

At a regular meeting of the Town Board of the Town of Benton, in the County of Yates, New York held in the Town of Benton on June 12th, 2024.

PRESENT: Town of Benton  
John E. Prendergast, Supervisor  
Glenn Quackenbush, Councilperson  
Alan Tomion, Councilperson  
Richard Harper, Councilperson  
Tom Davie, Councilperson

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In the Matter

ORDER CALLING PUBLIC  
HEARING

of the

Creation of the  
Town of Benton Water District No. 7  
in the Town of Benton,  
County of Yates, New York.

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**WHEREAS**, written Petitions have been submitted in due form by Petitioners containing the required signatures and have been presented and filed with the Town Clerk of the Town of Benton, Yates County, New York, for the Town of Benton Water District No. 7 (“District”) to serve the several lots and parcels of land within the proposed District; and

**WHEREAS**, Clark Patterson Lee has prepared a map, plan and report last dated July, 2023, which the Town Board of the Town of Benton, New York has determined was prepared in such manner and detail as the Town Board has required relating to the creation of the District; and

**WHEREAS**, such map, plan and report has been duly filed in the office of the Town Clerk of the Town of Benton, New York, and is available for public inspection thereat; and

**WHEREAS**, the boundaries of the proposed water district are set forth in Exhibit 1, attached hereto and made a part hereof; and

**WHEREAS**, the improvements proposed consist of the installation of approximately 1,640 linear feet of 8-inch water main with associated appurtenances to serve said District, in accordance with the aforementioned map, plan and report now on file in the office of the Town Clerk of said Town; and

**WHEREAS**, the maximum amount proposed to be expended for the improvements necessary for distribution to the customers in the District referenced herein, is \$750,000.00, with \$337,000.00

of this amount being paid for from a Rural Development Grant, leaving \$413,000.00 to be financed and repaid by the owners of property within the District; and

**WHEREAS**, the estimated costs of the District to the typical property or one-family or two-family home is \$1,443.00 for debt service and \$398.00 for water use for a total cost of \$1,841.00. The cost of constructing the improvements shall be assessed, levied and collected from the several lots and parcels of land within the district pursuant to a benefit basis calculation. There will be no hook-up fee charged for connections in the first year. Other one-time estimated costs include:

Water Meter and Radio Transmitter	\$250.00
Water Pressure Regulator (Recommended Equipment)	\$100.00
Service Line Installation, ROW to House (\$10-\$20/LF Average)	\$500.00
Well Separation/ Plumbing Modifications	\$200.00; and

**WHEREAS**, each owner will be required to pay for installation of the water service from the right-of-way to the structure using the water. This will need to be purchased by the affected property owner from a private contractor. The homeowner is responsible for all inside plumbing; and

**WHEREAS**, the proposed method of payment of the \$413,000.00, pursuant to the map, plan and report, shall be through loan financing through the USDA Rural Development at a 3.750% interest rate for a 38-year term by the Town of Benton, which will be paid on an amortized basis through charges to the property owners in the said water district using the benefit basis formula.

**NOW, THEREFORE**, be it **ORDERED**, that a public hearing of the Town Board of the Town of Benton will be held at the Benton Town Hall, 1000 Route 14A, Penn Yan, New York, on July 10th, 2024, at 7:00 p.m. on said day, to consider creation of said District and to hear all persons interested in the subject thereof, concerning the same, and for such other and further action on the part of said Town Board, with relation to the premises; and

**BE IT FURTHER ORDERED**, that this Order Calling for a Public Hearing shall be published and posted as required by law.

Dated: June 13<sup>th</sup>, 2024

Signature of Town Board Members Present

John E. Prendergast  
John E. Prendergast, Supervisor

Glenn Quackenbush  
Glenn Quackenbush, Councilperson

Alan Tomion  
Alan Tomion, Councilperson

Richard Harper  
Richard Harper, Councilperson

Tom Davie  
Tom Davie, Councilperson