

Edwin Glaser- Supervisor  
Torre Parker Lane - Councilwoman  
Carol Hall - Councilwoman  
Bryan Flagg - Councilman  
Matthew Owen- Councilman  
Web: townofhendersonny.org

**Town of Henderson**  
12105 Town Barn Rd.  
Henderson, New York 13650  
(315) 938-5542 ext. 21

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**RESOLUTION AND ORDER OF THE TOWN BOARD  
OF THE TOWN OF HENDERSON  
PURSUANT TO NY TOWN LAW §209-e and §209-h  
# 2020-06-24-058**

At an adjourned meeting of the Town Board of the Town of Henderson, held at the Town Highway Offices located at 12105 Town Barn Road, Henderson, NY, on June 24, 2020 at 6:30 p.m., there were:

**PRESENT:**

Supervisor Ed Glaser  
Torre Parker-Lane  
Bryan Flagg  
Matthew Owen

**ABSENT:**

Carol Hall

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**WHEREAS**, by Order of this Board dated March 11, 2020, a public hearing was scheduled to consider the amendment/extension of Henderson Sewer District No. 1 within the Town of Henderson, pursuant to a certain revised Map, Plan and Report filed with the Town Clerk; and

**WHEREAS**, the Order scheduling the public hearing was duly posted, uploaded to the Town's website and published as required by law ,but due to the COVID-19 pandemic the public hearing was adjourned and on June 24, 2020, at 6:30 p.m., a public hearing was held to consider all persons interested in the amendment/extension of the Sewer District; and

**WHEREAS**, the Town Board learned during the public hearing that support for the amendment/extension existed and that forty-two (42) additional improved parcels: (additional 53 hook-ups) have experienced failing, or potentially failing septic systems at their respective structures which are adjacent to the Sewer District and have asked to be included, and /or support inclusion in the Sewer District, as amended/extended; and

**WHEREAS**, the Engineer for the Town of Henderson has considered the inclusion of the additional parcels in the Sewer District, as amended/extended; has estimated the additional construction cost for inclusion to be \$13,915,000 in total and has recommended their inclusion; and

**WHEREAS**, the Town Board of the Town of Henderson has agreed to amend/extend the District and to include these forty-two (42) additional, adjacent parcels in the Sewer District, as amended/extended, and has asked the Engineer to ensure the Official Map Plan and Report reflect the same; and

**WHEREAS**, the original estimated project cost of \$11,725,000 has increased to \$13,915,000 due to passage of time and inclusion of the additional parcels; and the increased costs are anticipated to be largely offset by additional funding and are not anticipated to unreasonably impact user costs; and

**WHEREAS**, the Town Board anticipates adopting a Bond Resolution to encompass the maximum amount to be expended to \$13,915,000 for the project and has asked the Engineer to ensure the Official Map, Plan and Report reflect the same. The Town will aggressively seek grant(s) to control and offset potential projects costs.

**NOW THEREFORE**, on motion duly made and seconded, this Board makes the following determinations, and

**IT IS HEREBY RESOLVED AND ORDERED:**

1. The above recitations are incorporated herein.
2. The original notice of public hearing was duly published and posted as required by law. Notice of the adjournment was published and posted and is otherwise sufficient.
3. The Sewer District shall be amended/extended to include the forty-two (42) additional parcels (53 additional hookups), identified herein.
4. All property and property owners to be benefited by the proposed extended District are included within the limits of the proposed expanded District.
5. All of the property owners and all of the property located within the proposed extended District are benefited thereby.
6. Both the formation, and the extension, of Henderson Sewer District No. 1 pursuant to the revised Map, Plan and Report is/are on file in the office of the Town Clerk, and upon which the public hearing was held on June 24, 2020 and is in the public interest.

7. The creation, and amendment/extension, of the boundaries of the Sewer District to include the forty-two (42) additional parcels as described in the Map, Plan and Report and providing for the service as described therein is hereby approved.

8. The maximum amount which may be expended for the public improvements within the Sewer District is hereby increased to \$13,915,000 for the project and it is in the public interest to authorize this increase and to amend the Sewer District accordingly.

9. There shall be no individual cost for hook-up fees during construction of the Sewer Distribution Project, and the estimated costs to a typical property annually is anticipated to be \$717.00.

This Resolution and Order is adopted as required by NY Town Laws §209-e and §209-h and is subject to a Permissive Referendum.

The foregoing Resolution was offered by Board Member, Parker-Lane, and seconded by Board Member, Owes, and upon roll call vote of the Board was duly adopted as follows:

Supervisor Ed Glaser	Yes X	No _____
Carol Hall	Yes _____	No _____
Torre Parker-Lane	Yes X	No _____
Bryan Flagg	Yes X	No _____
Matthew Owen	Yes X	No _____

Dated: June 24, 2020

  
Wendy Flagg, Town Clerk