

AGENDA
PUBLIC HEARING
SPECIAL BOARD MEETING
TUESDAY, JANUARY 31, 2023, AT 6:00 P.M.

OPEN MEETING: Pledge to the Flag

PUBLIC HEARING OPEN:

CLOSE PUBLIC HEARING:

RESOLUTION:

TARPON / VERIZON CELL TOWER STATUS:

ADJOURNMENT:

LEGAL NOTICE

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Code of the Town of Leicester, and pursuant to New York State Town Law, that a public hearing shall be held by the Town Board of the Town of Leicester at the Town Hall, located at 132 Main Street, Leicester, NY at 6:00 p.m. on Tuesday, January 31, 2023 for the purpose of considering public opinion relating to the amendment of the water billing rates involving the Town of Leicester Consolidated Water District (not including the Town of Leicester Route 36 Water District). It is proposed that the billing rates be amended so that all properties located within the Town of Leicester Consolidated Water District (not including the Town of Leicester Route 36 Water District) shall be charged for water on the following basis:

Change to Quarterly Unit Base Charge Fees as follows:

Prior Rate/Charge: A quarterly fee of \$25 per unit

New Rate/Charge: A quarterly fee of \$40 per unit

Addition of new Quarterly Debt Charge:

Each unit shall be charged a new quarterly debt charge of \$30.00.

The proposed debt charge is to repay debt associated with water charges owed to the Village of Leicester. Such quarterly debt charge will continue until the full debt has been repaid to the Village, which is anticipated to be seven (7) years.

If adopted, the above rate changes will take effect with the February 1, 2023 billing cycle.

All interested persons are invited to appear at the aforesaid time and place.

Immediately following the Public Hearing, the Town Board will convene a special meeting of the Town Board and may conduct any lawful business of the Town, including but not limited to adoption of the water rate changes that were the subject of the Public Hearing.

Dated: January 12, 2023

By Order of the Town Board of the Town of
Leicester

Amy Neumann – Town Clerk

**TOWN BOARD
TOWN OF LEICESTER
COUNTY OF LIVINGSTON**

RESOLUTION

At a meeting of the Town Board of the Town of Leicester,
Livingston County, State of New York, held at the Leicester Town
Hall on the 31st day of January, 2023.

WHEREAS, the Town of Leicester has certain water distribution facilities within the jurisdictional limits of the Town, which are located within the Town of Leicester Consolidated Water District (“Consolidated Water District”); and

WHEREAS, the Town has determined that it is necessary to amend a portion of the charges, that being the Quarterly Unit Base Charge applicable to each unit within the Consolidated Water District for water billing purposes, from a previous rate of \$25.00 per unit each quarter to a new rate of \$40.00 per unit each quarter, to allow the Consolidated Water District to be financially viable by generating sufficient income to cover its day-to-day costs associated with operation and maintenance of the Consolidated Water District facilities; and

WHEREAS, the Consolidated Water District is indebted to the Village of Leicester in the amount of \$180,000.00, which such amount represents a compromised and settled amount with said Village relating to previously unpaid water charges due and owing by the Consolidated Water District; and

WHEREAS, such debt owed by the Consolidated Water District to the Village of Leicester shall be paid over time; and

WHEREAS, in order to generate sufficient funds to repay the debt owed to the Village of Leicester, the Town deems it to be necessary and appropriate to create a new Quarterly Debt Charge of \$30.00 that shall apply to each unit within the Consolidated Water District for an anticipated period of seven (7) years, or such period of time necessary to provide adequate funds to pay such debt; and

WHEREAS, the Town has held a duly noticed public hearing on January 31, 2023, at which time all interested parties were afforded an opportunity to be heard; and

WHEREAS, the Town has determined that the action of amending the charges to the users of the Consolidated Water District is a Type 2 Action under the New York State Environmental Quality Review Act 6 NYCRR 617.5.

NOW, THEREFORE, upon motion by Councilperson _____, seconded by Councilperson _____, it is hereby:

RESOLVED, that effective with the February 1, 2023 billing cycle, the Quarterly Unit Base Charge applicable to each unit within the Consolidated Water District for water

billing purposes shall be increased from the previous rate of \$25.00 per unit, each quarter to a new rate of \$40.00 per unit, each quarter; and be it further

RESOLVED, that effective with the February 1, 2023 billing cycle, each unit within the Consolidated Water shall be billed a new and additional Quarterly Debt Charge of \$30.00 that shall appear on the quarterly water bill and apply to each unit within the Consolidated Water District; and be it further

RESOLVED, that the new and additional Quarterly Debt Charge of \$30.00 for each unit shall continue to be billed and collected until such time that all debt service associated with the repayment of the compromised and settled amount with the Village of Leicester relating to previously unpaid water charges due and owing by the Consolidated Water District have been paid, at which time such Quarterly Debt Charge will no longer be a charge per unit within the Consolidated Water District

DATED: January 31, 2023

VOTE OF THE BOARD:

The vote duly taken resulted as follows:

Dave Fanaro, Supervisor	_____
Matt Durbin	_____
Gerald Hull	_____
Karen Roffe	_____
Jason Yasso	_____

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LEICESTER

Amy Neumann - Town Clerk