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RESOLUTION OF THE TOWN BOARD OF THE TOWN  
OF CLAY, ONONDAGA COUNTY, STATE OF NEW YORK  
RE: **APPROVING THE CREATION OF RIVER GROVE  
WATER SUPPLY DISTRICT** WITHIN THE TOWN OF CLAY,  
ONONDAGA COUNTY, STATE OF NEW YORK  
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At a regular meeting of the Town Board of the Town of Clay, County of Onondaga, State of New York, held at the Town Hall of the Town of Clay, located at 4401 State Route 31, Clay, New York, on the **18<sup>th</sup> day of December, 2017**, at **7:30 P.M.**, local time.

The meeting was called to order by Supervisor Damian M. Ulatowski and upon the roll being called the following Town Board members were:

<b>PRESENT:</b>	Damian M. Ulatowski	Supervisor
	Joseph A. Bick	Deputy Supervisor/Councilman
	William C. Weaver	Councilman
	David J. Hess	Councilman
	Eugene B. Young	Councilman
	James J. Rowley	Councilman
<b>ABSENT:</b>	Naomi R. Bray	Councilwoman

The following resolution was moved, seconded and passed, to wit:

**WHEREAS**, a written Petition dated **November 1, 2017**, has been presented to the Town Board and filed with the Town Clerk of the Town of Clay, New York, requesting the creation of **RIVER GROVE WATER SUPPLY DISTRICT**, with boundaries as hereinafter described; and

**WHEREAS**, the Town Board of the Town of Clay by Resolution duly adopted the **20<sup>th</sup> day of November 2017**, ordered a public hearing to be held at the Town Hall, 4401 State Route 31, Clay, New York, on the **18<sup>th</sup> day of December, 2017** at **7:41 P.M.**, local time, to consider said Petition and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation to said Petition as may be required by law or proper in the premises; and

**WHEREAS**, notice of such public hearing was duly published and posted in the manner required by law; and

**WHEREAS**, said public hearing has been held and evidence given thereat considered,

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Town of Clay, Onondaga County, State of New York, as follows:

**SECTION I**

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**IT IS HEREBY DETERMINED:**

- a. That said Petition is signed, acknowledged or proved as required by law and is otherwise sufficient;
- b. That all the property and property owners within the proposed creation of **RIVER GROVE WATER SUPPLY DISTRICT** are benefited thereby;
- c. That all the property and property owners benefited are included within the boundaries of the proposed creation of **RIVER GROVE WATER SUPPLY DISTRICT**; and
- d. That it is in the public interest to grant in whole the relief sought.

**SECTION II**

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That the creation of **RIVER GROVE WATER SUPPLY DISTRICT**, as set forth in said Petition, be and the same is hereby approved and established and the boundaries of such water supply district creation as hereby established are determined to be **ALL THAT TRACT OR PARCEL OF LAND** situate in the Town of Clay, County of Onondaga and State of New York, being part of Farm Lot No. 48 in said Town, being part of lands conveyed to Gaskin Homes, Inc. by deed recorded in the Onondaga County Clerk's Office in Book 2790 of Deeds at page 291, bounded and described as follows: **BEGINNING** at a point of reverse curvature of a small curve situate in the southeasterly boundary of Vicksburg Place, said point being the southwesterly corner of Amended Lot AB, Part of Block No. 3 in Vicksburg, Section No. 3 according to a map of said tract filed in the Onondaga County Clerk's Office November 6, 1995 as Map No. 8221; running thence S 88°22'40" E along the southerly boundary of said Amended Lot AB, a distance of 161.66 feet to the westerly boundary of lands conveyed to Casual Estates LLC by deed recorded in the Onondaga County Clerk's Office in Book 5236 of Deeds at page 766; thence S 08°23'20" W along said westerly boundary of lands conveyed to Casual Estates LLC, a distance of 1368.35 feet to the northerly boundary of lands conveyed to TP #2 LLC and Hyde Park Enterprises LLC by deed recorded in the Onondaga County Clerk's Office in Book 5132 of Deeds at page 841; thence N 82°31'20" W along said northerly boundary of lands conveyed to TP #2 LLC and Hyde Park Enterprises LLC, a distance of 563.76 feet to a point in the State of New York Oswego Canal Lands Blue Line (Seneca River); thence along said Oswego Canal Lands Blue Line the following courses and distances: 1) N 34°26'16" W, 65.83 feet; 2) N 35°38'16" W, 66.77 feet; 3) N 38°18'26" W, 133.34 feet; 4) N 42°22'16" W, 67.94 feet; 5) N 48°19'36" W, 67.44 feet; 6) N 49°27'16" W, 132.90 feet; 7) N 52°26'46" W, 67.03 feet; 8) N 54°41'26" W, 67.00 feet; 9) N 57°31'36" W, 163.23 feet to the southeasterly boundary of lands conveyed to Irene Rowley by deed recorded in the Onondaga County Clerk's Office in Book 5259 of Deeds at page 899; thence N 53°43'01" E along said southeasterly boundary of lands conveyed to Rowley, a distance of 368.00 feet to a corner thereof; thence N 06°06'44" E along an easterly boundary of said lands conveyed to Rowley, a distance of 794.21 feet to a corner thereof; thence S 84°24'03" E along a southerly boundary of said lands conveyed to Rowley, along the southerly boundary of lands conveyed to Ann L. Brownell by deed recorded in the Onondaga County Clerk's Office in Book 3497 of Deeds at page 33 and along the southerly boundary of lands conveyed to Linda Groginski by deed recorded in the Onondaga County Clerk's Office in Book 3445 of Deeds at page 140, a distance of 727.00 feet to the westerly boundary of Lots C & D, Part of Block No. 4 Amended in Vicksburg, Section No. 3 according to a map of said tract filed in the Onondaga County Clerk's Office May 28, 2003 as Map No. 9651; thence S 06°06'44" W along said westerly boundary of Lots C & D and along the westerly boundary of Lots A & B, Part of Block No. 4 Amended in Vicksburg, Section No. 3

according to a map of said tract filed in the Onondaga County Clerk's Office December 6, 2004 as Map No. 10062, a distance of 137.92 feet to the southwesterly corner of said Lots A & B, said southwesterly corner also being the southwesterly corner of said Vicksburg, Section No. 3 according to a map of said tract filed in the Onondaga County Clerk's Office March 5, 1991 as Map No. 7447; thence along the southerly boundary of said Vicksburg, Section No. 3 the following courses and distances: 1) easterly following a curve to the right having a radius of 130.00 feet, an arc distance of 45.23 feet to a point of tangency; 2) S 39°46'15" E, 107.99 feet to the southerlymost corner of the aforementioned Vicksburg Place; thence northwesterly, northerly and northeasterly along the northeasterly, easterly and southeasterly boundaries, respectively, of Vicksburg Place following a small curve to the right having a radius of 25.00 feet, an arc distance of 38.23 feet to the point of beginning, containing 33.06 acres of lands, more or less. Subject to easements and restrictions of record.

**SECTION III**  
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That the said water district creation shall be designated and known as **“RIVER GROVE WATER SUPPLY DISTRICT.”** Said water supply district creation and improvements therein are to be made by the petitioner without capital expenditure by the Town of Clay. The facilities will be constructed by the Onondaga County Water Authority, under contract with petitioner and said petitioner will bear all costs, including but not limited to operation and maintenance, hydrant expense, water usage, legal, engineering and administrative fees for this construction. The water for the district creation will be supplied from the sources of the Onondaga County Water Authority. The purpose of creating said water supply district is to create said water supply district so the Onondaga County Water Authority is able to provide domestic and fire protection service to the proposed residential subdivision and all costs associated therewith will be borne in full by petitioner. In 2018, this cost would be \$91.00 per hydrant. Based on the four (4) hydrants and seventy-two (72) lots, the unit charge would be \$5.06 per lot.

**WHEREAS,** the said water system shall be designated and known as **“RIVER GROVE WATER SUPPLY DISTRICT.”**

**SECTION IV**  
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**IT IS RESOLVED,** that the Town Clerk of the Town of Clay shall within ten (10) days after the adoption of this resolution file a certified copy thereof with the New York State Department of Audit and Control, Albany, New York and in the Office of the Clerk of Onondaga County.

This resolution shall take effect immediately.

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

Damian M. Ulatowski	Voting	Yes
Joseph A. Bick	Voting	Yes
William C. Weaver	Voting	Yes
David J. Hess	Voting	Yes
Eugene B. Young	Voting	Yes
James J. Rowley	Voting	Yes

The resolution was thereupon duly adopted.  
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STATE OF NEW YORK        )  
  ) SS:  
COUNTY OF ONONDAGA    )

I, the undersigned Clerk of the Town of Clay, County of Onondaga, State of New York, **DO HEREBY CERTIFY:**

That the preceding Resolution was duly adopted by the Town Board of the Town of Clay at a Regular Meeting of said Town Board duly called and held on **December 18, 2017**, that said Resolution was entered in the Minutes of the said Meeting; that I have compared the foregoing copy with the original thereof now on file in my office and that the same is a true and correct copy of said original and of the whole of said original.

**I FURTHER CERTIFY**, that all members of said Town Board had due notice of said Meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Town of Clay this **10<sup>th</sup>** day of **January, 2018**.

**(S E A L)**

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**JILL HAGEMAN-CLARK, TOWN CLERK OF THE TOWN  
OF CLAY, COUNTY OF ONONDAGA, STATE OF NEW YORK**

STATE OF NEW YORK     )  
  ) SS:  
COUNTY OF ONONDAGA)

The undersigned deposes and says:

1. That she is the Town Clerk of the Town of Clay, Onondaga County, and State of New York.
2. That on **January 14, 2018** she duly caused to be posted a certified copy of the preceding Resolution on the Town Bulletin Board maintained pursuant to Subdivision 6 of Section 30 of the Town Law of the State of New York.
3. That on **January 14, 2018** she duly caused to be posted a copy of the preceding Resolution on the Town of Clay Website at [www.townofclay.org](http://www.townofclay.org), and published in the Post Standard under Legal Notices.

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**JILL HAGEMAN-CLARK, TOWN CLERK OF THE TOWN  
OF CLAY, COUNTY OF ONONDAGA, STATE OF NEW YORK**

Subscribed and sworn to before  
me this **11<sup>th</sup>** day of **January, 2018**.

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Notary Public