending on the competency of the rock encountered.

9. Number of jobs generated: during construction 15; after project is complete 0

10. Number of jobs eliminated by this project 0.

11. Will project require relocation of any projects or facilities? Yes No

If yes, explain:

12. Is surface liquid waste disposal involved? Yes No

a. If yes, indicate type of waste (sewage, industrial, etc) and amount _____

b. Name of water body into which effluent will be discharged _____

13. Is subsurface liquid waste disposal involved? Yes No Type _____

14. Will surface area of an existing water body increase or decrease by proposal? Yes No

If yes, explain:

15. Is project or any portion of project located in a 100 year flood plain? Yes No

16. Will the project generate solid waste? Yes No

a. If yes, what is the amount per month? 2.5 tons

b. If yes, will an existing solid waste facility be used? Yes No

c. If yes, give name Sanitary Landfill ; location Depends on carrier

d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No

e. If yes, explain:

Recyclable materials

17. Will the project involve the disposal of solid waste? Yes No

a. If yes, what is the anticipated rate of disposal? _____ tons/month.

b. If yes, what is the anticipated site life? _____ years.

18. Will project use herbicides or pesticides? Yes No

19. Will project routinely produce odors (more than one hour per day)? Yes No

20. Will project produce operating noise exceeding the local ambient noise levels? Yes No

21. Will project result in an increase in energy use? Yes No

If yes, indicate type(s)

electric, oil or gas

22. If water supply is from wells, indicate pumping capacity NA gallons/minute.

23. Total anticipated water usage per day 4,290 gallons/day. (assumes 33 total bedrooms between eleven houses)

24. Does project involve Local, State or Federal funding? Yes No

If yes, explain:

25. Approvals Required:

			Type	Submittal Date
City, Town, Village Board	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Town Board	04/17/12
			Zoning Change	
City, Town, Village Planning Board	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Town Planning Board	09/08/11
			Subdivision Approval	
City, Town Zoning Board	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
City, County Health Department	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
Other Local Agencies	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Town Highway Dept.	
			Town Water Dept.	
			Town Sewer Dept.	
Other Regional Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
State Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		
Federal Agencies	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No		

C. Zoning and Planning Information

1. Does proposed action involve a planning or zoning decision? Yes No

If Yes, indicate decision required:

- | | | | |
|---|---|--|---|
| <input type="checkbox"/> Zoning amendment | <input type="checkbox"/> Zoning variance | <input type="checkbox"/> New/revision of master plan | <input checked="" type="checkbox"/> Subdivision |
| <input type="checkbox"/> Site plan | <input type="checkbox"/> Special use permit | <input type="checkbox"/> Resource management plan | <input type="checkbox"/> Other |

2. What is the zoning classification(s) of the site?

R3 (Single-family residential) & B (Business)

3. What is the maximum potential development of the site if developed as permitted by the present zoning?

twenty-two (22) single-family residential lots in the R3 zone; 60,000 sf of commercial space in the B zone

4. What is the proposed zoning of the site?

R3 for the entire tract

5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?

thirty (30) single-family residential lots

6. Is the proposed action consistent with the recommended uses in adopted local land use plans?

Yes

No

7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action?

Residential (R3 residential zoning district) and commercial (B business zoning district)

8. Is the proposed action compatible with adjoining/surrounding land uses with a ¼ mile?

Yes

No

9. If the proposed action is the subdivision of land, how many lots are proposed? Eleven

a. What is the minimum lot size proposed? 12,765 square feet

10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No

11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)? Yes No

a. If yes, is existing capacity sufficient to handle projected demand? Yes No

12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No

a. If yes, is the existing road network adequate to handle the additional traffic. Yes No

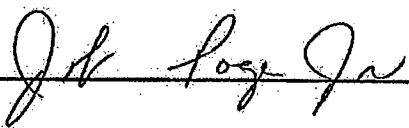
D. Informational Details

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

E. Verification

I certify that the information provided above is true to the best of my knowledge.

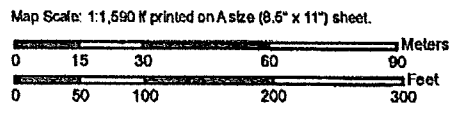
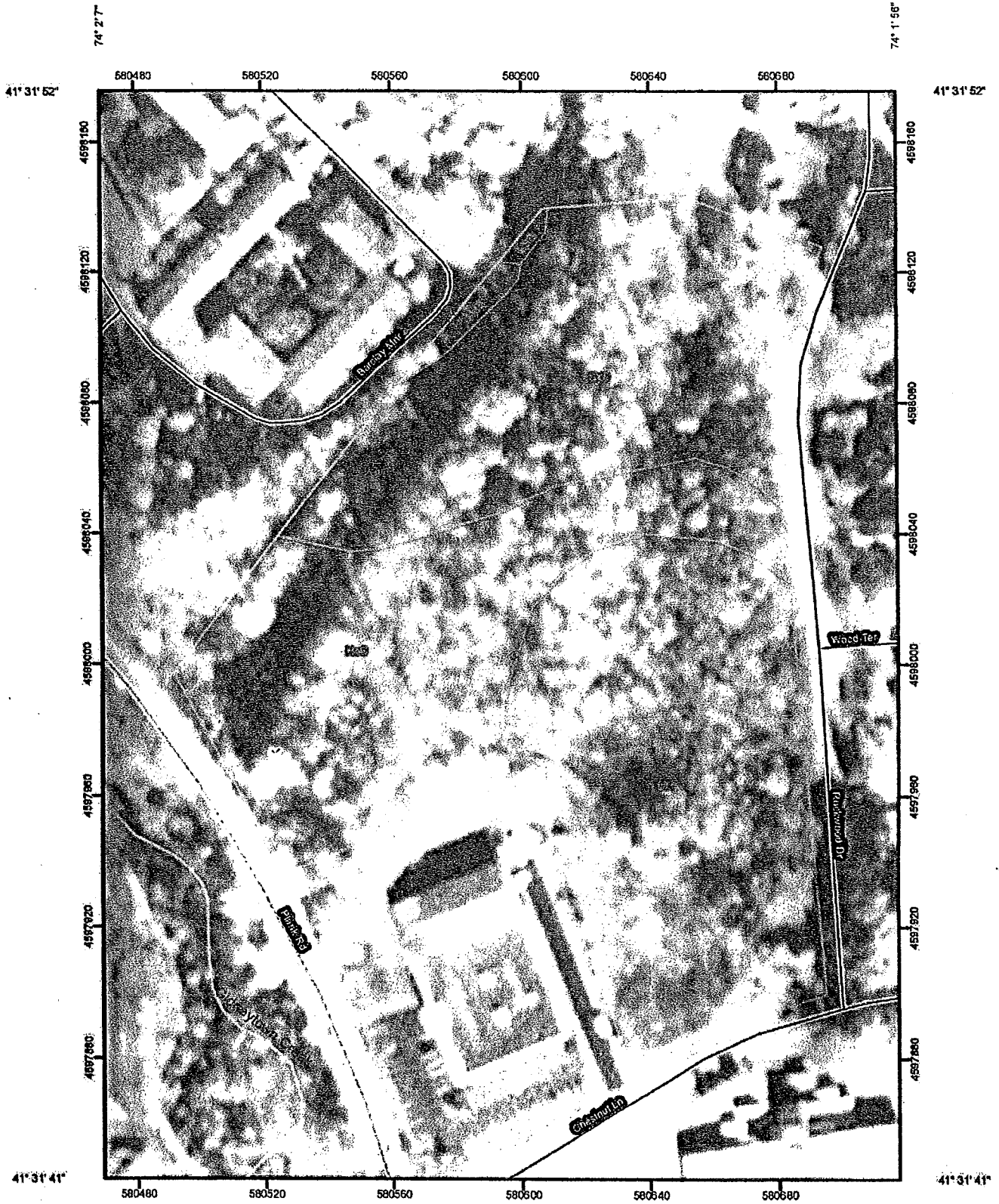
Applicant/Sponsor Name John Page Jr. Date 5/22/12

Signature 

Title owner/applicant

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

Soil Map—Orange County, New York
(JPJR Subdivision)



MAP LEGEND

<p>Area of Interest (AOI):</p> <p> Area of Interest (AOI)</p> <p>Soils:</p> <p> Soil Map Units</p> <p>Special Point Features:</p> <p> Blowout</p> <p> Borrow Pit</p> <p> Clay Spot</p> <p> Closed Depression</p> <p> Gravel Pit</p> <p> Gravelly Spot</p> <p> Landfill</p> <p> Lava Flow</p> <p> Marsh or swamp</p> <p> Mine or Quarry</p> <p> Miscellaneous Water</p> <p> Potential Water</p> <p> Rock Outcrop</p> <p> Saline Spot</p> <p> Sandy Spot</p> <p> Severely Eroded Spot</p> <p> Sinkhole</p> <p> Slide or Slip</p> <p> Sodic Spot</p> <p> Spoil Area</p> <p> Stony Spot</p>	<p> Very Stony Spot</p> <p> Wet Spot</p> <p> Other</p> <p>Special Line Features:</p> <p> Gully</p> <p> Short Sweep Slope</p> <p> Other</p> <p>Political Features:</p> <p> Cities</p> <p>Water Features:</p> <p> Streams and Canals</p> <p>Transportation:</p> <p> Rails</p> <p> Interstate Highways</p> <p> US Routes</p> <p> Major Roads</p> <p> Local Roads</p>
---	---

MAP INFORMATION

Map Scale: 1:1,590 if printed on A size (8.5" x 11") sheet.
The soil surveys that comprise your AOI were mapped at 1:15,840.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for accurate map measurements.

Source of Map: Natural Resources Conservation Service
Web Soil Survey URL: <http://websoilsurvey.nrcs.usda.gov>
Coordinate System: UTM Zone 18N NAD83

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Orange County, New York
Survey Area Data: Version 11, Mar 10, 2011

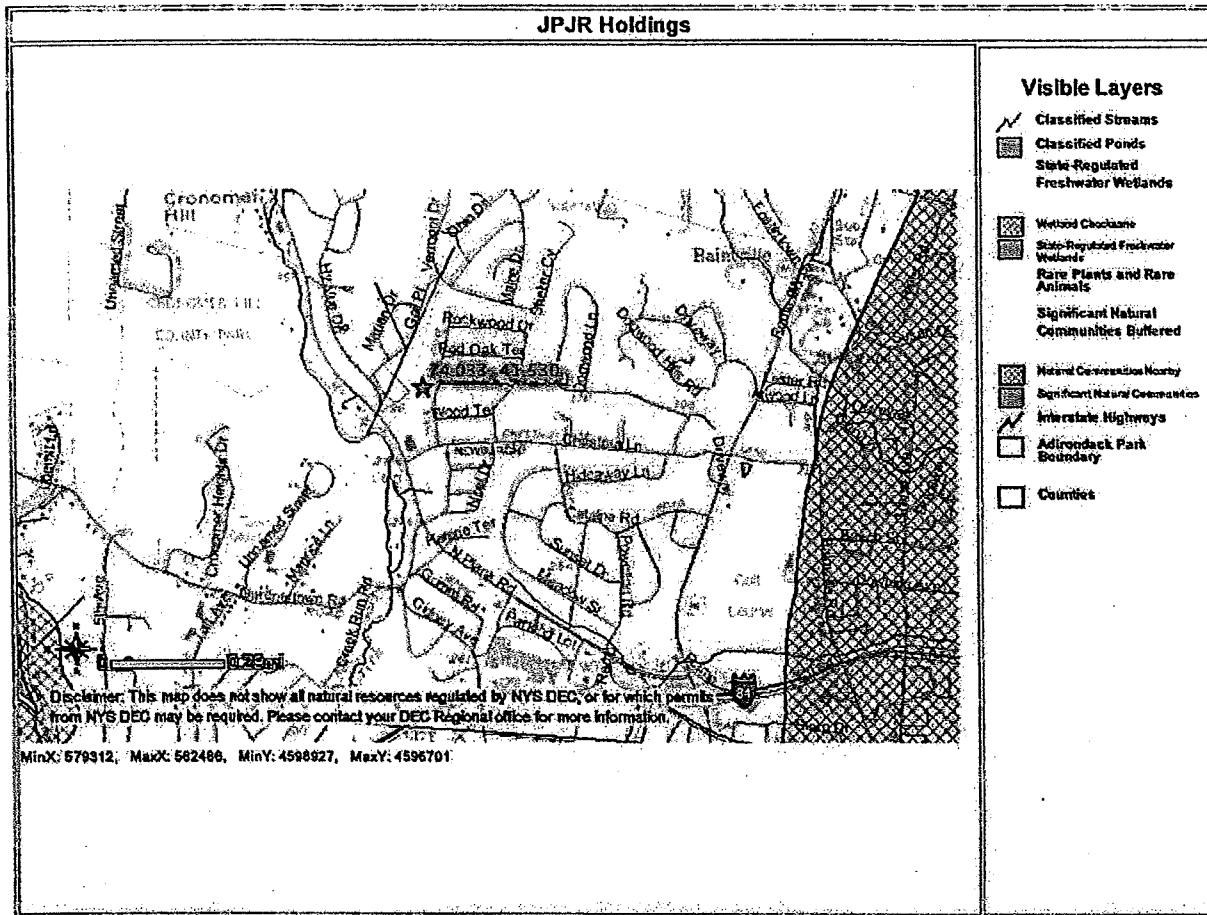
Date(s) aerial images were photographed: 11/6/2006

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

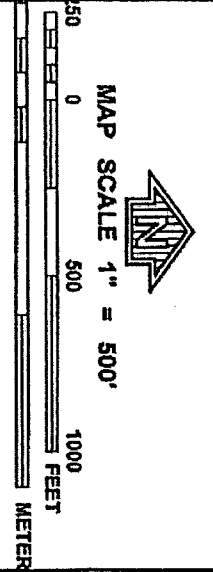
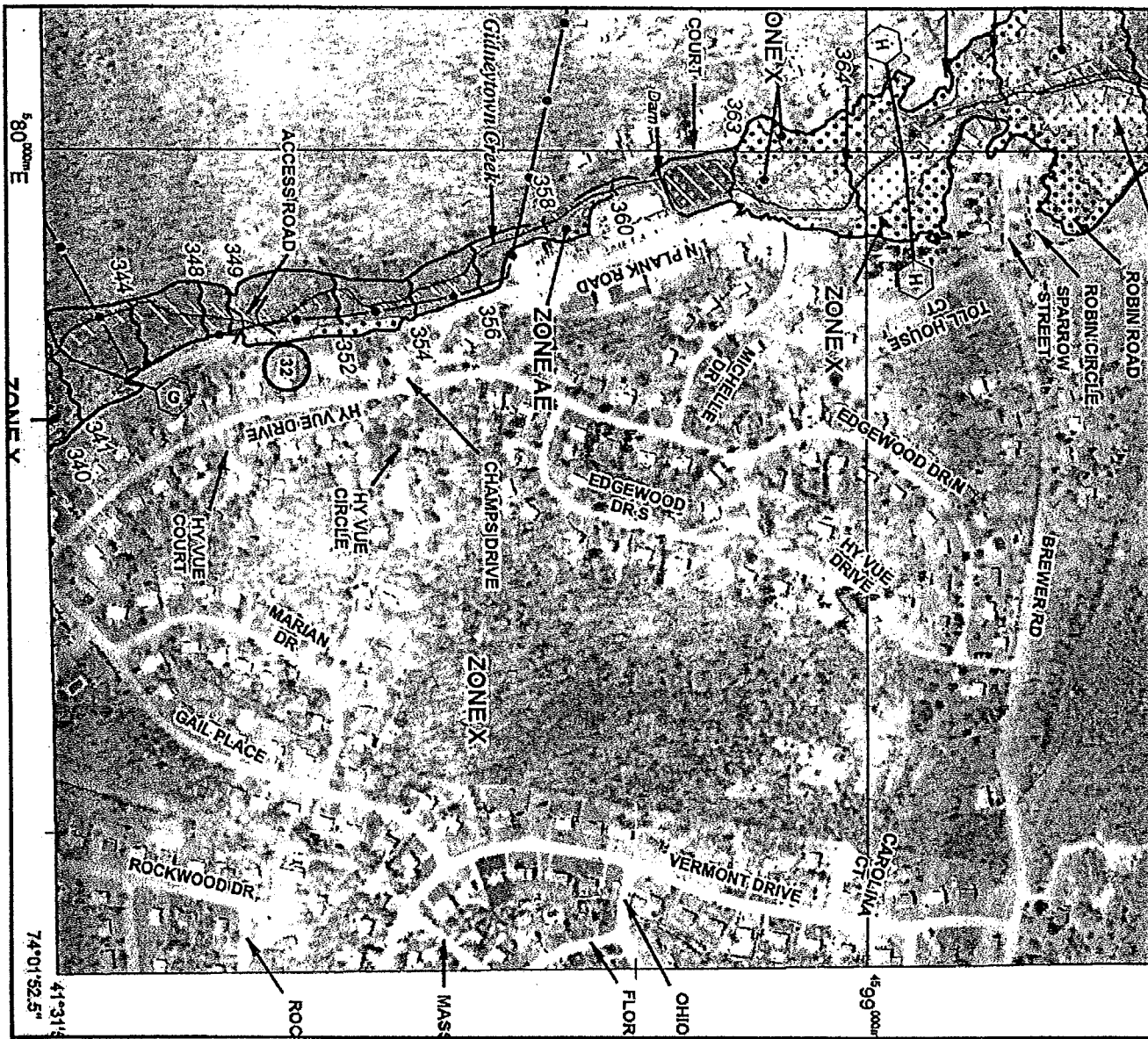
Map Unit Legend

Orange County, New York (NY071)			
Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
ESB	Erie extremely stony soils, gently sloping	0.0	0.3%
HoC	Hoosic gravelly sandy loam, 8 to 15 percent slopes	2.5	31.1%
MdB	Mardin gravelly silt loam, 3 to 8 percent slopes	0.1	0.9%
SXC	Swartswood and Mardin very stony soils, sloping	2.5	30.6%
UH	Udorthents, smoothed	3.0	37.0%
Totals for Area of Interest		8.0	100.0%

Please set your printer orientation to "Landscape".



Disclaimer: This map was prepared by the New York State Department of Environmental Conservation using the most current data available. It is deemed accurate but is not guaranteed. NYS DEC is not responsible for any inaccuracies in the data and does not necessarily endorse any interpretations or products derived from the data.



NATIONAL FLOOD INSURANCE PROGRAM

FIRM
FLOOD INSURANCE RATE MAP
for ORANGE COUNTY, NEW YORK
(ALL JURISDICTIONS)

PANEL 0141E

CONTAINS:
COMMUNITY NUMBER
NEWBURGH, TOWN OF 380627

PANEL 141 OF 630
MAP SUFFIX: E
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

MAP NUMBER
36071C0141E

EFFECTIVE DATE
AUGUST 3, 2009

Notice to User: The Map Number shown below should be used when placing map orders. The Community Number shown above should be used on insurance applications for the subject community.

Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps, check the FEMA Flood Map Store at www.fema.gov

7. (7:15 p.m.) PUBLIC HEARING: for the Caitlyn's Way Drainage District

DRAFT

At a meeting of the Town Board of the Town of Newburgh held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York, on the 6th day of January, 2013 at 7:00 o'clock p.m.

PRESENT:

George Woolsey, Councilman

Gilbert J. Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernest C. Bello, Jr., Councilman

A RESOLUTION MAKING CERTAIN DETERMINATIONS IN RELATION TO AND APPROVING THE ESTABLISHMENT OF THE CAITLYN'S WAY SUBDIVISION DRAINAGE DISTRICT OF THE TOWN OF NEWBURGH, ORANGE COUNTY, NEW YORK PURSUANT TO ARTICLE 12 OF THE TOWN LAW

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, a petition dated August 15, 2012 has been duly presented to the Town Board, according to law, requesting that the Caitlyn's Way Subdivision Drainage District, as hereinafter described, be established in the Town of Newburgh; and

WHEREAS, a map, plan and report map, plan and report dated June 27, 2011 has been duly prepared according to law in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Newburgh showing the boundaries of the proposed Drainage District, a general plan of the drainage system, all outlets and the terminus and course of each drain, such Drainage District to be known as the "Caitlyn's Way Subdivision Drainage District"; and

WHEREAS, said map, plan and report showing the facilities involved together with the proposed boundaries of the proposed Caitlyn's Way Subdivision Drainage District was prepared by Valdina-Marti Engineering & Surveying, P.C., competent engineers duly licensed by the State of New York and has been filed in the office of the Town Clerk of said Town, where the same has been available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, said Caitlyn's Way Subdivision Drainage District shall be bounded and described as set forth in Schedule A attached hereto and made a part hereof; and

WHEREAS, the proposed establishment of the Caitlyn's Way Subdivision Drainage District has been determined to be an "Unlisted Action" pursuant to the provisions of the State Environmental Quality Review Act and the regulations promulgated thereunder, and the Town of Newburgh Planning Board acting in the capacity as Lead Agency in a coordinated environmental review of the Woodlawn Heights and related approvals has adopted a "Negative Declaration" pursuant to which it was determined that there will be no adverse environmental impacts or that

identified adverse environmental impacts will not be significant for the action which encompasses the proposed establishment of the Caitlyn's Way Subdivision Drainage District; and

WHEREAS, no amount is proposed to be expended for the improvement as stated in the petition and no financing of the cost of the District's facilities or services is proposed by the issuance of bonds, notes, certificates or other evidences of indebtedness of the Town nor is it proposed to assume debt service on obligations issued pursuant to Subdivision 12 of Town Law §198, the developer of the Caitlyn's Way Subdivision Subdivision proposing to install, construct and dedicate the necessary stormwater management facilities without cost to the District; and

WHEREAS, \$2,400.00 is set forth in petition and the map, plan and report as the maximum amount proposed to be expended annually for the performance or supplying of services for the operation and maintenance of the dedicated drainage/stormwater management facilities of the Caitlyn's Way Subdivision Drainage District, inclusive of insurance costs, and the average annual cost of the District to a typical property is estimated to be \$150.00, which is the same as the cost to the typical one or two family home; and

WHEREAS, an order was duly adopted by said Town Board on December 26, 2012, reciting a description of the boundaries of said proposed District, the services proposed, the fact that said map, plan and report was on file in the Town Clerk's Office for public inspection and specifying the 22nd day of January, 2013, at 7:15 o'clock P.M., Prevailing Time, at the Town Hall, 1496 Route 300, in Newburgh, New York, in said Town, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to consider the establishment of said Drainage District and said map, plan and report filed in relation thereto and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, notice of the aforesaid public hearing was duly published and posted in the manner and within the time prescribed by Section 193 of the Town Law, and proof of publication and posting has been duly presented to the Town Board; and

WHEREAS, said public hearing was duly held at the times and place as stated above in accordance with the notice and order, at which all persons desiring to be heard were duly heard; and

WHEREAS, said Town Board has duly considered said petition, map, plan and report and the testimony and evidence given at said public hearing; and

FINDINGS

The Town Board of the Town of Newburgh, Orange County, New York, having considered the documents and related materials submitted, the testimony and evidence given at the public hearing and the following factors, makes the following findings:

Section 1. WHETHER THE PETITION IS SIGNED AND ACKNOWLEDGED OR

PROVED, OR AUTHENTICATED, AS REQUIRED BY LAW AND IS OTHERWISE SUFFICIENT.

Town Law Section 191 requires that a petition for the establishment or the extension of an improvement district shall be signed by the owners of taxable real property situate in the proposed district or extension thereof, owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed district or extension thereof, as shown upon the latest completed assessment-roll of said town; provided, however, that if there be any resident owners, the petition shall include the signatures of resident owners owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed district or extension owned by resident owners, according to the latest completed assessment roll. If a portion only of a parcel of such real estate appearing upon the assessment-roll is situate within the proposed district or extension thereof, then the town board may determine the relative value of the part thereof within the proposed district or extension thereof, based upon the valuation of the entire parcel as the same appears upon the assessment-roll. Such petition shall describe the boundaries of the proposed district or extension in a manner sufficient to identify the lands included therein as in a deed of conveyance, and shall be signed by the petitioners, and acknowledged or proved in the same manner as a deed to be recorded, or authenticated in the manner provided by the election law for the authentication of nominating petitions. If such petition shall request the construction or acquisition of an improvement, it shall state the maximum amount proposed to be expended therefor. If the petition shall not request the construction or acquisition of an improvement but shall propose the performance or supplying of certain services, it may state the maximum amount to be expended annually for such services.

The subject petition dated August 25, 2011 submitted for the establishment of the Drainage District has been executed by CNC Associates, Inc., which owns at least one-half of the assessed valuation of all the taxable real property of the proposed district extension, as shown upon the latest completed assessment-roll of the Town of Newburgh. The area is presently vacant land and accordingly there are no resident owners.

The subject petition describes the boundaries of the proposed district in a manner sufficient to identify the lands included therein as in a deed of conveyance. The petition is acknowledged in the same manner as a deed to be recorded. The petition accordingly meets the requirement of Town Law Section 191.

Section 2. WHETHER ALL THE PROPERTY AND PROPERTY OWNERS WITHIN SAID PROPOSED DRAINAGE DISTRICT ARE BENEFITED THEREBY.

The properties in the proposed drainage district are presently vacant. In evaluating whether each property is benefited by the proposed district extension, the Town Board has considered whether the drainage district will enhance the value of the property if it were to be developed. The Town Board finds that the value of properties will be enhanced and accordingly the properties are benefited. The Town Board further finds that all the property and all the property owners within said proposed Drainage District will be benefited by the establishment.

Section 3. WHETHER ALL THE PROPERTY AND PROPERTY OWNERS BENEFITTED ARE INCLUDED WITHIN THE LIMITS OF SAID PROPOSED DRAINAGE DISTRICT.

The Town Board has considered whether any other property or property owners outside of the area of the drainage district proposed by the petitioner are benefited by the establishment of the Caitlyn's Way Subdivision Drainage District proposed by the petitioner. The improvements the petitioner proposes to construct at its expense are intended to serve the petitioner's property in order to provide it adequate drainage for future development. No evidence or testimony was presented that other properties or property owners will directly benefit from the establishment of the drainage district. Accordingly, the Town Board finds that all the property and property

owners benefited are included within the limits of said proposed Caitlyn's Way Subdivision Drainage District.

Section 4. WHETHER IT IS IN THE PUBLIC INTEREST TO GRANT IN WHOLE THE RELIEF SOUGHT AND ESTABLISH SAID DRAINAGE DISTRICT.

The Town Board finds that based upon the testimony and evidence presented pertaining to the drainage system and the public health and safety and considering the statutory factors set forth in Town Law Section 194 it is in the public interest to grant the relief sought and establish said drainage district. The Board also finds, however, that it is in the public interest and public safety considerations dictate that the improvements to be dedicated be appropriately landscaped and fenced so as to adequately mitigate visual effects and protect the public. It is also in the public interest that future purchasers of lots in the drainage district receive notice that they will be annually assessed for the costs of repair, replacement and maintenance of the Drainage District's facilities.

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Newburgh, Orange County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined as follows:

- (a) The petition is signed and acknowledged or proved as required by law and is otherwise sufficient;
- (b) All the property and property owners within said proposed Drainage District are benefited thereby;
- (c) All the property and property owners benefited are included within the limits of said proposed Drainage District;
- (d) It is in the public interest to grant in whole the relief sought and establish said proposed Caitlyn's Way Subdivision Drainage District.

Section 2. The establishment of the Caitlyn's Way Subdivision Drainage District, as more fully described in the map, plan and report prepared by Valdina-Marti Engineering & Surveying, P.C., competent engineers duly licensed by the State of New York, is hereby approved upon the conditions set forth in Sections 3, 4, and 5 below.

Section 3. The approval is conditioned upon the installation of landscaping improvements in conformity to the approved site plan and recommendations of Karen Arent Landscape Architect to the stormwater management facilities of the Caitlyn's Way Subdivision Drainage District, said landscaping improvements constituting a portion of the improvements proposed to be dedicated as public improvements of the Drainage District, and accordingly subject to all requirements for proposed public improvements, including performance and maintenance security requirements.

Section 4. As an additional condition, the waterquality / stormwater detention pond(s)

shown in the map, plan and report shall be fenced in. The fencing shall be acceptable to the Town Engineer and the Superintendent of Highways, and the applicant shall promptly submit a fencing detail and specification to said Town officers for their review and acceptance, prior, if applicable, to adding same to the final subdivision plan for the Caitlyn's Way Subdivision.

Section 5. The approval is additionally subject to the condition that the final subdivision plat shall contain a note, a declaration shall be recorded and all initial contracts of sale for lots in the Caitlyn's Way Subdivision and deeds shall contain language satisfactory to the Attorney for the Town notifying purchasers and future purchasers that the subject property is within the boundaries of the Caitlyn's Way Subdivision Drainage District and subject to assessment and levy by the Town of Newburgh for the repair, replacement and maintenance of the Drainage District's improvements.

Section 6. Said Caitlyn's Way Subdivision Drainage District shall be bounded and described as set forth in Schedule A attached hereto and made a part hereof.

Section 7. The proposed improvement, including cost of property rights acquisition, rights of way, easements, construction costs, landscaping costs, legal fees, engineering fees, district expenses incurred in connection with the establishment of the district and the construction of improvements shall be borne by the petitioner(s) and costs of operation and maintenance shall be financed as follows: by assessment of the costs against the properties in the district in just proportion to the benefits derived from the improvements

Section 8. This resolution shall take effect immediately.

The foregoing resolution was duly put to a vote on roll call which resulted as follows:

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.

SCHEDULE "A"

Description of
Caitlyn's Way Subdivision Drainage District
Town of Newburgh
Orange County
New York

All that certain plot, piece or parcel of land situate, lying and being in the Town of Newburgh, County of Orange, State of New York. Bounded and described as follows:

Beginning at a point in the center of Pressler Road at the northwesterly corner of Lands of CNC Associates; Caitlyn's Way Subdivision Subdivision, designated as Section 6, Block 1, Lot 13 on the Town of Newburgh Tax Maps; thence from said point of beginning easterly along the northerly line of the Caitlyn's Way Subdivision Subdivision the following six (6) courses; (1) S 86° 16' 10" E 260.29' to a point; (2) thence S 87° 08' 00" E 634.00' to a point; (3) thence S 88° 22' 40" E 370.70' to a point; (4) thence N 89° 44' 00" E 117.50' to a point; (5) thence S 87° 01' 46" E 314.55' to a point; (6) thence S 87° 28' 13" E 1559.36' to a point, said point being the northeasterly corner of the said subdivision; thence along the easterly line of said subdivision S 21° 28' 45" W 1265.73' to a point, said point being the southeasterly corner of said subdivision; thence along the southerly line of said subdivision the following five (5) courses: (1) N 85° 11' 42" W 519.58' to a point; (2) thence N 04° 57' 33" E 556.79' to a point; (3) thence S 86° 46' 52" W 2389.92' to a point; (4) thence S 07° 29' 36" W 25.00' to a point; (5) thence N 82° 30' 24" W 200.00' to a point in the center of Pressler Road, said point being the southwesterly corner of said subdivision; thence along the westerly line of said subdivision the following eight (8) courses: (1) N 01° 39' 08" E 181.57' along the center of said Pressler Road to a point; (2) thence N 73° 26' 08" E 74.68' to a point; (3) thence N 52° 53' 08" E 109.86' to a point; (4) thence S 86° 17' 52" E 56.71' to a point; (5) thence N 06° 02' 08" E 120.02' to a point; (6) thence N 86° 27' 52" W 200.44' to a point, said point being in the center of said Pressler Road; (7) thence along the center of said Pressler Road N 27° 27' 08" E 431.65' to a point; (8) thence along the center of said Pressler Road N 24° 54' 08" E 83.65' to the point or place of beginning.

**8. NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL
PROTECTION: Authorization to Sign Letter Agreement**

8. No information available at this time

9. **RESOLUTION FOR APPROVAL for Laurie Lane:**
 - A. **Highway Improvement Area**
 - B. **Water Main Extension**



3. PUBLIC INTEREST ORDER IN THE MATTER OF THE
CONSTRUCTION OF A LATERAL WATER MAIN IN THE
CONSOLIDATED WATER DISTRICT IN THE TOWN OF
NEWBURGH, ORANGE COUNTY, NEW YORK

Should you have any questions or concerns in this regard, please feel free to contact me.

cc: Town Clerk Andrew J. Zarutskie
Receiver of Taxes Mary Lou Venuto (via e-mail)
Town Engineer James Osborne (via e-mail)
Sole Assessor John Venezia (via e-mail)
Town Accountant Jacqueline Calarco (via e-mail)
Commissioner of Public Works John Platt (via e-mail)
Code Compliance Supervisor Gerald Canfield (via e-mail)

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 17th day of January, 2013 at 7:00 o'clock p.m.

PRESENT:

RESOLUTION OF TOWN BOARD DETERMINING THAT PROPOSED LAURIE LANE, BEN'S WAY AND DEE'S WAY STREET AND LATERAL WATER IMPROVEMENTS ARE A TYPE II ACTION UNDER SEQR

George Woolsey, Councilman

Gilbert J. Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernest C. Bello, Jr., Councilman

Councilman/woman _____ the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh upon receipt of a written petition in due form and containing the required signatures pursuant to Section 200 of the Town Law is considering authorizing and approving the improvements of a portion of Laurie Lane, Ben's Way and Dee's Way; and

WHEREAS, the Town Board upon receipt of written petition in due form and containing the required signatures pursuant to Section 199 of the Town Law is additionally considering authorizing and approving the construction of a lateral water main in or along a portion of Laurie Lane, Ben's Way and Dee's Way in the Consolidated Water District, in the Town of Newburgh (together street and water main improvements are hereinafter referred to as the "Action"); and

WHEREAS, the Action entails the repaving of an existing highway not involving the addition of new travel lanes and the replacement, rehabilitation or reconstruction of a highway facility, in kind, on the same site and the "extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in" an approved subdivision

WHEREAS, the Town Board proposed to undertake, fund and approve the Action.

NOW, THEREFORE, BE IT RESOLVED, the Town Board pursuant to Article 8 of the Environmental Conservation Law ("SEQR"), Part 617 of the General Regulations adopted pursuant thereto ("Part 617") and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code, hereby determines that the Action is a Type II Action and accordingly no further environmental review or determination is required.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of January, 2013 at 7:00 o'clock p.m.

PRESENT:

Wayne C. Booth, Supervisor
George Woolsey, Councilman
Gilbert J. Piaquadio, Councilman
Elizabeth J. Greene, Councilwoman
Ernest C. Bello, Jr., Councilman

RESOLUTION MAKING CERTAIN DETERMINATIONS AND APPROVING CONTRUCTION OF STREET IMPROVEMENTS ON LAURIE LANE, BEN'S WAY AND DEE'S WAY, DETERMINING BENEFITTED AREA AND DIRECTING PLANS, SPECIFICATIONS, ESTIMATE AND PROPOSED CONTRACT BE PREPARED PURSUANT TO SECTION 200 OF THE TOWN LAW

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, a written petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Newburgh, Orange County, New York pursuant to Section 200 of the Town Law proposing that the Town Board authorize and approve the improvements of the portion of Laurie Lane, Ben's Way and Dee's Way described as the entire length of the looped portion of Laurie Lane that commences at the terminus of the existing Town highway section of Laurie Lane, together with the entire lengths of the two stub roadways known as Ben's Way and Dee's Way for the lengths described on the annexed Schedule "A" (said area hereinafter referred to as the "Laurie Lane Highway Improvement Area"); and

WHEREAS, the benefited properties include all the lots on both sides of the aforesaid described portions of Laurie Lane, Ben's Way and Dee's Way listed on the annexed Schedule "A"; and

WHEREAS, the improvements proposed consist of the paving of the aforesaid described portions of Laurie Lane, Ben's Way and Dee's Way and the construction of culverts and other necessary improvements in order for the roads to be brought to Town highway standards; and

WHEREAS, the maximum amount proposed to be expended for the improvements, as stated in the petition is One Hundred Forty Seven Thousand Two Hundred Dollars (\$147,200.00); and

WHEREAS, said capital project entails the repaving of an existing highway not involving the addition of new travel lanes and the replacement, rehabilitation or reconstruction of a highway facility, in kind, on the same site and is accordingly a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Town Board duly adopted an order on October 24, 2012, reciting the filing of said petition, the improvements proposed, the properties to be benefitted as stated in the petition and included in the highway improvements area and the maximum amount proposed to be expended for said improvements and specifying December 3, 2012 at 7:00 o'clock p.m. as the date and time and the Town Hall located at 1496 Route 300 in said Town as the place where said Board would meet to consider the petition and to hear all persons interested in the subject thereof, concerning the same; and

WHEREAS, such order was duly posted, published and served as required by law; and

WHEREAS, said public hearing was duly held at the time and place stated in said order, at which all persons desiring to be heard were duly heard and the Town Board did duly consider the matter of the construction of said improvements; and

WHEREAS, the Town Board has duly considered the petition and the testimony and evidence given at said public hearing.

NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Newburgh, Orange County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined as follows:

(a) The petition is signed and acknowledged or proved as required by law, it duly complies with the requirements of the Town Law as to sufficiency of signers, the description of the improvements and the boundaries of the proposed highway improvement area and it is otherwise sufficient;

(b) The certified order for the public hearing was published and posted as required by law and is otherwise sufficient;

(c) It is in the public interest to grant in whole the relief sought and to make the improvements to Laurie Lane, Ben's Way and Dee's Way.

Section 2. The improvements of Laurie Lane, Ben's Way and Dee's Way for their lengths as described above are hereby authorized and approved.

Section 3. All the properties and property owners fronting on both sides of Laurie Lane, Ben's Way and Dee's Way for the lengths described above are benefitted by said improvements

Section 4. The maximum amount to be expended for said improvements is One Hundred Forty Seven Thousand Two Hundred Dollars (\$147,200.00).

Section 5. The Town Engineer is hereby authorized and directed to prepare definite plans and specifications and to make a careful estimate of the expense and with the assistance of the Attorney for the Town, to prepare a proposed contract for the execution of the work.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.

SCHEDULE "A"

<u>Tax Lot</u>	<u>Road Frontage</u>
40-1-7 (p/o)	250
40-1-8	79.2
40-1-9	174.2
40-2-1.2	260
40-2-3	238.1
40-2-4	87.2
40-2-5	87.2
40-2-6	89.2
40-2-7	90.3
40-2-8	176.5
40-3-2 (p/o)	105
40-3-3	102.3
40-3-4	126
40-3-5	122.9
40-3-6	139.3
40-3-7	265.7
40-3-8	111.6
40-3-9	119.2
40-3-10	135.7
40-3-11	154.1
40-4-1	248.4
40-4-2	58.6
40-4-3.2	61.9
40-4-4	69.1
40-4-6.21/22	341.6
40-4-7	134
40-5-7	87.3
40-5-8	90.3
40-5-9.2	192.8

Total Frontage: 4,197.7 feet

Total Length: 2,098.85 feet

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF ORANGE)

I, the undersigned Clerk of in the Town of Newburgh, Orange County, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the ___ day of _____, 2012.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this ___ day of _____, 2012.

Town Clerk

(CORPORATE SEAL)

DRAFT

At a regular meeting of the Town Board of the Town of Newburgh, Orange County, New York, held at the Town Hall, in Newburgh, New York on January __, 2013, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

Wayne C. Booth, Supervisor

George Woolsey, Councilman

Gilbert J. Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernst C. Bello, Jr., Councilman

In the Matter of The Construction of a Lateral Water Main in the Consolidated Water District in the Town of Newburgh, Orange County, New York	PUBLIC INTEREST ORDER
---	-----------------------------

Councilman/woman _____ presented the following Order which was seconded by Councilman/woman _____.

WHEREAS, a written petition in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Newburgh, Orange County, New York pursuant to Section 199 of the Town Law proposing that the Town Board authorize and approve the construction of a lateral water main in or along that portion of Laurie Lane, Ben's Way and Dee's Way and in the Consolidated Water District, in the Town of Newburgh, Orange County, New York (the "Consolidated Water District:") described as the entire length of

the looped portion of Laurie Lane that commences at the terminus of the existing town water main in Laurie Lane together with the entire lengths of the two stub roadways known as Ben's Way and Dee's Way to serve properties on both sides of said streets; and

WHEREAS, the benefited properties include all the lots on both sides of that portion of Laurie Lane, Ben's Way and Dee's Way listed on the annexed Schedule "A"; and

WHEREAS, the improvement proposed is the planning, design, engineering and construction of a lateral water main of the Consolidated Water District, and the maximum amount proposed to be expended as stated in the petition is \$200,000.00; and

WHEREAS, the cost of said improvement, if constructed, shall be borne by the district at large; and

WHEREAS, said capital project is the "extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in" an approved subdivision and is accordingly a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, at a meeting of said Board duly called and held on October 24, 2012 an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the question of the construction of said lateral water main in the Consolidated Water District at a maximum estimated cost of \$200,000.00 to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 199 of the

Town Law at the Town Hall in Newburgh, New York on December 3, 2012 at 7:15 o'clock P.M., Prevailing Time; and

WHEREAS, said Order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which time all persons desiring to be heard were duly heard.

NOW, THEREFORE, BE IT HEREBY

ORDERED, by the Town Board in the Town of Newburgh, Orange County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the increase and improvement of the facilities of the Consolidated Water District, in the Town of Newburgh, Orange County, New York, consisting of the following: a lateral water main of the Consolidated Water District, in the Town of Newburgh, Orange County, New York in or along that portion of Laurie Lane, Ben's Way and Dee's Way and in the Consolidated Water District, in the Town of Newburgh, Orange County, New York (the "Consolidated Water District:") described as the entire length of the looped portion of Laurie Lane that commences at the terminus of the existing town water main in Laurie Lane together with the entire lengths of the two stub roadways known as Ben's Way and Dee's Way to serve properties on both sides of said streets, at a maximum estimated cost of \$200,000.00.

Section 2. This Order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call,
which resulted as follows:

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The order was thereupon declared duly adopted.

* * * * *

SCHEDULE "A"

40-1-8
40-1-9
40-2-6
40-2-7
40-2-8
40-3-5
40-3-6
40-3-7
40-3-8
40-3-9
40-3-10
40-3-11
40-4-1
40-4-2
40-4-3.2
40-4-4
40-4-6.21/22
40-4-7
40-5-7
40-5-8
40-5-9.2
40-2-1.2

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF ORANGE)

I, the undersigned Clerk of in the Town of Newburgh, Orange County, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the ___ day of _____, 2013.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

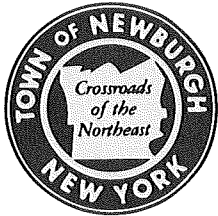
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer
this ___ day of _____, 2013.

Town Clerk

(CORPORATE

SEAL)

10. BUILDING AND GROUNDS: Cleaning Service Approval



TOWN OF NEWBURGH

1496 ROUTE 300, NEWBURGH, NEW YORK 12550

Les Cornell
Director of Buildings & Grounds

Ph: 845-564-4556
Fax: 845-566-1432

To: Supervisor Booth
Town Board

From: Les Cornell, Building & Grounds Supervisor

Date: January 15, 2013

Re: TJE Cleaning Service

I would like to continue using the services of TJE Cleaning Service for the weekly cleaning of the Town Hall, Code Compliance and Police Department for the next 12 months at a \$1580.00 per month fee. Over the past year their work has been excellent and they have done so in a very professional manner.