

July 27, 2022

The Town Board of the Town of Lyons met for a meeting on July 27, 2022 at 6:30 p.m. at the Town Hall.

Present: Jim Brady, Supervisor
John Paliotti, Councilman
Dan LaGasse, Councilman
Joanne Greco-Eddy, Councilwoman
Dan DeWolf, Councilman
Amy Shaffer, Town Clerk
Tim Moore, Highway Supt.

Absent:

Also Present: Richard Bogan, Jim Wedman, Dave Doyle, Judy Bailey, Graig Roberts, Becke Tomkiewicz, Bob Hegemen, Christine Shove, Joan Wallis, Kristin Jacobs, Dan Compitello, Pat Jones, Sandy Wirth, Rich Wirth, Patty Alena, Anne Salerno, Stuart Smart, Anne Wick, Robert Case, Scott Bailey, Jack McCranels

This meeting was duly noticed by contacting the Times of Wayne newspaper, as well as posting a notice on the Town bulletin board and on the Town's web site.

All stood for the Pledge of Allegiance.

Stuart Smart and Anne Salerno were present to discuss their concerns with a Notice of Violation/Order to Remedy that they received on June 21, 2022. It was determined that Supervisor Brady will go with Code Enforcement Officer Bogan to the property to determine what more needs to be done to be in compliance.

Councilman Paliotti moved to enter into public hearing in relation to the application for a special permit for Family Promise (3 Holley Street). Councilman LaGasse seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Code Enforcement Officer Bogan reviewed changes of the special permit from the existing permit. Neighbors to the Holley Street property had some questions and Mr. Roberts from Family Promise answered each question.

After discussion, Councilwoman Greco-Eddy moved to close the public hearing. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman LaGasse moved to approve the Special Permit with conditions as requested. Councilman DeWolf seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Ms. Shove had a question in relation to Peppermint Days. The question was referred to Councilman DeWolf as he is currently the Chair for the committee of Peppermint Days. Councilman DeWolf announced that a couple of the longtime committee members will be stepping down from the committee after next year's festival. However, he stated that there will still be a committee and there will be need for more volunteers.

Councilman Paliotti moved to accept the meeting minutes of the June 29, 2022 and the July 20, 2022 meeting. Councilman LaGasse seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman DeWolf moved to approve payment of General Fund vouchers #310 through #360 totaling \$105,272.26 and Highway Fund Vouchers #109 thru #126 totaling \$27,026.30. Councilwoman Greco-Eddy seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf
Supervisor Brady voting aye

Councilman LaGasse moved to approve sidewalk reimbursement for 20 Sisson Street in the amount of \$272 (136 square feet). Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf
Supervisor Brady voting aye

Councilman LaGasse moved to appoint Code Enforcement Officer Bogan as the designated person for the Town Board in relation to special permits. Councilwoman Greco-Eddy seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf
Supervisor Brady voting aye

Councilwoman Greco-Eddy moved the following resolution:

WHEREAS, the Town of Lyons submitted and was awarded an Engineering Planning Grant (EPG) under the Consolidated Funding Application (CFA) process on behalf of the Town, for an Inflow & Infiltration Study; and

WHEREAS, the New York State Environmental Facilities Corporation offers competitive statewide reimbursement grant programs for local governments, administered through the New York Clean Water State Revolving Fund; and

WHEREAS, that the Town of Lyons Town Board, accepts the EPG program grant award on behalf of the Town for an Inflow & Infiltration Study; and

NOW THEREFORE BE IT:

RESOLVED, that the Town Supervisor is authorized to execute a Grant Agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the project and to fulfill the Town of Lyons's obligations under the Grant Agreement; and

BE IT FURTHER RESOLVED, that the Town of Lyons authorizes and appropriates a

minimum 20% local match as required by the Engineering Planning Grant Program for the Inflow & Infiltration Study. Under the EPG program, this local match must be at least 20% of the EPG grant award of up to \$30,000. The source of the local match, and any amount in excess of the required match, shall be provided through the Town Sewer fund. The maximum local match shall not exceed \$6,000 based upon a total estimated maximum project cost of \$36,000. The Supervisor may increase this local match through the use of in-kind services without further approval from the Town of Lyons Town Board.

Seconded by Councilman DeWolf. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman LaGasse then moved the following resolution:

WHEREAS, the Town of Lyons submitted and was awarded an Engineering Planning Grant (EPG) under the Consolidated Funding Application (CFA) process on behalf of the Town, for an Inflow & Infiltration study; and

WHEREAS, the New York State Environmental Facilities Corporation offers competitive statewide reimbursement grant programs for local governments, administered through the New York Clean Water State Revolving Fund; and

WHEREAS, Title 6 of the New York Code of Rules and Regulations (6 NYCRR) Section 617.5 under the State Environmental Quality Review Act (SEQRA) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

NOW THEREFORE BE IT:

RESOLVED, that the Town of Lyons hereby determines that the proposed Inflow & Infiltration Study is a Type II action in accordance with 6 NYCRR Section 617.5(c) (24) and (27) which constitute “information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted Action; conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action” and is therefore not subject to further review under 6 NYCRR Part 617.

Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman DeWolf moved to allow Supervisor Brady to sign agreement between the MRB Group and the Town for professional services as it relates to Inflow and Infiltration Study Project 2021 CFA, EPG No. 107988.

Councilwoman Greco-Eddy seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman Paliotti then presented three quotes for the Rural cemetery building roof replacement. Councilman DeWolf moved to award the job to Best Construction in the amount not to exceed \$4550.00. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman LaGasse moved the following resolution:

WHEREAS, When the Village of Lyons officially dissolved in 2016, The Town of Lyons (“Town”) assumed responsibility for the substantial infrastructure within the former Village (“Former Village”), including a sanitary sewer collection system and Waste Water Treatment Plant (“WWTP”). The WWTP discharges treated effluent to the Clyde River and Barge Canal Channel Sections, Class C water bodies. The service area for the WWTP also includes the NYS Route 31 corridor between the western boundary of the Former Village and the Lyons/Arcadia Town line (the “Route 31 Service Area”), and limited additional Town properties on the outskirts of the Former Village. Limited properties in the Town of Arcadia also contribute wastewater flows to the system, including the Wayne County Highway campus on Route 31, just west of the Lyons/Arcadia Town Line, and

WHEREAS, beginning in 2015, as part of the Village of Lyons dissolution process, the Wayne County Water and Sewer Authority (“WCWSA”) assumed responsibility for Operation and Maintenance (“O&M”) of the Town’s sewer system, through a Lease Operations Agreement with the Town. The sewer system currently serves approximately 1,500 customer accounts, and WHEREAS, from the time of the Village of Lyons dissolution, there has been ambiguity with respect to the validity of a Town sewer district (the “District”) being established as a matter of law upon dissolution, absent a formal District creation process. Because the Town is in the planning stages for at least two important capital improvement projects for both the collection system and WWTP, the Town determined that formal creation of a District, encompassing the current sewer service area is prudent, in order that property owners can be fairly assessed an equitable share of current capital charges and potential debt service that may be associated with future capital improvements, and

WHEREAS, in furtherance thereof, pursuant to Article 12-A of the New York Town Law, the Town Board, by resolution dated June 29, 2022, authorized the Town Engineers to prepare a map, plan and report for the proposed district which has been accepted by the Town Board and duly filed and available for inspection in the office of the Town Clerk of the Town of Lyons, a copy of which is annexed as Exhibit 1, and WHEREAS, the action being undertaken by the Town, as described in this report is

limited to the administrative process to establish a District to encompass the current sewer service area(i.e. current customers and those properties with reasonable access to the existing sewer system), and

WHEREAS, the action does not contemplate any construction or capital improvements; the future capital improvements described below will be authorized by the Town under separate legislative proceedings, depending upon the scope and timing of those projects, and

WHEREAS, the geographic area encompassed by the District includes parcels with access to public sewers within the Former Village, the Route 31 Service Area, and limited properties on the outskirts of the Former Village. The general location is shown in Appendix A to Exhibit 1 and includes a Map, and Plan of the proposed District, including the proposed District Boundary. A description of the District boundary is included in Appendix B to Exhibit 1, and

WHEREAS, A schematic map of the existing sewer system within the Former Village is included in Figure II.2 to Exhibit 1. The system within the Former Village generally includes gravity sewers ranging in size from 6-inches to 18-inches, along with eleven (11) pumping stations and associated force mains. Within the system are also a number of private, grinder

pumping stations utilized by individual property owners to convey their wastewater to the Town collection system. The Route 31 Service Area is served by a pumping station and force main that were reportedly originally constructed by Wayne County to convey wastewater from the County complex, to the Former Village collection system and WWTP. Subsequently over time, Town property owners along the Route 31 corridor, including the Dry Dock Road area, were connected to the force main, either directly or via additional collection systems to serve clusters of homes. In order to facilitate a number of these connections, the Town Board created the Route 31 Sewer District in 1999. The approximate boundaries of the Route 31 Sewer District are shown on the Map and Plan in Appendix A to Exhibit 1. The Route 31 Service Area also includes a number of grinder pump stations to convey wastewater from individual properties or clusters of homes, to the force main. The WWTP is located in the central-eastern portion of the District on Clyde Road, as shown on Figure II.2 and the Map and Plan in Appendix A, all in Exhibit 1, and WHEREAS, The WWTP, collection system, and pumping stations are antiquated and in need of attention.

1. WWTP

The WWTP was evaluated in 2020 and resulted in the report entitled “Preliminary Engineering Report for the Town of Lyons Wastewater Treatment Plant Effluent Disinfection Improvements, November 2020” (the “Disinfection Report”). In addition to effluent disinfection, which has now been required at the WWTP by the New York State Department of Environmental Conservation (“NYSDEC”) the report considered potential improvements to accommodate new regulatory requirements that, based on experience, are likely on the horizon. In this context, infrastructure for nutrient removal at the WWTP will likely be needed in the long-term, including additional aeration, clarifiers and digestion facilities, along with a new grinder, screens, and grit system at the influent building and a new belt press and pumps in the sludge handling building.

2. COLLECTION SYSTEM

The average flow rate at the WWTP is approximately 0.5 Million Gallons per Day (“MGD”), but the peak flow is periodically as high as 2.9 MGD, resulting in a peaking factor of 5.8; approximately 65% higher than a typical peaking factor of 3.5. The high peak flows are indicative of excessive Infiltration/Inflow (“I&I”) in the collection system where storm water and groundwater enter the collection system through poorly installed, deteriorating and/or damaged piping and manholes, sump pump and roof leader connections, and various other sources. The Town recently completed an initial flow monitoring study to begin identifying areas of excessive I&I, and received an Engineering Planning Grant (“EPG”) in December, 2021 from the New York State Environmental Facilities Corporation (“NYSEFC”) to help fund a follow up study (the “EPG Study”) to further refine and prioritize areas of the collection system where capital improvements are needed to address I&I. The Town’s sewer system includes eleven (11) pumping stations, which are integral to the functionality of the system. The pumping stations were evaluated in 2021 and found to be in generally poor overall condition due to the advanced state of wear and deterioration that has occurred over a service life ranging from 26 to 54 years. An Engineering Report entitled “Preliminary Engineering Report for the Town of Lyons Wastewater Pumping Stations Rehabilitation, June 2021” (the “Pumping Station Report”), documents the condition of each pumping station and the recommended improvements, and WHEREAS, the WCWSA is responsible for O&M of the system in accordance with a Lease Operations Agreement (the “Lease Agreement”), signed in June, 2015. Under the Lease Agreement the WCWSA is responsible for operation of the WWTP and collection system and routine maintenance and repairs of the system. The costs of O&M are incorporated in the WCWSA’s retail sewer use rates. The Lease Operations Agreement does not include capital improvement projects beyond routine maintenance, such as the future improvements to the WWTP or pumping stations, described below, and WHEREAS, the District Map and Plan is included in Appendix A to Exhibit 1 and includes the boundary of the proposed District, the schematic locations of the existing sewers and pumping stations, and the parcels included in the District. The existing Route 31 Sewer District is depicted as well, the boundaries of which are shown based on the limited information available. Given that the Route 31 Sewer District is located entirely within the proposed District,

the Town's intention is to consolidate the Route 31 Sewer District into the proposed District, with the result that the entire sewer service area will be encompassed within a single District. The District is intended to include all properties which are currently connected to the sewer system or have reasonable access to connect, including vacant or currently unimproved parcels, and WHEREAS, the Town plans future improvements to the system which include:

A. WWTP DISINFECTION PROJECT

The Town's State Pollutant Discharge Elimination System ("SPDES") permit was modified by

the NYSDEC in 2018 to require seasonal effluent disinfection, along with a compliance schedule that requires the Town to complete construction and commence operation of an effluent disinfection treatment system by May 1, 2023. Based on the Disinfection Report, an ultraviolet (UV) disinfection system was the chosen alternative.

The use of UV disinfection was endorsed by the NYSDEC in its approval of the Disinfection Report on February 3, 2021. Engineering design plans and specifications for the disinfection system were submitted to NYSDEC for review on May 31, 2022. The current estimated capital cost for the disinfection system is approximately \$2.5 million, although the Town may consider augmenting the project to include some of the other infrastructure improvements at the WWTP, described above.

B. WASTEWATER PUMPING STATIONS REHABILITATION PROJECT

The Pumping Station Report recommends upgrading all 11 pumping stations with new pumps, electrical components and controls, as applicable to bring the pumping stations up to current standards. The current estimated capital cost for upgrading the pumping stations is approximately \$4.4 million.

C. INFILTRATION/INFLOW (I & I)

The EPG Study referenced above will culminate in an Engineering Report that will recommend an initial capital improvement project to reduce I&I in the highest priority area(s). Examples of capital improvements that may be considered include replacement of marginalized sanitary sewer segments, relining of sewers, and repairing or replacing damaged manholes.

D. FUNDING FOR FUTURE CAPITAL IMPROVEMENTS

The Town currently qualifies for hardship status under the NYSEFC Clean Water State Revolving Fund ("CWSRF") for the WWTP Disinfection Project and the Pumping Station Rehabilitation Project, which provides for zero percent financing over a 30-year term. The Town was also awarded a \$1.0 million Water Quality Improvement Program ("WQIP") grant for the WWTP Disinfection Project in December, 2021 to help offset the cost of these improvements. The Town intends to apply for additional grant funding for both the WWTP Disinfection and Pumping Station Rehabilitation projects through the Water Infrastructure Improvement Act ("WIIA") program, as well. The Town will continue to pursue available avenues for funding in an effort to mitigate the cost impacts of future capital improvement projects, on property owners within the District.

V. EQUIVALENT DWELLING UNITS ("EDU'S")

A. CURRENT EDU POLICY

The Town Board currently utilizes the policy in Appendix C to Exhibit 1, which sets the general formula for assessing capital charges to property owners with the sewer service area. An EDU is

generally defined as an occupied structure with water use roughly equivalent to that of a single-family home. However, because of the variable and diverse nature of the improvements located on various properties within the service area, water use may not be the only factor considered in the allocation of EDU's for determining capital charges or debt service. The policy is intended to represent a fair and equitable system for recognizing the benefit of public sewers to properties in the service area. The current user costs and capital charges associated with the sewer system are described in the section dealing labeled "COSTS AND CAPITAL CHARGES", below.

B. PROPOSED EDU POLICY

Upon formation of the District, the Town Board will continue to utilize the EDU Policy in Appendix C to Exhibit 1, with the following modifications:

1. Properties Not Currently Connected

Currently, improved properties with reasonable access to the sewer system, but which are not connected, are not assessed capital charges. Upon creation of the District, improved properties, regardless of connection status will be allocated the appropriate number of EDU's, per the policy

in Appendix C, and assessed capital charges, accordingly.

2. Vacant or Unimproved Properties

Currently, vacant or unimproved properties with reasonable access to the sewer system, are not assessed capital charges. Upon creation of the District, vacant or unimproved properties will be allocated a fraction of an EDU, in order to recognize the property's benefit of having access to the public sewer system. The Town's intention is for the EDU allocation to result in the assessment of a nominal capital charge for vacant or unimproved properties, in the range of \$10.00 per year.

COSTS AND CAPITAL CHARGES

A. EXISTING DEBT SERVICE, SEWER USE, AND CAPITAL CHARGES

The Town currently has no capital debt associated with the sewer system. Under its Lease Agreement with the WCWSA, sewer customers are charged for sewer use and O&M in accordance with the following rate structure, based on the EDU policy in Appendix C and metered water consumption:

Table 1: Sewer Charges

Quarterly Metered Water Consumption
(Gallons)

Cost per 1,000 Gallons
(Beyond Minimum)

0 to 5,000 \$32.00 (Minimum)

5,000 to 100,000 \$6.00

101,000 or More \$5.00

For a typical homeowner using approximately 44,000 gallons of water per year, this rate structure results in an annual sewer use cost of approximately \$272.

Additionally, sewer customers are currently assessed a quarterly capital charge of \$30 per EDU for funding of a capital reserve for sewer system improvements and related capital costs. When considering both the sewer use and capital charge, the current total annual sewer cost for a typical homeowner is approximately \$392.

B. FUTURE DEBT SERVICE, SEWER USE, AND CAPITAL CHARGES

Upon creation of the District, sewer customers will initially be charged for sewer use, O&M, and capital charges in accordance with the rate structure shown above, as modified from time to time to accommodate rate increases necessitated by rising costs of materials and labor, capital projects, or other factors related to the economy.

As referenced above, improved properties not presently connected to the sewer system will be assessed the quarterly capital charge upon creation of the District, based on the Town's EDU policy. Vacant or unimproved properties will be allocated a fraction of an EDU, in order to recognize the property's benefit of having access to the public sewer system; and be assessed a nominal capital charge, accordingly.

In addition to the sewer use, O&M and applicable capital charges, properties without a connection to the sewer system where a new connection is desired, will be responsible for the "one time" costs associated with the connection. Due to the variety of sewer main configurations in the existing system, the WCWSA does not have a standard connection fee, but charges for sewer connections on a case-by-case basis. The connection fee, which includes a connection to the sewer that terminates at the right-of-way, is typically in the range of \$2,000 to \$3,000. In addition to the connection fee, the property owner will be responsible for the cost of the private sewer lateral from the right-of-way to the home or building, including connection to the building lateral. Private lateral costs are also generally in the range of \$2,000 to \$3,000, depending upon site conditions.

Capital debt service for future capital improvement projects, including the WWTP Disinfection Project, Pumping Station Rehabilitation Project, any other future capital projects, will be assessed to property owners at the time of project financing, and based upon the borrowing for each project when factoring in applicable grant and loan funding parameters. Annual debt service will be apportioned to property owners for each project, generally on property tax bills, based on the EDU policy in Appendix C to Exhibit 1.

The creation of the Sewer District is not intended to facilitate the direct authorizations for undertaking and financing these future projects. After District creation, separate legislative proceedings for these projects will be conducted by the Town to facilitate the authorization of these projects, including a project-specific engineering report that describes the project, its estimated cost, and the resulting annual cost impact to property owners, and

WHEREAS, the Town will make advance payments for the formative costs of District Creation, including engineering, legal, and related administrative costs, with capital reserves in its sewer fund. It is not intended that sewer customers or property owners within the proposed District will not be assessed any additional charges related to District Creation, and WHEREAS, in addition to the Map contained in Exhibit 1, the proposed sewer district is described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lyons, County of Wayne, and State of New York, being more particularly bounded and described as follows:

BEGINNING at the intersection of the existing northerly boundary of Tax Map Parcel 70111-00-505483 with the existing municipal boundary between the Town of Arcadia with the Town of Lyons; thence

1. Northerly, along the last mentioned existing municipal boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70111-00-227708; thence
2. Easterly and Southeasterly, along the last mentioned existing northerly boundary crossing Old Lyons Road and continuing along the existing northerly boundary of Tax Map parcel 70111-00-227708 and being the existing common division line between Tax Map Parcel 70111-00-227708 with Tax Map Parcels 70111-00-256746, 70111-00-280719, 70111-00-294706, 70111-00-312702 crossing to the south side of Old Lyons Road and continuing along the existing northerly boundary of Tax Map parcel 70111-00-227708 to a point at its intersection with easterly line Tax Map Parcel 70111-00-227708; thence
3. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70111-00-227708; thence
4. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 70111-00-227708; thence
5. Southerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map parcel 70111-00-227708; thence
6. Easterly, along the last mentioned existing northerly boundary of Tax Map Parcel 7011-00-227708 to a point at its intersection with the existing westerly boundary of Tax Map Parcel 70111-00-227708; thence
7. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing southerly highway boundary of Old Lyons Road; thence
8. Easterly, along the last mentioned existing southerly highway boundary to a point at its intersection with the southerly extension of the existing westerly boundary of Tax Map Parcel 70111-07-645836; thence
9. Northerly, along the last mentioned southerly extension, crossing Old Lyons Road and along the existing westerly boundary of Tax Map Parcel 70111-07-645836 to a point at its intersection with the existing northerly boundary of Tax map Parcel 70111-07- 645836; thence
10. Southeasterly, Northeasterly, Northwesterly and Southeasterly, along the last mentioned existing northerly boundary and also along the southerly bounds of Ganargua Creek as it winds and turns to a point at its intersection with the southwesterly prolongation of the existing northerly boundary of Tax Map Parcel 70112-19-709019; thence
11. Northeasterly, along the last mentioned southwesterly prolongation crossing Ganargua Creek and along the existing northwesterly boundary of Tax Map Parcel 7012-19-709019 and its northerly extension to a point at its intersection with the existing easterly highway boundary of Layton Street Road; thence
12. Southeasterly, along the last mentioned existing easterly highway boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70111-08- 805934; thence
13. Easterly, along the last mentioned existing northerly boundary and also along the existing northerly boundary of Tax Map Parcel 70111-08-888943, 70111-08-915961 and 70111-08-932979 to a point at its intersection with the existing westerly boundary of Tax Map Parcel 70111-08-935990; thence
14. Northerly, along the last mentioned existing westerly boundary and also along the existing westerly boundary of Tax Map Parcel 70111-08-935998, 70112-20-934007 and

70112-20-933020 to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70112-20-933020, said point also being the existing southerly highway boundary of Van Marter Lane; thence

15. Westerly, along the last mentioned existing highway boundary and also along the existing southerly boundary of Tax Map Parcel 70112-20-929092 to a point at its intersection with the existing westerly boundary of Tax Map Parcel 70112-20-292092; thence

16. Northerly, along the last mentioned existing westerly boundary to an angle point in said boundary; thence

17. Northeasterly continuing along the last mentioned existing westerly boundary to an angle point; thence

18. Northerly, continuing along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70112-20-292092; thence

19. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 70112-20-985153; thence

20. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70112-20-985153; thence

21. Easterly, along the last mentioned existing northerly boundary and its easterly extension to a point at its intersection with the existing easterly highway boundary of Maple Street Road (CR 242); thence

22. Northerly along the last mentioned existing easterly highway boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71112-17-035167; thence

23. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing easterly bounds of Tax Map Parcel 71112-17-035167; thence

24. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71112-17-032156; thence

25. Easterly, along the last mentioned existing northerly boundary and also along the existing northerly boundary of Tax Map Parcels 7112-17-040149 and 71112-17-089123 to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71112-17-121174; thence

26. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71112-17-121174; thence

27. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing westerly highway boundary of New York State Route 14; thence

28. Northerly, along the last mentioned existing westerly highway boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71112-00-125256; thence

29. Westerly, along the last mentioned existing southerly boundary to a point at its intersection with the existing westerly Tax Map Parcel 71112-00-125256; thence

30. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map parcel 71112-00-125256; thence

31. Easterly, along the last mentioned existing northerly boundary to an angle point in said northerly boundary; thence

32. Southeasterly, continuing along the existing northerly boundary of Tax Map Parcel 71112-00-125256 to a point at its intersection with the existing westerly highway boundary of New York State Route 14; thence

33. Easterly, perpendicular to the last described westerly highway boundary of New York State Route 14 to a point at its intersection with the existing easterly highway boundary of New York State Route 14; thence

34. Southerly, along the last mentioned existing easterly highway boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71112-18-250147; thence

35. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71112-18-250147; thence

36. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71112-18-250147; thence

37. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71112-18-250147; thence

38. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71112-18-307039; thence

39. Southeasterly, along the last mentioned existing northerly boundary and its southeasterly extension to a point at its intersection with the existing easterly highway boundary of North

Canal Street; thence

40. Northeasterly, along the last mentioned existing easterly highway boundary to a point at its intersection with the easterly boundary of Tax Map Parcel 71111-06-472961; thence
41. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71111-06-472961; thence
42. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71111-06-472961; thence
43. Southerly, along the last mentioned existing easterly boundary and also along the existing easterly boundary of Tax Map Parcel 71111-06-479884 to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-06-479884; thence
44. Northwesterly, along the last mentioned existing southerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71111-11-526702; thence
45. Southerly along the last mentioned existing easterly boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-11-526702; thence
46. Westerly, along the last mentioned existing southerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71111-11-526702; thence
47. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly highway boundary of New York State Route 31; thence
48. Southwesterly, perpendicular to the last mentioned existing highway boundary crossing New York State Route 31 to a point at its intersection with the existing southerly highway boundary of New York State Route 31; thence
49. Westerly, along the last mentioned existing southerly highway boundary to an angle point is said boundary; thence
50. Southwesterly, along the last mentioned existing southerly highway boundary and also along the existing northerly boundary of Tax Map Parcel 71111-11-578562 and their southwesterly extension crossing Old Route 31 and Hill Road to a point at its intersection with the existing northerly boundary of Tax Map Parcel 7111-11-540507; thence
51. Southeasterly, along the last mentioned existing northerly boundary and also along the existing northerly boundary of Tax Map Parcel 71111-15-576433 to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71111-15-576433; thence
52. Southerly, along the last mentioned existing easterly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71111-15-576433; thence
53. Easterly, along the existing northerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71111-15-576433; thence
54. Southerly, along the last mentioned existing easterly boundary and also along the existing easterly boundary of Tax Map Parcels 71111-14-441379 and 71111-15-606339 to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71111-00- 659305; thence
55. Northeasterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing northeasterly boundary of Tax Map Parcel 71111-00- 659305; thence
56. Southeasterly, along the last mentioned existing northeasterly boundary to a point at its intersection with the existing northwesterly boundary of Tax Map Parcel 71111-00- 659305; thence
57. Northeasterly, along the last mentioned existing northwesterly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71111-00-770330; thence
58. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71111-00-770330; thence
59. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71111-00-770330; thence
60. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71111-00-770330; thence
61. Northeasterly, along the last mentioned existing northerly boundary, along a curve to a point at its intersection with the existing common municipal boundary between the Town of Lyons with the Town of Galen; thence
62. Southerly, along the last mentioned existing common municipal boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-00-770330; thence
63. Northwesterly, along the last mentioned existing southerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 71111-00-770330; thence

64. Southerly, along the last mentioned existing easterly boundary crossing Lyons Marengo Road to a point at its intersection with the existing southerly boundary of Lyons Marengo Road; thence
65. Southeasterly, along the last mentioned existing southerly highway boundary along a curve to the southeast to a point at its intersection with the existing common municipal boundary between the Town of Lyons with the Town of Galen; thence
66. Southerly, along the last mentioned existing municipal boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-00-742113; thence
67. Westerly, along the last mentioned existing southerly boundary to a point at its intersection with the westerly boundary of Tax Map Parcel 71111-00-742113; thence
68. Northeasterly, along the last mentioned existing westerly boundary and also along the existing westerly boundary of Tax Map Parcels 71111-00-635180, 71111-00-605180 and 71111-19-604230 to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-15-575260; thence
69. Southwesterly, along the last mentioned existing southerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71111-15-575260; thence
70. Northeasterly, along the last mentioned existing westerly boundary and also along the existing westerly boundary of Tax Map Parcel 71111-15-542313, to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-15-542313; thence
71. Southwesterly, along the last mentioned existing southerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71111-15-542313; thence
72. Northwesterly, along the last mentioned existing westerly boundary and also along the existing westerly boundary of Tax Map Parcel 71111-14-498352 to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-14-441379; thence
73. Westerly and Southwesterly, along the last mentioned existing southerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 7111-14- 364295; thence
74. Southeasterly, along the existing easterly boundary of Tax Map Parcel 71111-14-364295 to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71110-00-652996; thence
75. Southeasterly, along the existing easterly boundary of Tax Map Parcel 7110-00-652996 to a point at its intersection with the easterly extension of the southerly boundary of Tax Map Parcel 71111-18-429150; thence
76. Southwesterly, through Tax Map Parcel 7110-00-652996 and along the existing southerly boundary of Tax Map Parcels 71111-18-429150, 71111-18-472053 and 71111-18- 448009 to a point at its intersection with the existing easterly highway boundary of Sohn Alloway Road; thence
77. Northwesterly and Westerly, along the existing easterly and northerly highway boundary to a point at its intersection with the northerly extension of the existing easterly boundary of Tax Map Parcel 71110-00-301923; thence
78. Southwesterly, crossing Sohn Alloway Road to a point at its intersection with the westerly highway boundary of Sohn Alloway Road with the existing southerly boundary of Tax Map Parcel 71110-00-260979; thence
79. Westerly, along the last mentioned existing southerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71110-00-260979; thence
80. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 71110-00-260979; thence
81. Easterly, along the last mentioned existing northerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 71110-00-260979; thence
82. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing southerly highway boundary of Sohn Alloway Road; thence
83. Easterly, along the last mentioned existing southerly highway boundary to a point at its intersection with the southerly extension of the existing westerly boundary of Tax Map Parcel 71111-00-278038; thence
84. Northerly, along the last mentioned southerly extension and along the existing westerly boundary of Tax Map Parcels 71111-00-278038, 71111-00-282066 and 71111-00- 286099, crossing Dunn Road to a point at its intersection with the existing northerly highway boundary of Dunn Road; thence
85. Westerly, along the last mentioned existing northerly highway boundary to a point at its

intersection with the existing westerly boundary of Tax Map Parcel 71111-18-260199; thence
86. Northerly, along the last mentioned existing westerly boundary to a point at its intersection
with the existing southerly highway boundary of Paliotti Parkway; thence
87. Westerly, along the last mentioned existing southerly highway boundary to a point at its
intersection with the existing easterly boundary of Tax Map Parcel 71111-13-150313; thence
88. Southerly, along the last mentioned existing easterly boundary to a point at its intersection
with the existing southerly boundary of Tax Map Parcel 71111-13-150313; thence
89. Westerly, along the last mentioned existing southerly boundary to a point at its intersection
with the existing easterly highway boundary of New York State Route 14; thence
90. Northerly, along the last mentioned existing easterly highway boundary to a point at its
intersection with the easterly extension of the southerly boundary of Tax Map Parcel
71111-14-441379; thence
91. Westerly, crossing New York State Route 14 and along the last mentioned southerly
extension of the existing southerly boundary of Tax Map Parcel 71111-14-441379 to a point at
its intersection with the existing easterly boundary of Tax Map Parcel 71111-14-441379; thence
92. Southerly, along the last mentioned easterly boundary to a point at its intersection with the
existing northerly boundary of Tax Map Parcel 70111-16-934339; thence
93. Easterly, along the last mentioned existing northerly boundary to a point at its intersection the
existing easterly boundary of Tax Map Parcel 70111-16-934339; thence
94. Southerly, along the last mentioned existing easterly boundary to a point at its intersection
with the existing southerly boundary of Tax Map Parcel 70111-16-934339; thence
95. Westerly, along the last mentioned existing southerly boundary to a point at its intersection
with the existing easterly boundary of Tax Map Parcel 70111-16-895311; thence
96. Southerly, along the last mentioned easterly boundary and also along the existing easterly
boundary of Tax Map Parcels 700111-16-897296 and 70111-16-898287 to a point at its
intersection with the existing southerly boundary of Tax Map parcel 70111-16-898287; thence
97. Westerly, along the last mentioned southerly boundary and its westerly extension crossing
Ashley Street to a point at its intersection with the existing westerly highway boundary of Ashley
Street; thence
98. Southerly, along the last mentioned existing westerly highway boundary to a point at its
intersection with the existing southerly boundary of Tax Map Parcel 70111-16-859290; thence
99. Westerly, along the last mentioned existing southerly boundary to a point at its intersection
with the existing westerly boundary of Tax Map Parcel 70111-16-859290; thence
100. Northerly, along the last mentioned existing westerly boundary to a point at its intersection
with the existing southerly boundary of Tax Map Parcel 70111-16-848306; thence
101. Westerly, along the last mentioned existing southerly boundary to a point at its intersection
with the existing westerly boundary of Tax Map Parcel 70111-16-848306; thence
102. Northerly, along the last mentioned existing westerly boundary to a point at its intersection
with the existing southerly boundary of Tax Map Parcel 70111-16-842333; thence
103. Westerly, along the last mentioned existing southerly boundary to a point at its intersection
with the existing easterly highway boundary of Leach Road; thence
104. Southerly, along the last mentioned existing easterly highway boundary to a point at its
intersection with the easterly extension of the existing southerly boundary of Tax Map Parcel
70111-16-815334; thence
105. Westerly, along the last mentioned easterly extension and along the existing southerly
boundary of Tax Map Parcel 70111-16-815334 to a point at its intersection with the
existing westerly boundary of Tax map Parcel 70111-16-815334; thence
106. Northerly, along the last mentioned existing westerly boundary to a point at its intersection
with the existing southerly boundary of Tax Map Parcel 70111-16-814348; thence
107. Westerly, along the last mentioned existing southerly boundary and also along the existing
southerly boundary of Tax Map Parcels 70111-16-791368, 70111-16-764374 and
70111-16-724381 to a point at its intersection with the existing westerly boundary of
Tax Map Parcel 70111-16-724381; thence
108. Northerly, along the last mentioned existing westerly boundary to a point at its intersection
with the existing southerly highway boundary of Madison Street; thence
109. Easterly, along the last mentioned existing southerly highway boundary to a point at its
intersection with the southerly extension of the existing westerly boundary of Tax Map
Parcel 70111-16-753417; thence
110. Northerly, along the last mentioned southerly extension and along the existing westerly

boundary of Tax Map Parcel 70111-16-753417 to a point at its intersection with the existing southerly boundary of Tax Map Parcel 71111-14-441379; thence

111. Westerly, along the last mentioned existing southerly boundary crossing Madison Street and continuing along the existing southerly boundary of Tax Map Parcel 71111-14-441379 to a point at its intersection with the westerly boundary of Tax Map Parcel 71111-14-441379; thence

112. Northerly, along the last mentioned existing westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70111-00-505483; thence

113. Westerly, along the last mentioned northerly boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 70111-00-248535; thence

114. Northerly, along the last mentioned existing easterly boundary to a point at its intersection with the with the existing northerly boundary of Tax Map Parcel 70111-00-248535; thence

115. Westerly, along the last mentioned northerly boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 70111-00-248535; thence

116. Southerly, along the last mentioned westerly boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 70111-00-505483; thence

117. Westerly, along the last mentioned existing northerly boundary to the point and place of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lyons, County of Wayne, and State of New York, being more particularly described as the Route 31 Sewer District being within the above described Town of Lyons Sewer District and to be consolidated with said district upon its formation.

HEREBY INTENDING TO DESCRIBE IN ITS ENTIRETY that parcel of land situate in the Town of Lyons, Wayne County, New York to be collectively known and identified as the Town of Lyons Sewer District.

Now on motion of Councilperson , seconded by Councilperson , all members present voting therefor, it is

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Lyons does hereby accept the Map, Plan and Report prepared by MRB Group dated July, 2022 identified as MRB Group Project No: 1215.12000.000 and directs that it be duly filed and available for inspection in the office of the Town Clerk of the Town of Lyons, a copy of which is annexed as Exhibit 1.

Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman DeWolf moved on the Order for Public Hearing on Establishment of Sewer Districts to be on August 24th, 2022 at 6:45 PM. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Councilman LaGasse moved to allow Supervisor Brady to sign the Full Environmental Assessment Form for the creation of the consolidated sewer district. Councilman DeWolf seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Department reports were reviewed by the Town Board. Public inspection of said reports is available at the Town Hall upon request.

Councilman DeWolf moved to accept Councilwoman Greco-Eddy's resignation from the Town Board.
Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

At 7:52 PM, Councilman LaGasse moved to go into Executive session. Councilman Paliotti seconded.
Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

At 8:01 PM, Councilman LaGasse moved to exit Executive session. Seconded by Councilman DeWolf.
Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

At 8:10 PM. Councilman LaGasse made moved to adjourn. Councilman Paliotti seconded. Vote:

Councilman Paliotti voting aye
Councilman LaGasse voting aye
Councilwoman Greco-Eddy voting aye
Councilman DeWolf voting aye
Supervisor Brady voting aye

Amy L. Shaffer

Lyons Town Clerk