

**TOWN OF ALDEN  
WORK SESSION  
January 24, 2022  
7:00 P.M.**

**A G E N D A**

**VOUCHERS**

- 1. Recreation requests/streamline calendar per CW/GW**
- 2. ZBA Training per TA/JS**
- 3. New Senior Citizen Building per CW/CP**
- 4. Integer Site Plan per TA/JS**
- 5. Fire Contract with the Village per TA/JS**
- 6. Zoladz site plan per TA/JS**
- 7. Water District #5, general update per TA/JS**
- 8. Town Park sign, general update per TS/BS**
- 9. Policy for waiver to ride senior van per DS/SM**



**WATER DISTRICT ESTABLISHMENT CHECKLIST  
VIA PETITION METHOD (ARTICLE 12 TOWN LAW)  
WHEN AVERAGE COST IS OVER \$989.00**

1/24/22

A. Prepare Map Plan and Report.

1. Complete legal descriptions;
2. Prepare Map Plan and Report;
3. Assessor creates "District Assessment Plan"
4. Districting financing is calculated; and
5. Report completed.

B. Signed and notarized Petition of property owners:

1. Owning at least 50 percent of assessed value in proposed district, and
2. Resident property owners owning at least 50 percent of assessed value in proposed district.

with map and plan giving proposed district boundaries and environmental assessment (EAF) filed with Town Clerk.

C. Town Board determines no adverse environmental impacts. Town notifies potentially involved agencies which might include DEC, DOH, County DOT, NYS DOT, County Planning, Funding agencies of desire to be lead agency; if no objections filed in 30 days, can continue SEQR process. If federal funding involved NEPA compliance required, which will satisfy both state and federal requirements. (Which may include archaeological and wetland studies).

D. Town Board orders Public Hearing including:

1. Proposed District boundaries;
2. Improvements proposed;
3. Maximum amount to be expended;
4. Estimated hook-up fees;
5. Cost to typical home.

E. File at Town Clerk's Office:

1. Explanation of cost of hook-up fees;

2. Cost to typical property.
- F. Order for Public Hearing:
1. Not less than 10 days nor more than 20 days before hearing;
    - a. Posted on Town Clerk's signboard;
    - b. Published in official Town newspaper;
    - c. Mail notice to property owners.
  2. Mail (FYI) copy of order to State Comptroller;
- G. Town Board conducts public hearing.
- H. After hearing Town Board determines by Resolution:
1. Whether the petition is signed and notarized as required by law and is otherwise sufficient;
  2. Whether all the property and property owners within the proposed district are benefited thereby;
  3. Whether all the property and property owners benefited are included within the limits of the proposed district;
  4. Whether it is in the public interest to grant in whole or in part the relief sought.
- I. Town Attorney files within 10 days order in County Clerk's Office.
- J. Any aggrieved party has 30 days to start review proceeding. (this is the statute of limitations for a lawsuit against the Town).
- K. Town Clerk files certified copy of order with State Comptroller.
- L. File application to create district with State Comptroller (A&C).
- M. After State Comptroller approves,
- N. Submit WILA Grant application
- O. Begin design.
- P. Health Department, DEC and ECWA approval.
- Q. Bid.
- R. Construction commences.

S. If project is being financed by serial bonds:

1. Town Board approves bonding resolution by at least a two-thirds majority vote;
2. Bonding Resolution;
  - a. Published in official newspaper;
  - b. Posted on Town Clerk's signboard.
3. Any protest suit must be started within 30 days of publication (permissive referendum period).



**ALDEN SENIOR VAN WAIVER AND RELEASE OF LIABILITY and ASSUMPTION OF RISK  
AGREEMENT**

**READ BEFORE SIGNING**

**Please read this form carefully and be aware that in consideration for riding the Town of Alden Senior Van, you will be expressly assuming the risk and legal liability and waiving and releasing all claims for injuries, damages or loss which you might sustain as a result of said services, including but not limited to, vehicle operations and boarding and exiting the vehicle.**

**I recognize and acknowledge that Town of Alden is neither a common carrier nor in the business of providing transportation services to the public. I further recognize and acknowledge that there are certain risks of physical injury to vehicle passengers, and I voluntarily agree to assume the full risk of any injuries, damages or loss, regardless of severity, that I may sustain as a result of participating in any and all activities connected with or associated with receiving transportation services, including, but not limited to, injuries, damages and loss arising out of negligent operation or supervision of the vehicle. I further agree to waive and relinquish all claims I may have (or accrue to me) against the Town of Alden, including its respective officials, agents, volunteers and employees (hereinafter collectively referred to as "Party").**

**I do hereby fully release and forever discharge the Party from any and all claims for injuries, damages or loss that I may have or which may accrue to me and arising out of, connected with, or in any way associated with said transportation services.**

**SIGNED: \_\_\_\_\_**  
**(Participant's Signature)**

**DATE: \_\_\_\_\_**

