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COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

December 4, 2012

Erie County Legislature
92 Franklin Street – Fourth Floor
Buffalo, New York 14202

RE: Erie County Sewer District Nos. 1-6 & 8
User Charges – 2013

Dear Honorable Members:

Enclosed please find an accompanying memorandum and proposed resolution from the Department of Environment and Planning pertaining to Erie County Sewer District Nos. 1-6 & 8, 2013 User Charges.

Should your honorable body require further information, I encourage you to contact Joseph L. Fiegl in the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/MS/ms
Enclosure

C: J. Fiegl – Environment and Planning

MEMORANDUM

To:	Honorable Members of the Erie County Legislature
From:	Erie County Department of Environment & Planning
Re:	Erie County Sewer District Nos. 1-6 & 8 User Charges – 2013
Date:	November 5, 2012

SUMMARY

It is requested that the Erie County Legislature approve authorizing and directing the Director of Real Property Services spread Sewer District User Charges or Fees against properties within Erie County Sewer District Nos. 1-6 & 8.

FISCAL IMPLICATIONS

There are no fiscal implications to the County's General Fund. However, a substantial source of revenue is received from the User Charges by the various Sewer Districts to help reduce the Sewer District tax levies.

REASONS FOR RECOMENDATION

Without approval of the attached resolution, the Sewer Districts would have to increase their respective tax levies. Otherwise they would have to send out separate billings for the User Charges, which would add a significant cost to the operation of the Districts.

BACKGROUND INFORMATION

The Erie County Sewer Districts are funded essentially by the tax levies they raise and through their User Charges or Fees. Since the County is already required by Law to levy sewer district assessments, there are no additional costs in levying the User Charges or Fees. These charges have been spread since the User Charge System was first initiated by the Sewer Districts in 1981.

CONSEQUENCES OF NEGATIVE ACTION

The Sewer Districts would have to send out separate individual billings to the properties required to pay the User Charges or Fees. This would result in substantial additional costs to the Sewer Districts.

STEPS FOLLOWING APPROVAL

1. The Director of Real Property Tax Services will spread said charges on the appropriate parcels of lands within the various Erie County Sewer Districts.

2. The Receiver of Taxes will collect the appropriate sums from the various parcels within the County Sewer Districts and transfer them to the County with collection of the annual taxes.

3. The Sewer Districts will have sufficient appropriations to meet their budgetary expenditures for the next budget year.

A RESOLUTION SUBMITTED BY:
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Erie County Sewer District Nos. 1-6 & 8
User Charges – 2013

WHEREAS, the Board of Managers for Erie County Sewer Districts Nos. 1, 2, 3, 4, 5, 6 and 8 have a system of Sewer District User Charges or Fees; and

WHEREAS, the Boards have requested and are desirous of collecting said User Charges or Fees in 2013 for properties in the same manner and fashion as the regular sewer district taxes as has been done in the past year.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Real Property Tax Services is hereby authorized and directed to spread said 2013 Sewer District User Charges or Fees against properties within Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 & 8 liable therefore as provided by law; and be it further

RESOLVED, that the following amounts be collected:

Sewer District #1	$
Sewer District #2	$
Sewer District #3	$
Sewer District #4	$
Sewer District #5	$
Sewer District #6	$
Sewer District #8	$_____
	$

and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send a certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Real Property Tax Services, the Director of Budget, the County Attorney and Joseph L. Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.