

RESOLUTION NO. 35 OF 2013
TOWN OF CLAYTON
A RESOLUTION SUBJECT TO A PERMISSIVE REFERENDUM TO ESTABLISH AN AMBULANCE DISTRICT
WITHIN THE TOWN OF CLAYTON FOR THE BENEFIT OF ALL PROPERTY AND PROPERTY OWNERS
WITHIN THE TOWN.
MARCH 13, 2013

Title: A resolution subject to permissive referendum to establish an Ambulance District within the Town of Clayton for the benefit of all property and property owners within the Town.

At a meeting of the Town Board of the Town of Clayton held in the Town Board Room, 405 Riverside Drive, Clayton, NY, 13624, Jefferson County, on the 13th day of March, 2013 at 6:00 PM prevailing time there were:

PRESENT: Justin A. Taylor, Supervisor
George E. Kittle, Councilman
Lance Peterson, Councilman
Robert W. Cantwell III, Councilman
Christopher D. Matthews, Councilman

WHEREAS, the Town of Clayton receives emergency medical ambulance services from the Thousand Islands Emergency Rescue Services, Inc., and

WHEREAS, the Town of Clayton desires to be able to contract for ambulance services within the ambulance district; and

WHEREAS, the town has prepared a map, plan and report that is in such detail as is acceptable to the Clayton Town Board; and

WHEREAS, the map, plan and report have been filed in the office of the Town Clerk pursuant to Section 209-c of the Town Law in advance of adoption of this resolution; and

WHEREAS, the Town Board has adopted an order and entered the same in the minutes of its proceedings reciting a description of the boundaries of the proposed ambulance district sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended annually for the improvement, and the cost of the district to the typical property, and the fact that a map, plan and report describing the same are on

file in the Town Clerk's Office for public inspection and specifying the time when and place where said Board will meet and hold a public hearing to hear all persons interested in the subject thereof, concerning the same; and

WHEREAS, a copy of such order has been published at least once in the official paper of the Town of Clayton, the first publication thereof which was not less than ten nor more than twenty days before the date set therein for the hearing had preceded this resolution; and

WHEREAS, a copy of the order was posted on the sign-board of the town maintained pursuant to subdivision six of section thirty of this chapter, not less than ten nor more than twenty days before the day designated for the hearing since had on this issue; and

WHEREAS, a public hearing was held on the 13th day of March, 2013 at 6:00 PM at the Town's Offices with a street address of: 405 Riverside Drive, Clayton, New York, 13624; and

WHEREAS, the board has determined that the notice of hearing was published and posted as required by law, and is otherwise sufficient; and

WHEREAS, the board has determined that all of the property and property owners within the proposed district are benefited by the proposed district; and

WHEREAS, the board has determined that all of the property and property owners benefited are included within the limits of the proposed district; and

WHEREAS, the board has determined that the establishment of an ambulance district constituting all of that territory encompassing the entire Town of Clayton which lies outside of the Village of Clayton;

IT IS HEREBY RESOLVED, that subject to a permissive referendum, that the Town of Clayton establish an ambulance district for the benefit of all if the property and property owners therein; and

IT IS FURTHER RESOLVED, that such ambulance district shall include and be limited to all of that territory encompassing the entire Town of Clayton which lies outside of the Village of Clayton; and

IT IS FURTHER RESOLVED, that such ambulance district shall become effective immediately after approval of the voters or hereafter as may be required by law or in case no petition is successfully filed, after the time to petition for a referendum has expired.

IT IS HEREBY ORDERED, that the Town Clerk of the Town of Clayton shall file this resolution in the office of the Town Clerk and make such resolution available for public inspection.

IT IS FURTHER ORDERED, that the Clerk of the Town of Clayton shall cause to be prepared and have available for distribution proper forms for a petition seeking a public referendum and shall distribute a supply to any person requesting the same.

IT IS FURTHER ORDERED, that if, after the expiration of the time for filing a petition requesting that the matter be submitted to a referendum of the property owners of the proposed ambulance

district, no such petition has been filed with the Town Clerk, the Town Clerk is directed to file a certificate stating such fact in the office of the County Clerk;

IT IS FURTHER ORDERED, that upon filing of such a certificate in the office of the County Clerk, the Board shall adopt a final order establishing the ambulance district.

The motion of the adoption of the foregoing resolution was made by **Robert W. Cantwell III**, seconded by **Lance Peterson**, and upon roll call vote of the Town Board was duly adopted as follows:

Justin A. Taylor, Supervisor	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
George E. Kittle, Councilman	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Lance Peterson, Councilman	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Robert W. Cantwell III, Councilman	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Christopher D. Matthews, Councilman	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Yes 5 No 0 Abstain 0 Absent 0

Dated: March 13, 2013

Certification:

I, Kathleen E. LaClair, Town Clerk of the Town of Clayton, do hereby certify that the above resolution was adopted at a regular meeting of the Town Board of the Town of Clayton held on March 13, 2013 and its on file and of record, and that said resolution has not been altered, amended or revoked and it's in full force and effect.

(SEAL)

Kathleen E. LaClair, Town Clerk