

**Town of Westfield
Special Town Board Meeting
March 20, 2025**

RESOLUTION DATED MARCH 5, 2025.

A RESOLUTION CALLING A PUBLIC HEARING OF THE TOWN BOARD OF THE TOWN OF WESTFIELD, CHAUTAUQUA COUNTY, NEW YORK, PURSUANT TO SECTION 202-b OF THE TOWN LAW, TO CONSIDER AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NORTH TOWN WATER DISTRICT IN AND FOR SAID TOWN AT A MAXIMUM ESTIMATED COST OF \$4,951,400.

WHEREAS, the Town Board of the Town of Westfield, Chautauqua County, New York, has had under consideration a map and plan as well as an estimate of cost for a proposed increase and improvement of the facilities of the North Town Water District, consisting of the installation of new water main along East Route 5, including land or rights-in-land, original furnishings, equipment, machinery, apparatus and other costs incidental thereto; and

WHEREAS, in 2023, the Town solicited bids for the project, which exceeded the cost estimates outlined in the original map, plan, and report, and the Town has secured additional grant and loan funding to proceed with the project at a revised maximum estimated cost of \$4,951,400; and

WHEREAS, the boundaries of the proposed benefited area are as follows:

All that tract or parcel of land situate in the Town of Westfield, County of Chautauqua, State of New York, being described as follows:

Beginning at the intersection of the northerly extension of the westerly line of tax account number 192.00-2-16.1 and the centerline of New York State Route 5 (66 feet wide right-of-way); thence,

1. Northwesterly, along the westerly of tax account 192.00-2-10, a distance of 884 feet, more or less, to a northwesterly corner of tax account number 192.00-2-10; thence,

2. Northeasterly, along the northerly lines of tax account numbers 192.00-2-10, 176.00-1-1, 176.001-4, 176.00-1-6, 176.00-1-7, 176.00-1-8.2, 176.00-1-9, 176.00-1-10, 176.00-1-11, 176.00-1-13, 176.06-1-1, 176.06-1-2, 176.06-1-3, 176.06-1-4, 176.06-1-5, 176.06-1-6, 176.06-1-7, 176.06-1-8, 176.06-1-9, 176.06-1-10, 176.06-1-11, 176.06-1-14, 176.06-2-24, 176.06-2-17, and 176.00-1-19, 176.00-1-21, 176.00-2-1.1, 176.07-1-2.2.2, 176.07-1-4, 176.07-1-5, 176.00-2-2.1, 159.00-1-1, 159.00-1-3, 159.00-1-5, 159.00-1-6, 159.00-1-9, 159.00-1-10, and 159.00-1-11, a distance of 17,388 feet, more or less, to the northeasterly corner of tax account number 159.00-1-11; thence,

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3. *Southeasterly, along the easterly lines of tax account numbers 159.00-1-11 and 176.00-2-8, a distance of 4,245 feet more or less, to a southeasterly corner of tax account number 176.00-2-8; thence,*

4. *Southwesterly, along the southerly lines of tax account numbers 176.00-2-8, 176.00-2-9.2, 176.00-2-5, 176.00-2-35, 176.00-2-36, 176.00-2-37, 176.00-2-32, 176.00-2-41, 176.00-2-46, 176.00-2-46, 193.00-1-5, 193.00-1-43.2, 193.00-1-3, 193.00-1-1, 193.00-1-2, 192.00-2-18, 192.00-2-17 and 192.00-2-16.1, a distance of 14,755 feet, more or less, to the southwesterly corner of tax account number 192.00-2-16.1; thence,*

5. *Northwesterly, along a westerly line of tax account number 192.00-2-16.1, a distance of 528 feet, more or less, to a southwesterly corner of tax account number 192.00-2-16.1; thence,*

6. *Northeasterly, along a northerly line of tax account number 192.00-2-16.1, a distance of 426 feet, more or less, to the southwesterly extension of the easterly line of tax account number 192.00-2-16.1; thence,*

7. *Northwesterly, along the westerly line of tax account number 192.00-2-16.1, a distance of 385 feet, more or less, to the point of beginning.*

Water Benefit District No. 2, as described above, contains approximately 1,139 acres of land.

All as shown on a map prepared by CPL, entitled "NYS RTE 5 Water Main Benefit District No. 2 – Proposed Water District Boundary Map", dated April 27, 2020.

WHEREAS, the proposed benefited area would be known as the EAST ROUTE 5 WATER BENEFIT DISTRICT NO. 2; and

WHEREAS, the improvements are as follows: approximately 23,100 linear feet of 12-inch and 6-inch diameter water main; water services and meters; and fire hydrants; and

WHEREAS, the maximum estimated cost of such increase and improvement of facilities is \$4,951,400; and

WHEREAS, the proposed method of apportioning the costs of such improvement is on a benefit basis to the benefited properties within the newly-defined East Route 5 Water Benefit District No. 2, and

WHEREAS, the proposed method to be employed for financing such improvement is the utilization of a series of grant funds in the aggregate amount of \$3,674,600 and the issuance of serial bonds for the remaining balance, and

WHEREAS, the cost of the improvements to the typical one- or two- family, full-time resident home in the benefited area will be \$1,058 per year, which figure includes \$429 per year for water costs and

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\$25 per year for North Town Water District costs; and

WHEREAS, said map, plan and estimate of cost are on file in the office of the Town Clerk for public inspection; and

WHEREAS, it is now desired to call another public hearing on said proposed increase and improvement pursuant to Section 202-b of the Town Law; and

WHEREAS, the Town Board has concluded that it is best to re-adopt the Order Calling Public Hearing considered at the March 5, 2025 Town Board meeting due to an increase in the amount of grant funds received by the Town; and

NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Westfield, Chautauqua County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Westfield, Chautauqua County, New York, shall be held at Eason Hall, 23 Elm Street, Westfield, New York, in said Town, on the 2nd day of April, 2025 at 7:30 o'clock P.M., prevailing time, for the purpose of conducting a public hearing on the proposed increase and improvement of the facilities of the North Town Water District in said Town, referred to in the preambles hereof, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Section 2. SEQRA DETERMINATION: It has been determined that the aforesaid purpose constitutes an Unlisted Action under the SEQRA regulations of the State of New York which will not have a significant impact upon the environment.

Section 3. The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be published in the *Dunkirk Observer* and *Westfield Republican*, the official newspapers of said Town, and posted in the manner prescribed by law, which notice shall be in substantially the following form, to-wit:

NOTICE OF PUBLIC HEARING

Accepted 04/02/2025

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PLEASE TAKE NOTICE that the Town Board of the Town of Westfield, Chautauqua County, New York, will meet at Eason Hall, 23 Elm Street, Westfield, New York, in said Town, on the 2nd day of April, 2025, at 7:30 o'clock P.M., prevailing time, for the purpose of conducting a public hearing relating to the increase and improvement of the North Town Water District in said Town, consisting of the installation of approximately 23,100 linear feet of water main along East Route 5 in an area to be designated as the East Route 5 Water Benefit District No. 2, including land or rights-in-land, original furnishings, equipment, machinery, apparatus and other costs incidental thereto, at a maximum estimated cost of \$4,951,400, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

SEQRA DETERMINATION: The aforesaid purpose constitutes an Unlisted Action under the SEQRA regulations of the State of New York which will not have a significant impact upon the environment.

Section 4. This resolution shall take effect immediately.

This was seconded by Councilmember David Spann. Roll Call Vote was as follows: Supervisor, Martha Bills, aye; Councilmember David Brown, aye; Councilmember David Spann, aye, Councilmember William Northrop, aye, Councilmember, James Herbert, absent.

Councilmember William Northrop offered the following resolution and moved for its adoption;

**Resolution No.29 of 2025
Town of Westfield
Revised Map, Plan and Report for East Route 5 Water Benefit District Phase 2**

RESOLVED, The Town Board of the Town of Westfield hereby accepts the revised Map, Plan and Report for the East Route 5 Water Benefit District Phase 2.

This was seconded by Councilmember David Spann. The voting was as follows: Supervisor, Martha Bills, aye; Councilmember David Brown, aye; Councilmember David Spann, aye, Councilmember William Northrop, aye.

There being no further business at 8:28am Councilmember David Brown moved and Councilmember William Northrop seconded a motion to adjourn. Unanimously carried.

Respectfully submitted
// original signed //
Andrea L Babcock, Town Clerk

Accepted 04/02/2025