

**RESOLUTION NO. 56 OF 2012
OF THE TOWN OF CLAYTON**

**A RESOLUTION ESTABLISHING THE FORMATION OF THE TOWN OF CLAYTON NYS
ROUTE 12 SEWER DISTRICT AS DESCRIBED IN THE MAP, PLAN AND REPORT
DATED OCTOBER 18, 2012 WITH BOUNDARIES ATTACHED.**

Title: A resolution establishing the Formation of the Town of Clayton NYS Route 12 Sewer District as described in the map plan and report dated October 18, 2012 with Boundaries attached.

At a regular meeting of the Town Board of the Town of Clayton, held at the Town offices, 405 Riverside Drive, Clayton, New York, on November 7, 2012, there were:

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

WHEREAS, by order of this Board dated October 24, 2012, a public hearing was scheduled for November 7, 2012, at 5:00 p.m., to consider the formation of a proposed sewer district to be known as Town of Clayton NYS Route 12 Sewer District within the Town of Clayton, pursuant to a certain map, plan and report prepared by Robert J. Campany, P.E., and filed with the Town Clerk, and

WHEREAS, the order scheduling the public hearing was duly posted and published as required by law, and on November 7, 2012, at 5:00 p.m., a public hearing was held to consider all persons interested in the formation of the proposed sewer district.

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

1. The notice of public hearing dated October 24, 2012, was duly published and posted as required by law, and is otherwise sufficient.

2. All property and property owners to be benefited by the proposed sewer district are included within the limits of the proposed district.

3. All of the property owners and all of the property located within the proposed sewer district are benefited thereby.

4. The establishment of Town of Clayton NYS Route 12 Sewer District pursuant to the map, plan and report on file in the office of the Town Clerk, and upon which the public hearing was held on October 24, 2012, is in the public interest.

5. The establishment of the Town of Clayton NYS Route 12 Sewer District as described in the map, plan and report prepared by Robert J. Campany, P.E., dated October 18, 2012, the boundaries of which shall be as described on the attached Schedule "A", is hereby approved.

6. A Negative Declaration, Notice of Determination of Non-significance under the New York State Environmental Quality Review act was adopted by this Board as lead agency on June 13, 2012 and was thereafter properly filed, served and published.

7. This Resolution is adopted subject to a permissive referendum.

8. The Town Clerk is hereby directed to publish a copy of this Resolution in the official newspaper of the Town of Clayton within ten (10) days of its adoption.

A motion to adopt the foregoing resolution was made by Lance Peterson and second by Robert W. Cantwell III, and upon a roll call vote of the Board was duly adopted as follows:

Supervisor Justin A. Taylor	Yes <u>X</u>	No <u> </u>
George E. Kittle	Yes <u>X</u>	No <u> </u>
Lance L. Peterson	Yes <u>X</u>	No <u> </u>
Robert W. Cantwell III	Yes <u>X</u>	No <u> </u>
Christopher D. Matthews	Yes <u>X</u>	No <u> </u>

Dated: November 7, 2012

Kathleen E. LaClair, Town Clerk

(Seal)

SCHEDULE "A"

ALL THAT TRACT of parcel of land situated in the Town of Clayton, County of Jefferson, State of New York, and further described as follows:

BEGINNING at the intersection of the highway limits of NYS route 12 and the southerly border between the Town of Orleans and the Town of Clayton at the northern corner of Tax Map Parcel 13.17-1-11;

THENCE In a generally southerly direction, following the southerly border between the Town of Orleans and the Town of Clayton approximately 1,900ft to a point within Tax Map Parcel 20.00-1-28, said point being on the town limits within said parcel;

THENCE in a generally westerly direction approximately 1,500 feet to the southwesterly corner of Tax Map Parcel 20.00-1-25;

THENCE in a generally westerly direction along the southerly property line of Tax Map Parcel 20.00-1-25 to the southwesterly corner of said parcel;

THENCE in a generally northwesterly direction along the westerly property line of Tax Map Parcel 20.00-1-25 approximately 840 feet, said westerly property line being the easterly property line of Tax Map Parcel 20.00-1-24.1;

THENCE in a generally westerly direction approximately 3,070 feet to the southwesterly corner of Tax Map Parcel 20.08-1-78, said southwesterly corner being on the easterly property line of Tax Map Parcel 20.08-1-69;

THENCE In a generally southeasterly direction along the easterly property line of Tax Map Parcels 20.08-1-70 and 20.08-1-71, to the south easterly corner of Tax Map Parcel 20.08-1-71;

THENCE In a generally southwesterly direction along the southern property line of Tax Map Parcel 20.08-1-71 approximately 1,200 feet to a point on the easterly property line of Tax Map Parcel 20.08-1-66, said point being on the westerly property line of Tax Map Parcel 20.08-1-77;

THENCE in a generally northwesterly direction along the property line of Tax Map Parcel 20.08-1-77 approximately 12,000 feet to a point on the westerly property line of said parcel;

THENCE in a generally westerly direction approximately 2,530 feet to the southeasterly corner of Tax Map Parcel 20.08-1-60;

SCHEDULE "A" (con't.)

THENCE in a generally westerly direction along the southerly border of Tax Map Parcel 20.08-1-60 to the southwesterly corner of said parcel, said southwesterly corner being on the easterly property line of Tax Map Parcel 20.00-1-80.1;

THENCE in a generally southerly direction along the easterly property line of Tax Map Parcel 20.00-1-80.1 to the southeasterly corner of said parcel;

THENCE in a generally westerly direction along the southerly property line of Tax Map Parcel 20.00-1-80.1 to the southwesterly corner of said parcel;

THENCE in a generally northerly direction along the westerly property line of Tax Map Parcel 20.00-1-80.1 to the south easterly corner of Tax Map Parcel 20.08-1-59;

THENCE in a generally westerly direction along the southerly property line of Tax Map Parcel 20.08-1-59 to the southwesterly corner of said parcel;

THENCE in a generally northerly direction along the westerly property line of Tax Map Parcel 20.08-1-59 to the southeasterly corner of Tax Map Parcel 20.08-1-58;

THENCE in a generally westerly direction along the southerly property line of Tax Map Parcel 20.08-1-58 to the southwesterly corner of said parcel, said southwesterly corner being on the easterly property line of Tax Map Parcel 20.08-1-57;

THENCE in a generally southeasterly direction along the easterly property line of Tax Map Parcel 20.08-157 to the southeasterly corner of said parcel;

THENCE in a generally southwesterly direction along the southerly property line of Tax Map Parcel 20.08-1-57 continuing approximately 3,300 feet to a point on the easterly border of Tax Map Parcel 20.11-2-12.12;

THENCE in a generally southeasterly direction along the easterly property line of Tax Map Parcel 20.11-2-12.12 to the southeasterly corner of said parcel;

THENCE in a generally southwesterly direction along the southern property line of Tax Map Parcel 20.11-2-12.12 to the southwesterly corner of said parcel;

THENCE in a generally southwesterly, northwesterly and westerly direction along the tree line of Tax Map Parcel 20,11-2-12.1, as depicted on the Route 12 Sewage Collection System District Boundary Map, to the southeasterly corner of Tax Map Parcel 20.11-2-12.13;

SCHEDULE "A" (con't.)

THENCE in a generally southwesterly direction along the southerly property line of Tax Map Parcel 20.11-2-12.13 to the southwesterly corner of said parcel;

THENCE in a generally northwesterly direction along the property line of Tax Map Parcel 20.11-2-12.13 to the northwesterly corner of said parcel;

THENCE in a generally northwesterly direction, crossing NYS Route 12, to the southwesterly corner of Tax Map Parcel 20.11-1-11;

THENCE in a generally northwesterly direction along the westerly property line of Tax Map Parcel 20.11-1-11 to the northwesterly corner of said parcel;

THENCE in a generally northeasterly direction along the northerly property line of Tax Map Parcel 20.11-1-11 to the northeasterly corner of said parcel;

THENCE in a generally southeasterly direction along the easterly property line of Tax Map Parcel 20.11-1-11 to the northwesterly corner of Tax Map Parcel 20,11-1-12.71;

THENCE in a generally northeasterly direction along the northerly property line of Tax Map Parcel 20.11-1-12.71 to the northwesterly corner of Tax Map Parcel 20.11-2-12.9;

THENCE in a generally northerly direction along the southerly property line of Tax Map Parcel 20.11-2-12.11 to the southwesterly corner of Tax Map Parcel 20.11-2-12.3;

THENCE in a generally easterly direction along the northerly property line of Tax Map Parcel 20.11-2-12.3 to the southeasterly corner of said parcel;

THENCE in a generally northerly direction along the easterly property lines of Tax Map Parcels 20.11-2-12.3, 20.11-2-12,2 and 20,11-2-12.7 to the northeasterly corner of Tax Map Parcel 20.11-2-12.7;

THENCE in a generally westerly direction along the northerly property line of Tax Map Parcel 20.11-2-12.7 to the southeasterly corner of Tax Map Parcel 20.11-1-13;

THENCE in a generally northerly direction along the easterly property line of Tax Map Parcels 20.11-1-13 and 20.11-1-60 to the northeasterly corner of Tax Map Parcel 20.11-1-60, said northeasterly corner being the southwesterly corner of Tax Map Parcel 20.11-1-61;

THENCE in a generally easterly direction along the southerly property line of Tax Map Parcel 20.11-1-61 to the southeasterly corner of said parcel;

SCHEDULE "A" (con't.)

THENCE in a generally northeasterly direction to the easterly corner of Tax Map Parcel 20.11-1-62, said easterly corner being the westerly property line of Tax Map Parcel 20.11-2-12.11;

THENCE in a generally northeasterly direction along the northern property line of Tax Map Parcel 20.11-2-12.51 to the easterly limits of said parcel, said easterly limits being a small body of water between said parcel and Tax Map Parcel 20.11-1-52;

THENCE in a generally southeasterly direction along the easterly property line of Tax Map Parcel 20.11-2-12.51 approximately 330 feet to a point along the easterly property line of Tax Map Parcel 20.11-2-12.51, said easterly point being the southerly limits of the body of water between Tax Map Parcels 20.11-2-12.51 and 20.11-1-52;

THENCE in a generally southerly direction along the easterly property line of Tax Map Parcel 20.11-2-12.51 approximately 260 feet to a point along the easterly property line of said parcel, said point being on the westerly property line of Tax Map Parcel 20.11-1-52;

THENCE in a generally northeasterly, northerly, easterly and southerly direction within Tax Map Parcel 20.11-1-52 to a point within said parcel, as depicted on the Route 12 Sewage Collection System District Boundary Map;

THENCE in a generally northeasterly direction to the northwesterly corner of Tax Map Parcel 20.07-2-38;

THENCE in a generally northeasterly direction approximately 3,700 feet along the northerly property line of Tax Map Parcels 20.07-2-38, 20.07-2-37, 20.07-2-36, 20.07-2-35.1 and 20.07-2-35.2 to the northeasterly corner of Tax Map Parcel 20.07-2-27.3;

THENCE in a generally northeasterly direction approximately 3,100 feet to the northwesterly corner of Tax Map Parcel 20.08-1-22;

THENCE in a generally easterly direction along the northerly property line of Tax Map Parcel 20.08-1-22 to the northeasterly corner of said parcel;

THENCE in a generally northerly direction to the northwesterly corner of Tax Map Parcel 20.08-1-18.3;

THENCE in a generally easterly direction along the northerly property line of Tax Map Parcel 20.08-1-18.3 to the north westerly corner of Tax Map Parcel 20.08-1-19.1

SCHEDULE "A" (con't.)

THENCE in a generally easterly direction along the northerly property line of Tax Map Parcels 20.08-1-19.1, 20.08-1-19.2, and 20.08-1-18.4 to the northeasterly corner of Tax Map Parcel 20.08-1-18.4;

THENCE in a generally easterly direction approximately 2,360 feet to a point on the westerly property line of Tax Map Parcel 20.00-1-28;

THENCE in a generally northerly, northeasterly and southeasterly direction along the westerly, northerly and easterly property lines of Tax Map Parcel 20.00-1-28 to the southeasterly corner of said parcel, said corner being the northeasterly corner of Tax Map Parcel 13.17-1-7.1;

THENCE in a generally northerly and northwesterly direction along the westerly property line of Tax Map Parcels 13.17-1-7.1, 13.17-1-7.22, 13.17-1-7.21, 13.17-1-6, and 13.17-1-5 to the northerly corner of Tax Map Parcel 13.17-1-5;

THENCE in a generally southeasterly direction along the northern property line of Tax Map Parcels 13.07-1-5 and 13.00-2-56 to the northeasterly corner of Tax Map Parcel 13.00-2-56;

THENCE in a generally northeasterly direction along the northwesterly property line of Tax Map Parcel 13.00-2-56 to the northerly corner of said parcel;

THENCE in a generally southeasterly direction along the northeasterly property line of Tax Map Parcel 13.00-2-56 to the northeasterly corner of said parcel;

THENCE in a generally southwesterly direction along the southerly property line of Tax Map Parcels 13.00-2-56, 13.00-2-57, 13.00-2-55.1 and 13.00-2-55.2, to the southwesterly corner of Tax Map Parcel 13.00-2-55.2, said southwesterly corner being the intersection of Tax Map Parcel 13.00-2-55.2 and the southerly border between the Town of Orleans and Town of Clayton;

THENCE in a generally southerly direction along the southerly border between the Town of Orleans and the Town of Clayton to the northerly border of Tax Map Parcel 13.17-1-11; terminating at the point of beginning.