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COUNTY OF ERIE

CHRIS COLLINS

COUNTY EXECUTIVE

October 3, 2011

The Honorable
Erie County Legislature
92 Franklin Street – 4th Floor
Buffalo, New York 14202

**RE: Erie County Sewer Districts 1-6 and 8
Section 270/271 Resolutions**

Honorable Members:

Enclosed please find an accompanying memorandum from the Department of Environment and Planning pertaining to the Erie County Sewer District Nos. 1-6 and 8 Section 270/271 Resolutions.

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

Sincerely,

CHRIS COLLINS
Erie County Executive

RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 1

WHEREAS, the Board of Managers for Erie County Sewer District No. 1 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that a flat charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service; and be it further

RESOLVED, that a footage charge be spread to all properties who are serviced by a sanitary sewer line not constructed but maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that a single family dwelling be used as a unit of assessment to determine flat charges for other types of structures other than single family dwellings; and be it further

RESOLVED, that where this Board has elected, in the past, to charge a footage and/or a flat charge prior to the actual date sewer service is available, such decision shall remain in effect; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that approximately 41, 8 % and 51 % of the total sanitary sewer tax levy of \$6,178,842, shall be raised from the assessed value, footage and flat charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

MOVED BY MR PIOTROWSKI

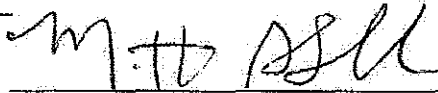
SECONDED BY MS HOLTZ

APPROVED/DISAPPROVED (5.0)

Flat Charge: \$200.00

Footage Charge: \$0.60

Dated: 6-17-11



MATT A. SALAH, P.E.
SECRETARY, ECSD NO. 1
BOARD OF MANAGERS

MAS:ss
06/11
c: 1.4.1.Budget By Yr.

BudgetBudresol.rev

RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 2

WHEREAS, the Board of Managers for Erie County Sewer District No. 2 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that a flat charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service; and be it further

RESOLVED, that a footage charge be spread to all properties who are serviced by a sanitary sewer line not constructed but maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that a single family dwelling be used as a unit of assessment to determine flat charges for other types of structures other than single family dwellings; and be it further

RESOLVED, that where this Board has elected, in the past, to charge a footage and/or a flat charge prior to the actual date sewer service is available, such decision shall remain in effect; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that approximately 34 %, 17 % and 49 % of the total sanitary sewer tax levy of \$ 6,152,733 shall be raised from the assessed value, footage and flat charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

MOVED BY James Carr

SECONDED BY Gifford Swyers

APPROVED ~~DISAPPROVED~~ 6-0

Flat Charge: \$270

Footage Charge: \$1.00



JAMES A. CARR, P.E.
SECRETARY, ECSD NO. 2
BOARD OF MANAGERS

JAC:ss
06/11
c: 2.4.1.Budget By Yr.

Budget\Budresol.rev

RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 3

WHEREAS, the Board of Managers for Erie County Sewer District No. 3 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that a flat charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service; and be it further

RESOLVED, that a footage charge be spread to all properties who are serviced by a sanitary sewer line not constructed but maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that a single family dwelling be used as a unit of assessment to determine flat charges for other types of structures other than single family dwellings; and be it further

RESOLVED, that where this Board has elected, in the past, to charge a footage and/or a flat charge prior to the actual date sewer service is available, such decision shall remain in effect; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that approximately 35 %, 10 % and 55 % of the total sanitary sewer tax levy of \$ 12,979,565 shall be raised from the assessed value, footage and flat charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

MOVED BY GLENN NELLIS

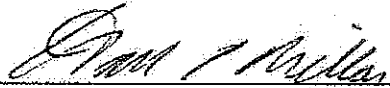
SECONDED BY DAVID KACZOR

APPROVED/DISAPPROVED APPROVED 8-0

Flat Charge: \$ 210

Footage Charge: 80.50/FOOT

Dated: JUNE 22, 2011



DAVID C. MILLAR, P.E.
SECRETARY, ECSD NO. 3
BOARD OF MANAGERS

DM:ss
06/11
c: 3.4.1.Budget By Yr.

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RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 4

WHEREAS, the Board of Managers for Erie County Sewer District No. 4 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that a flat charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service; and be it further

RESOLVED, that a footage charge be spread to all properties who are serviced by a sanitary sewer line not constructed but maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that a single family dwelling be used as a unit of assessment to determine flat charges for other types of structures other than single family dwellings; and be it further

RESOLVED, that where this Board has elected, in the past, to charge a footage and/or a flat charge prior to the actual date sewer service is available, such decision shall remain in effect; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that approximately 27%, 8% and 65% of the total sanitary sewer tax levy of \$5,182,659 shall be raised from the assessed value, footage and flat charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

MOVED BY LARENJSKI

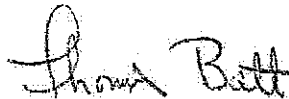
SECONDED BY KEEFE

APPROVED/DISAPPROVED 4-0

Flat Charge: \$ 17c

Footage Charge: \$.60 / FT

Dated: 6 / 12 / 2011



THOMAS M. BATT, P.E.
SECRETARY, ECSD NO. 4
BOARD OF MANAGERS

TMB:ss
06/11
c: 4.4.1.Budget By Yr:

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RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 5

WHEREAS, the Board of Managers for Erie County Sewer District No. 5 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that a flat charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service; and be it further

RESOLVED, that a footage charge be spread to all properties who are serviced by a sanitary sewer line not constructed but maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that a single family dwelling be used as a unit of assessment to determine flat charges for other types of structures other than single family dwellings; and be it further

RESOLVED, that where this Board has elected, in the past, to charge a footage and/or a flat charge prior to the actual date sewer service is available, such decision shall remain in effect; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that approximately 54%, 21%, and 25% percent of the total sanitary sewer tax levy of \$ 1,513,056 shall be raised from the assessed value, footage and flat charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

MOVED BY FIEGL

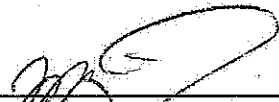
SECONDED BY C. ALLEN

APPROVED/DISAPPROVED 5-0

Flat Charge: \$100/UNIT

Footage Charge: \$1.00/FT

Dated: 6/20/11



JOSEPH FIEGL, P.E.
SECRETARY, ECSD NO. 5
BOARD OF MANAGERS

JF:ss
06/11
c: 5.4.1.Budget By Yr.

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RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 6

WHEREAS, the Board of Managers for Erie County Sewer District No. 6 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District; and

WHEREAS, as permitted by Section 266 of County Law, the District has chosen to raise a portion of the cost for operation and maintenance of the sanitary sewerage system on user charges; and

WHEREAS, pursuant to Sections 270 and 271, Article 5A of County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the cost of sanitary sewer operation and maintenance and debt service, pursuant to Section 271, be assessed on a parcel charge and an assessed value charge to all parcels in the District; and be it further

RESOLVED, that for the drainage or storm sewer system and pursuant to Section 270 of County Law, an assessed value charge be spread to all lots or parcels within the District; and be it further

RESOLVED, that a single parcel be used as a unit of assessment to determine parcel charges; and be it further

RESOLVED, that one parcel charge be assessed for each residential tax account; for each non-residential tax account, one parcel charge be assessed for each tax account less than one acre; and each non-residential account one acre or more in size be assessed five parcel charges per acre; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that approximately 37% and 63% of the sanitary sewer tax levy shall be raised from the assessed value and parcel charges, respectively; and be it further

RESOLVED, that 100% of the drainage tax levy shall be raised from assessed value; and be it further

RESOLVED, that sewer charges be assessed to the out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that certain costs of the sewage treatment plant operation and maintenance be raised on User Charges in accordance with the Sewer District's User Charge formula and rates established pursuant to Section 266; and be it further

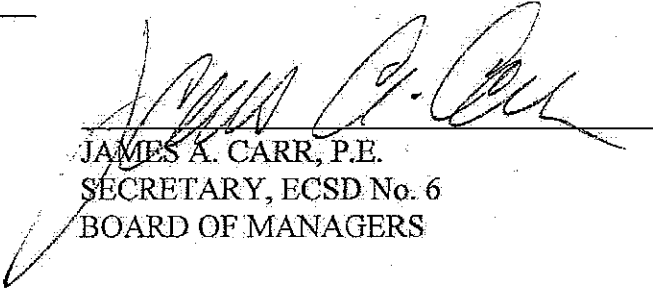
RESOLVED, that this resolution along with the proposed budget, proposed assessment roll and proposed rate be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a public hearing as required by Sections 270 and 271 of County Law.

MOVED BY James Carr

SECONDED BY Anthony Collareno

APPROVED/DISAPPROVED 3-0

Parcel Charge \$88.00


JAMES A. CARR, P.E.
SECRETARY, ECSD No. 6
BOARD OF MANAGERS

JAC:ss
06/11

c: 6.4.1.Budget By Yr.

RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 8

WHEREAS, the Board of Managers for Erie County Sewer District No. 8 has prepared its budget for 2012 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, as permitted by Section 266 of County law, the District has chosen to raise a portion of the cost for operation and maintenance of the sanitary sewerage system on user charges; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that flat charge and water usage charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service; and be it further

RESOLVED, that a footage charge be spread to all properties who are serviced by a sanitary sewer line not constructed but maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that a single family dwelling be used as a unit of assessment to determine flat charges for other types of structures other than single family dwellings; and be it further

RESOLVED, that footage and/or a flat charge shall be levied prior to the actual date sewer service is available; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that certain costs of the sewage treatment plant operation and maintenance be raised on User Charges in accordance with the Sewer District's User Charge formula and rates established pursuant to Section 266; and be it further

RESOLVED, that approximately 8261 ^{square feet} and 6 ^{lots} of the total sanitary sewer tax levy of \$ 1,310,154 shall be raised from the assessed value, footage and flat charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

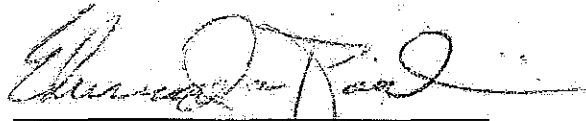
Moved By: MMIT Herz

Seconded By: Bryan Smith

Flat Charge: \$ 25.00

Footage Charge: \$ 1.50

Dated: 6/21/2011



EDWARD A. PAOLINI, P.E.
SECRETARY – ECSD NO. 8
BOARD OF MANAGERS

EAP:ss
06/11
c: 8.4.I. Budget By Yr.

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