

ARTICLE I, Fees for Use of Public ParksEN [Adopted 10-24-1994
by L.L. No. 12, 1994]

§ 14-1. Filming fees.

The fees for filming in public parks shall be as follows:

	Use (per day)
Photography and filming for education or not-for-profit purposes	\$250.00
Commercial filming	750.00
Commercial stills	300.00

And as otherwise set forth in § 14C-5.

§§ 14-2 through 14-3. (Reserved)

Chapter 14C, FILMING

[HISTORY: Adopted by the Orangetown Town Board 1-16-1996 as L.L. No. 2, 1996. Amendments noted where applicable.]

§ 14C-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

FILMING -- The taking of still or motion pictures, either on film, videotape or similar recording medium, for commercial purposes intended for viewing on television or in theaters or for institutional use.

PUBLIC LANDS -- Any and every public street, highway, sidewalk or square, public park or playground or other public place within the town which is within the jurisdiction of the town.

§ 14C-2. Permits.

A. No person shall film or permit filming within the Town of Orangetown on public lands or utilize public lands for filming on private property without first obtaining a permit therefor, which permit shall set forth the location of such filming, the date or dates when filming shall take place, name, address and telephone number of the applicant, a brief description of the activities, the number of cameras on the shoot, identify if a feature commercial or industrial shoot, name of producer, type of equipment and props to be

used, number of persons to be employed, specific locations where the work will be done and vehicles which are to be used, including the description thereof and their license numbers.

B. Permits must be obtained from the Town Clerk of the Town of Orangetown during normal business hours. Applications shall be in such form approved by the Town Board and accompanied by a permit fee in the amount established by the Town Board. Applications for filming at public parks are subject to an additional permit to be completed and approved by the Office of Parks and Recreation.

C. In addition, all applicants for said permits: (1) must submit their permit applications to the Town Clerk at least seven (7) days in advance of any anticipated filming, (2) must submit with their application a parking plan map for all vehicles to be parked on all impacted roadways, as well as a traffic detour plan/map, and (3) provide a form notification letter to be distributed to all property owners who may be impacted by any filming.

D. One permit shall be required for each location.

§ 14C-3. Rules and regulations.

A. No permit shall be issued for filming on public lands or for using public lands for filming on private property unless the applicant of such permit provides proof of insurance coverage for bodily injury for any person in the amount of \$1,000,000 and for any aggregate occurrence in the amount of \$2,000,000 and agrees, in writing, to indemnify and save harmless the Town of Orangetown from any and all liability or damages resulting from the use of such public lands.

B. The holder of the permit shall take all reasonable steps to minimize interference with the free passage of pedestrians and traffic and shall comply with all lawful directives of the Orangetown Police Department.

C. The holder of the permit shall conduct filming in such a manner as to minimize the inconvenience or discomfort to adjoining property owners attributable to such filming and shall, to the extent practicable, abate noise and park vehicles associated with such filming off the public streets. The holder shall avoid any interference with previously scheduled activities.

D. The holder of a permit shall take all reasonable steps to minimize the creation and spread of debris and rubbish during filming and shall be responsible for removing all equipment, debris and other rubbish from the filming location upon the completion of filming or the expiration of the permit.

E. Unless otherwise permitted pursuant to this local law, filming shall generally be permitted only Monday through Friday between the hours of 8:00 a.m. and 7:00 p.m. or sundown, whichever is earlier, in residential zones.

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F. The Town Clerk may refuse to issue a permit whenever she determines, on the basis of objective facts and after review of the application and a report from the Orangetown Police Department, Highway Superintendent or other agencies of the town, that filming at the location and/or time set forth in the application would violate any law or ordinance or would unreasonably interfere with the public's use of the public lands.

§ 14C-4. Violations and penalties.

Any person violating this chapter or rules and regulations contained herein shall be subject to a fine not to exceed \$5,000 and/or to imprisonment for a term not to exceed 90 days, or both.

§ 14C-5. Fees.

A. The application shall pay to the Town Clerk the sum of \$250 per each permit. In addition, filming in any public park is subject to fees as described in Section 14-1, payable to the Office of Parks and Recreation at the time the park permit is approved.

B. If the applicant intends to change its activities in any respect, further written application must be made to the Town Clerk.

C. If in the discretion of the Chief of the Police, Superintendent of Highways Superintendent of Parks and Recreation, or any other Town Department head, town personnel are needed or requested at the site, the applicant shall pay to the Town a sum for the use of Town personnel pursuant to the applicable Town Department's fee schedule or schedules for such use of personnel, but in no event shall said sum be less than \$85.00 per hour for each town employee required at the site. [Amended 4-28-1997 by L.L. No. 6-1997]

D. If in the discretion of the Chief of the Police, Superintendent of Highways, Superintendent of Parks and Recreation, or any other Town Department head, vehicles (which list includes but is not limited to Police vehicles, Highway Department vehicles, or Parks and Recreation Department vehicles) are needed or requested at the site, the applicant shall pay to the Town a sum for the use of said vehicles pursuant to the applicable Town Department's fee schedule or schedules for such vehicle use, but in no event shall said sum be less than \$15.00 per hour for any Town vehicle required at the site.

E. In addition to any other fees set forth in this Section, or in §14-1, if the applicant starts filming or filming activity (which term is defined in this paragraph and henceforth in this section to include the arrival of personnel or equipment, preparation for filming, or any activity associated with the activity set forth in the permit) prior to 8:00 A.M., applicant shall pay additional fees of \$500.00 per hour for such early morning filming or filming activity (with a minimum assessed fee of \$500.00).

F. In addition to any other fees set forth in this section, or in §14-1, if the applicant does not end filming or filming activity (meaning the complete removal from the site of

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all participants, vehicles and equipment associated with the activity set forth in the permit) by 7:00 P.M. or sundown, whichever is earlier, applicant shall pay additional fees of \$500.00 per hour for such post 7:00 P.M. or post-sundown filming or filming activity (with a minimum assessed fee of \$500.00).

G. In addition to any other fees set forth in this section, or in §14-1, if the applicant starts filming or filming activity on a Saturday or Sunday, or national holiday, applicant shall pay additional fees of \$500.00 per hour for such weekend or holiday filming of filming activity (with a minimum assessed fee of \$500.00).

H. All filming and/or filming activities as set forth in sections 14C-5 (E), (F) and (G) herein are subject to the approval of the Town Clerk, Chief of Police, Superintendent of Parks and Recreation, or any other Town department head, each of whom has the discretion and/or authority to deny any permit request for said filming or filming activity, if in his or her discretion, said filming and/or filming activity would cause a safety or health risk, violate any law or ordinance, unreasonably interfere with the public's use of the public lands, and/or impose any undue burden upon any resident of the Town of Orangetown and/or the Town of Orangetown and/or any of its departments.

TOWN CLERK
MAR 29 10 42 AM '06
TOWN CLERK

Interoffice Memo

Date: 3/29/2006
To: See Distribution List
Cc: See Distribution List
From: James J. Dean
RE: Article I, Fees for Use of Public Parks and Other Public Services Chapter 14-C-Filming

Attached are my additions regarding the above referenced:

§14C-2. Permits

C. In addition, all applicants for said permits: (3) provide a form notification letter to be distributed by the applicant to all property owners who may be impacted by any filming.

§ 14C-3 Rules and regulations

B. The holder of the permit shall take all reasonable steps to minimize interference with the free passage of pedestrian and traffic and shall provide traffic control personnel and approved traffic control devices as per the New York State Manual of Uniform Traffic Control Devices. Also shall comply with all lawful directives of the Orangetown Police Department.

§ 14C-5 Fees

H. All filming and/or filming activities as set forth in sections 14C-5 (E), (F) and (G) herein are subject to the approval of the Town Clerk, Chief of Police, Superintendent of Parks and Recreation, Superintendent of Highways or any other Town department head, each of whom has the discretion and/or authority to deny any permit request for said filming or filming activity, if in his or her discretion, said filming and/or filming activity would cause a safety or health risk, violate any law or ordinance, unreasonably interfere with the public's use of the public lands, and/or impose any undue burden upon any resident of the Town of Orangetown and/or the Town of Orangetown and/or any of its departments.

JJD/eg
Attachments

Existing language is shown in Times New Roman font:
New language to be added is shown underlined and in arial font
Existing language to be deleted is shown as ~~stricken~~.

A LOCAL LAW CONCERNING LIABILITY FOR INJURIES AND DAMAGE ON SIDEWALKS IN BUSINESS AND INDUSTRIAL DISTRICTS

Local Law No. _____ of 2006

BE IT ENACTED by the Town Board of the Town of Orangetown as follows:

The Code of the Town of Orangetown, Section 32-15(A) entitled "Duty to Repair and Maintain Sidewalks" is amended as follows:

§ 32-15. Duty to repair and maintain sidewalks.

A. The owner or occupant of lands fronting or abutting on any street or highway in a business or industrial district shall maintain and repair the sidewalks adjoining his lands and shall keep such sidewalks free and clear of and from snow, ice and all other obstruction. Such owner or occupant and each of them shall be liable for any injury or damage by reason of omission, failure or negligence to maintain, repair, or keep free and clear such sidewalks as required herein.

The Code of the Town of Orangetown, Section 32-16 entitled "Removal of Litter Required" is amended as follows:

§ 32-16. Removal of litter required.

No person owning or occupying any lands, buildings or premises located in a business or industrial district shall sweep into or deposit an accumulation of litter in any gutter, street or other public place within the town. Persons owning or occupying lands, buildings or premises in a business or industrial district shall keep the sidewalks and parking areas on and in front of their lands, buildings and premises free and clear of litter and debris. Such owner or occupant and each of them, shall be liable for any injury or damage by reason of omission, failure or negligence to keep any or all of the aforementioned areas free and clear of the aforementioned litter or debris, and shall be liable for any injury or damage resulting from the sweeping or depositing of litter in any or all of the aforementioned areas.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Existing language is shown in Times New Roman font:
New language to be added is shown underlined and in arial font
Existing language to be deleted is shown as ~~striker~~.

A LOCAL LAW CONCERNING THE ESTABLISHMENT OF FEES TO FUND A GEOGRAPHIC INFORMATION SYSTEM (GIS)

Local Law No. ____ of 2006

BE IT ENACTED by the Town Board of the Town of Orangetown as follows:

The Code of the Town of Orangetown, Chapter 14 entitled "Fees" is amended by adding a new Article (Article V) as follows:

Article V – Fees in Support of Geographic Information System (GIS) Displaying Certain Land Use Information and Other Municipal Information

Section 14-13 – Establishment of Fees

Whenever a individual, group of individuals, partnership, firm, association, corporation or entity is required by any other Article, Chapter, Section or Subsection of this Code or any other applicable law to pay a fee associated with any of the permits, applications, or departments listed in Section 14-14 below, such individual, group of individuals, partnership, firm, association, corporation or entity shall pay an additional fee as set forth by a resolution or resolutions of the Town Board.

Section 14-14 – Matters Upon Which Fees Must Be Paid and When It Shall Be Paid.

A. The fee required in Section 14-13 above shall be paid in each and every one of the following instances: Application of any kind before the Planning Board; Application of any kind before the Zoning Board; Application for any type of Building Permit from the Office of Building, Zoning, Planning Administration and Enforcement; Application of any type submitted to the Highway Department; Application of any type submitted to the Department of Environmental Management and Engineering.

B. Said Fees shall be due at the same time that the fee upon which it is derived is due.

This Local Law shall take effect immediately upon filing in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING TO AMEND ARTICLE I, FEES FOR USE OF PUBLIC PARKS AND OTHER PUBLIC SERVICES, CHAPTER 14C, FILING.

EXHIBIT

S-A-06, 5/8/06

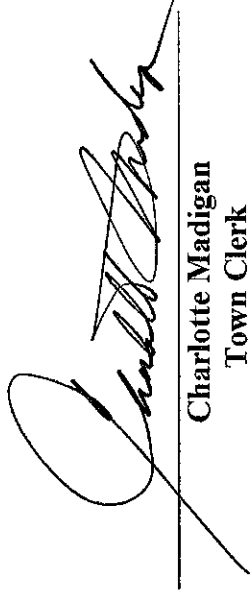
STATE OF NEW YORK }
COUNTY OF ROCKLAND } SS.
TOWN OF ORANGETOWN }

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the **TOWN of ORANGETOWN**, in the County of Rockland, State of New York.

That, on the 26th day of April 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the **TOWN of ORANGETOWN**, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 26th day of April, 2006

ROBERT R. SIMON
Notary Public, State of New York
No. 015500557
Residing in Rockland County
Commission Expires December 21, 2006



NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangeburg Road, Orangeburg, New York 10962 on the 8th day of May, 2006 at 8:00 PM to amend Article I, Fees for Use of Public Parks and Other Public Services, Chapter 14C, Filming, of the Code of the Town of Orangetown, as follows:

CHAPTER 14C, Filming

- §14C-1. Definitions.
- §14C-2. Permits.
- §14C-3. Rules and Regulations.
- §14C-4. Violations and penalties.
- §14C-5. Fees

A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard.

By order of the Town Board of the Town of Orangetown.

Dated: March 27, 2006
 Orangeburg, New York

CHARLOTTE MADIGAN
Town Clerk

TERESA M. KENNY
Town Attorney
Town of Orangetown

AFFIDAVIT OF PUBLICATION

from

The Journal News

Florence Bonilla

being duly sworn says _____ principal clerk of The Journal News, a newspaper published in the County of Westchester of New York, and the notice of which the annexed is a printed copy, was published area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) that published. (See Legend below)

JN 04/28/06

Signed LB

Sworn to before me LS
 This 1st day of May 20 06

LOLA M. HALL
 NOTARY PUBLIC, STATE OF NEW YORK
 NO. 01HA6112693
 QUALIFIED IN WESTCHESTER COUNTY
 TERM EXPIRES JULY 6, 2008

Notary Public, Westchester County

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson

Central Area (AC):

Ardsey, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawihome, Irvington, Larchmont, Ramapo, Ramapo Neck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenburgh

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauvelt, Congers, Garmerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pearl River, Piermont, Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pleasantville, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BWV):

Bronxville, Eastchester, Scarsdale, Tuckahoe

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangeburg at the Orangeburg Town Hall, No. 25 Orangeburg Road, Orangeburg, New York 10962, on the 8th day of May, 2006, at 9:00 PM to amend Article 14C of the Code of the Town of Orangeburg, Chapter 14C, Filing, of the Code of the Town of Orangeburg, as follows:

CHAPTER 14C, Filing

Section 14C-1, Definitions.
 Section 14C-2, Permits.
 Section 14C-3, Rules and Regulations.
 Section 14C-4, Violations and Penalties.
 Section 14C-5, Fees.

A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk. All interested persons will be given an opportunity to be heard. By order of the Town Board of the Town of Orangeburg.

Dated: March 27, 2006
 Orangeburg, New York

CHARLOTTE MADIGAN
 Town Clerk

TERESA M. KENNY
 Town Attorney
 Town of Orangeburg

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING FOR EMINENT DOMAIN FOR THE
CHERRY BROOK DRAINAGE PROJECT.

EXHIBIT

5-B-06, 5/8/06

STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN }

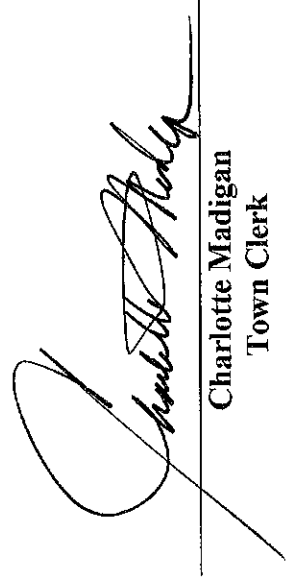
SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected,
Qualified and acting Town Clerk of the *TOWN of ORANGETOWN*, in the County of
Rockland, State of New York.


That, on the 24th day of April
2006, she caused to be conspicuously posted and fastened up a notice, a true copy of
which is annexed hereto and made a part of hereof, in the following places, at least one of
which is a public place within the *TOWN of ORANGETOWN*, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 24th day of April, 2006

ROBERT R. SIMON
Notary Public, State of New York
No. 019505857
Residing in Rockland County
Commission Expires December 21, 2, 2006


**NOTICE OF PUBLIC HEARING PURSUANT TO
EMINENT DOMAIN PROCEDURE LAW §202(C)**

PLEASE TAKE NOTICE that in accordance with New York Eminent Domain Procedure Law, §202(C), notice is hereby given of a public hearing regarding the proposed public project entitled Cherry Brook Drainage Improvement Project. The public hearing will be held on the 8th day of May, 2006, at 8:10 p.m. at Orangetown Town Hall located at 26 Orangeburg Road, Orangeburg, New York, 10962. This hearing was originally scheduled for April 10, 2006. On said date, the hearing was not opened, but was rescheduled to the aforesaid date.

The purpose of this hearing is to outline the project's purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. The project involves, insofar as concerns the Eminent Domain Procedure Law, the Town's proposed acquisition of certain property interests, including temporary and permanent easements, in certain private properties within the Town, so that the Town can insert and/or extend and/or repair and/or enlarge underground pipes and other apparatus that will improve the flow and removal of water in order to alleviate flooding and poor drainage.

The proposed location of said project is the Town of Orangetown, Hamlet of Pearl River, in the area of the Cherry Brook, at or near or upon, but not limited to, the following streets and/or properties: Bogert Avenue, Hunt Avenue, George Avenue, East Lewis Avenue, West Central Avenue, Gilbert Avenue, Cherry Lane, Brightwood Avenue,

Crooked Hill Road, Meyer Oval, the Cherry Brook Condominiums, and the Wyeth property on or near N. Middletown Road. The aforesaid pipe, or pipes, will run generally from the area at or near N. Middletown Road, and run in generally a southerly direction. There are no reasonable alternative locations upon which said project can be constructed.

Persons may appear in person or by agent or attorney and will be given the opportunity to present oral or written statements and to submit other documents or information concerning the proposed project.

Owners of property to which the Town proposes to acquire a property interest shall, according to law, receive a copy of this Notice by either personal service or certified mail, return receipt requested. Such property owners who may subsequently wish to challenge condemnation of their property interests via judicial review may do so only on the basis of issues, facts, and objections raised at such hearing.

Questions regarding the hearing may be addressed to:

Ron Delo, P.E.
Director of Department of Environmental Management and Engineering
Town of Orangetown
26 Orangeburg Road
Orangeburg, NY 10962
845-359-6502

or

Deputy Town Attorney William J. Reddy
Office of the Town Attorney
26 Orangeburg Road
Orangeburg, NY 10962
845-359-5100

Dated: Orangeburg, NY
April 21, 2006

Charlotte Madigan
Town Clerk for the Town of Orangetown
26 Orangeburg Road
Orangeburg, NY 10962

AFFIDAVIT OF PUBLICATION

from
The Journal News

Florence Bonilla

being duly sworn

principal clerk of The Journal News, a newspaper published in the County of New York, and the notice of which the annexed is a printed copy, was published on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) published. (See Legend below)

JN 04/24/06,04/25/06,04/26/06,04/27/06,04/28/06

Signed LB

Sworn to before me

This 1st day of May 2006

[Signature]
Notary Public, Westchester County

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson

Central Area (AC):

Ardley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Larchmont, Ramapo Neck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenburgh

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blaauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pearl River, Piermont, Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pleasantville, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BVW):

Bronxville, Eastchester, Scarsdale, Tuckahoe

given of a public hearing regarding the proposed public project entitled "Cherry Brook Drainage Improvement Project". The public hearing will be held on the 28th day of May 2006, at 8:10 p.m. at Croton Town Hall located at Crotonburg Road, Orangeburg, New York 10962. This hearing was originally scheduled for April 10, 2006. On said date the hearing was not opened, but was rescheduled to the aforesaid date.

The purpose of this hearing is to outline the project's purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. The project involves, insofar as concerns the Eminent Domain Proceedure Law, the Town's proposed acquisition of certain property interests, including temporary and permanent easements, in certain private properties within the Town, so that the Town can insert and/or extend and/or repair and/or enlarge underground pipes and other apparatus that will improve the flow and removal of water in order to alleviate flooding and poor drainage.

The proposed location of said project is that portion of Orange-town, Hamlet of Pearl River, in the area of the Cherry Brook, at or near or upon, but not limited to, the following streets and properties: Bogert Avenue, East Avenue, George Avenue, East Lewis Avenue, West Central Avenue, Silber Avenue, Cherry Lane, Brightwood Avenue, Crooked Hill Road, Meyer Oval, the Cherry Brook Condominiums, and the Weath property on or near N. Middletown Road. The aforesaid pipe or pipes, will run generally from the area at or near N. Middletown Road, and run in generally a southerly direction. There are no reasonable alternate locations upon which said

NOTICE OF PUBLIC HEARING PURSUANT TO EMINENT DOMAIN PROCEEDURE LAW SECTION 202(C)

PLEASE TAKE NOTICE that in accordance with New York Eminent Domain Proceedure Law, Section 202(C), notice is hereby

project can be constructed. Persons may appear in person or by agent or attorney and will be given the opportunity to present oral or written statements and to submit other documents or information concerning the proposed project.

Owners of property to which the Town proposes to acquire property interest shall, according to law, receive a copy of this Notice by either personal service or certified mail, return receipt requested. Such property owners who may subsequently wish to challenge condemnation of their property interests via judicial review may do so only on the basis of issues, facts, and objections raised at such hearing.

Questions regarding the hearing may be addressed to:

Ron DeLo, P.E., Director of Department of Environmental Management and Engineering, Town of Orangeburg, 26 Orangeburg Road, Orangeburg, NY 10962, 845-358-6502.

or

Deputy Town Attorney William J. Reddy, Office of the Town Attorney, 26 Orangeburg Road, Orangeburg, NY 10962, 845-358-5100.

Dated: Orangeburg, NY April 21, 2006

Charlotte Madigan, Town Clerk for the Town of Orangeburg, 26 Orangeburg Road, Orangeburg, NY 10962.

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JNTY

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING FOR EMINENT DOMAIN FOR PHASE I OF THE CAPITAL IMPROVEMENT PLAN FOR THE SEWER DISTRICT WASTEWATER FACILITIES.

EXHIBIT

5-C-06 5/8/06

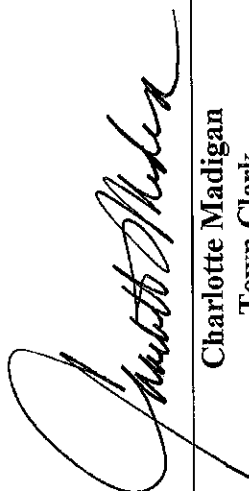
STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the **TOWN of ORANGETOWN**, in the County of Rockland, State of New York.

That, on the 24th day of April 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the **TOWN of ORANGETOWN**, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 24th day of April, 2006

ROBEHI H. SIMUN
Notary Public, State of New York
No. 9155332557

Residing in Rockland County
Commission Expires December 21, 2006



NOTICE OF PUBLIC HEARING PURSUANT TO

EMINENT DOMAIN PROCEDURE LAW §202(C)

PLEASE TAKE NOTICE that in accordance with New York Eminent Domain Procedure Law, §202(C), notice is hereby given of a public hearing regarding the proposed public project entitled Phase I of the Capital Improvement Plan for the Town of Orangetown Sewer District Wastewater Facilities. The public hearing will be held on the 8th day of May, 2006, at 8:10 p.m. at Orangetown Town Hall located at 26 Orangeburg Road, Orangeburg, New York, 10962. This hearing was originally scheduled for April 10, 2006. On said date, the hearing was not opened, but was rescheduled to the aforesaid date.

The purpose of this hearing is to outline the project's purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. The project involves, insofar as concerns the Eminent Domain Procedure Law, the Town's proposed acquisition of certain property interests, including temporary and permanent easements, in certain private properties within the Town, so that the Town can repair and/or replace portions of its already existing sewer wastewater facilities in order to improve the flow and removal of sewage and wastewater within and throughout the Town.

The proposed location of said project is as follows: within the Town of Orangetown, Hamlet of Blauvelt, within and about the vicinity of Bradley Corporate Park, Bradley Corporate Drive and Bradley Parkway, and between Bradley Parkway

and the west side of Route 303; within the Town of Orangetown, Hamlet of Orangeburg, at or near Henry Street, and between Western Highway and Route 303 immediately north of the Palisades Interstate Parkway; within the Town of Orangetown, Hamlet of Pearl River, between Route 304 and South Main Street, and on the east and west side of Route 304 just north of Grand Avenue West; in the Town of Orangetown, Village of Nyack, adjacent to the Upper Nyack Pumping Station at or near Gedney Street, and adjacent to the Nyack Pumping Station at or near Spear Street.

Persons may appear in person or by agent or attorney and will be given the opportunity to present oral or written statements and to submit other documents or information concerning the proposed project.

Owners of property to which the Town proposes to acquire a property interest shall, according to law, receive a copy of this Notice by either personal service or certified mail, return receipt requested. Such property owners who may subsequently wish to challenge condemnation of their property interests via judicial review may do so only on the basis of issues, facts, and objections raised at such hearing.

Questions regarding the hearing may be addressed to:

Ron Delo, P.E.
Director of Department of Environmental Management and Engineering
Town of Orangetown
26 Orangeburg Road
Orangeburg, NY 10962
845-359-6502

or

Deputy Town Attorney William J. Reddy
Office of the Town Attorney
26 Orangeburg Road
Orangeburg, NY 10962

845-359-5100

Dated: Orangeburg, NY
April 21, 2006

Charlotte Madigan
Town Clerk for the Town of Orangetown
26 Orangeburg Road
Orangeburg, NY 10962

AFFIDAVIT OF PUBLICATION

from

The Journal News

Florence Bonilla

_____ being duly sworn sa)
 principal clerk of The Journal News, a newspaper published in the County of Westchester
 of New York, and the notice of which the annexed is a printed copy, was publish
 area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) th
 published. (See Legend below)

JN 04/24/06,04/25/06,04/26/06,04/27/06,04/28/06

Signed _____


Sworn to before me _____

This _____ day of May 20 06

Notary Public, Westchester County


Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Cromp
 Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mo
 Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Sal
 Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Put

Central Area (AC):

Ardsley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hasings on Hudson, Hawthorne, Irvington, Larchmont,
 Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenburgh

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauvelt, Congers, Gammerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Sloatsburg, Sparkill,
 Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pearl River, Piermont,
 Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens
 Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pleasantville,
 Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BWW):

Bronxville, Eastchester, Scarsdale, Tuckahoe

NOTICE OF PUBLIC HEARING PURSUANT TO EMINENT DOMAIN PROCEDURE LAW SECTION 202(C)
 PLEASE TAKE NOTICE that in accordance with New York Eminent Domain Procedure Law, Section 202(C), notice is hereby given of a public hearing regarding the proposed public project entitled Phase I of the Capital Improvement Plan for the Town of Orangeburg, Sewer District West-
 water Facilities. The public hearing will be held on the 8th day of May, 2006, at 8:10 p.m. at Orangeburg Town Hall located at 26 Orangeburg Road, Orange-

burg, New York, 10962. This hearing was originally scheduled for April 10, 2006. On said date the hearing was not opened, but was rescheduled to the aforesaid date.

The purpose of this hearing is to outline the project's purpose, proposed location and alternate locations. If any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. The project involves, insofar as concerns the Eminent Domain Procedure Law, the Town's proposed acquisition of certain property interests, including temporary and permanent easements, in certain private properties within the Town, so that the Town can repair and/or replace portions of its already existing sewer wastewater facilities in order to improve the flow and removal of sewage and wastewater within and throughout the Town.

Owners of property in the Town proposes to property interest shall, to law, receive a copy of the notice by either personal certified mail, return requested. Such property who may subsequently challenge condemnation property interests via judicial proceedings, and of of issues, facts, and of raised at such hearing.

Questions regarding this hearing may be addressed to:
 Ron DeLo, P.E.
 Director of Department of Environmental Management
 Town of Orangeburg
 26 Orangeburg Road
 Orangeburg, NY 10962
 845-358-6602

Deputy Town Automator
 William J. Reddy
 Office of the Town Attorney
 26 Orangeburg Road
 Orangeburg, NY 10962
 845-358-5100

Dated: Orangeburg, NY
 April 27, 2006

Cheriotta Mac
 Town Clerk
 Town of Orangeburg
 26 Orangeburg
 Orangeburg, NY 10962

LOLA
 NOTARY PUBLIC,
 NO. 011
 QUALIFIED IN WESTCHESTER COUNTY
 TERM EXPIRES _____

The proposed location of said project is as follows: within the town of Orangeburg, Hamlet of Blauvelt, within and about the vicinity of Bradley Corporate Park, Bradley Corporate Drive and Bradley Parkway, and between Bradley Parkway and the west side of Route 303; within the town of Orangeburg, Hamlet of Orangeburg, at or near Henry Street, and between Western Highway and Route 303 immediately north of the Palisades Interstate Parkway; within the Town of Orangeburg, Hamlet of Pearl River, between Route 304 and South Main Street, and on the east and west side of Route 304 just north of Grand Avenue West, in the Town of Orangeburg, Village of Nyack, adjacent to the Upper Nyack Pumping Station at or near Genesee Street, and adjacent to the Nyack Pumping Station at Pearl River, near Spear Street.

Persons may appear in person in

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE TOWN CODE FOR THE PURPOSE OF ENSURING THAT THE TOWN IS NOT LIABLE FOR INJURIES OR DAMAGE RESULTING FROM SIDEWALKS.

EXHIBIT

5-D-06, 5/8/06


STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the *TOWN of ORANGETOWN*, in the County of Rockland, State of New York.

That, on the 26th day of April 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the *TOWN of ORANGETOWN*, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 26th day of April, 2006

ROBERT R. SIMON
Notary Public, State of New York
No. 0155005857
Residing in Rockland County
Commission Expires December 21, 2006



NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangeburg Road, Orangeburg, New York 10962, on the 8th day of May, 2005 at 8:30 PM to consider a proposed local law amending existing Local Laws contained in the following sections of the Town Code for the Town of Orangetown: Section 32-15(A) and Section 32-16. The purpose of this Local Law is to ensure that the Town of Orangetown is not liable for injuries or damage resulting from sidewalks to which it, by already existing Local Law, is not responsible to maintain, repair, keep clean, and keep clear of snow, ice and debris.

A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard.

By order of the Town Board of the Town of Orangetown.

Dated: April 21, 2006

CHARLOTTE MADIGAN
Town Clerk

TERESA M. KENNY, ESQ.
Town Attorney
Town of Orangetown

AFFIDAVIT OF PUBLICATION

from

The Journal News

Florence Bonilla

being duly sworn says _____
 principal clerk of The Journal News, a newspaper published in the County of Westchester
 of New York, and the notice of which the annexed is a printed copy, was published
 area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) that
 published. (See Legend below)

JN 04/28/06

Signed *fb*

Sworn to before me
 This 18 day of May 20 06

 Lola M. Hall
 Notary Public, Westchester County

LOLA M. HALL
 NOTARY PUBLIC, STATE OF NEW YORK
 NO. 01HA6112698
 QUALIFIED IN WESTCHESTER COUNTY
 TERM EXPIRES JULY 6, 2008

NOTICE OF HEARING
 NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangeburg Road, Orangetown, New York 10962, on the 8th day of May 2005 at 8:30 PM to consider a proposed local law amending existing Local Laws contained in the following sections of the Town Code of the Town of Orangetown: Section 32-15(A) and Section 32-16. The purpose of this Local Law is to ensure that the Town of Orangetown is not liable for injuries or damage resulting from sidewalks to which it is already existing Local Law, is responsible to maintain, repair, keep clean, and keep clear of snow, ice and debris. A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk. All interested persons will be given an opportunity to be heard. By order of the Town Board of the Town of Orangetown.
 Dated: April 21, 2006
 CHARLOTTE MADIGAN
 Town Clerk
 TERESA M. KENNY, ESQ.
 Town Attorney
 Town of Orangetown

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson

Central Area (AC):

Ardley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Larchmont, Ramapo, Scarsdale, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenburgh

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pearl River, Piermont, Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pleasantville, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BWV):

Bronxville, Eastchester, Scarsdale, Tuckahoe

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING TO CONSIDER AN AMENDMENT OF THE TOWN CODE FOR THE PURPOSE OF ESTABLISHING FEES TO BE COLLECTED IN ORDER TO PAY FOR A GEOGRAPHIC INFORMATION SYSTEM (GIS).

EXHIBIT

5-E-06, 5/8/06

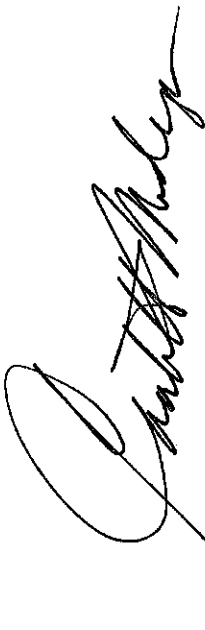
STATE OF NEW YORK }
COUNTY OF ROCKLAND } SS.
TOWN OF ORANGETOWN }

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the *TOWN of ORANGETOWN*, in the County of Rockland, State of New York.

That, on the 26th day of April 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the *TOWN of ORANGETOWN*, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


 Charlotte Madigan
 Town Clerk

Subscribed and sworn to before me

This 26th day of April, 2006

RUBEN H. SHIMUN
 Notary Public, State of New York
 No. 0195005357
 Residing in Rockland County
 Commission Expires December 21, 2006



NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangeburg Road, Orangeburg, New York 10962, on the 8th day of May, 2005 at 8:35 PM to consider a proposed local law amending existing Local Law Article V of the Town Code of the Town of Orangetown by adding the following Sections: Section 14-13 and Section 14-14(A) & (B). The purpose of this Local Law is to establish fees to be collected by the Town of Orangetown in order to pay for a Geographic Information System (GIS) which will display certain land use information and other municipal information relating to properties within the Town.

A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard.

By order of the Town Board of the Town of Orangetown.

Dated: April 21, 2006

CHARLOTTE MADIGAN
Town Clerk

TERESA M. KENNY, ESQ.
Town Attorney
Town of Orangetown

AFFIDAVIT OF PUBLICATION

from

The Journal News

Florence Bonilla

being duly sworn says that _____ principal clerk of The Journal News, a newspaper published in the County of Westchester of New York, and the notice of which the annexed is a printed copy, was published in area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) that the published. (See Legend below)

JN 04/28/06

Signed _____

Sworn to before me

This 1st day of May 2006

Notary Public, Westchester County

LOLA M. HALL
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01HA6112693
QUALIFIED IN WESTCHESTER COUNTY
TERM EXPIRES JULY 6, 2008

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, No. 26 Orangetown Road, Orangetown, New York 10962, on the 8th day of May, 2006 at 8:35 PM, to consider a proposed local law amending existing Local Law Article V of the Town Code of the Town of Orangetown by adding the following Sections: Section 14-13 and Section 14-14(A) & (B). The purpose of this Local Law is to establish fees to be collected by the Town of Orangetown in order to pay for a Geographic Information System (GIS) which will display certain land use information and other municipal information relating to properties within the Town. A copy of the proposed Local Law may be examined by any interested party at the Office of the Town Clerk.

All interested persons will be given an opportunity to be heard. By order of the Town Board of the Town of Orangetown.

Dated: April 21, 2006

CHARLOTTE MADIGAN
Town Clerk

TERESA M. KENNY, ESQ.
Town Attorney
Town of Orangetown

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson

Central Area (AC):

Ardley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Larchmont, Iamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenburgh

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauevit, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pearl River, Piermont, Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pleasantville, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BWV):

Bronxville, Eastchester, Scarsdale, Tuckahoe

EXHIBIT

5-F-06 5/8/06

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Orangetown,
in the County of Rockland, New York

May 8, 2006

* * *

A regular meeting of the Town Board of the Town of Orangetown, in the County of Rockland, New York, was held at the Town Hall, within said Town, on May 8, 2006 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Thom Kleiner, Supervisor; and

Board Members: Denis Troy
Marie Manning
Thomas Morr

There were absent: Denis O'Donne11

Also present: Charlotte Madigan, Town Clerk

* * *

Councilman Morr offered the following resolution and

moved its adoption:

BOND RESOLUTION OF THE TOWN OF ORANGETOWN, NEW YORK, ADOPTED MAY 8, 2006, AUTHORIZING THE CONSTRUCTION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,570,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$3,570,000 SERIAL BONDS TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF ORANGETOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Orangetown, in the County of Rockland, New York (herein called "Town"), is hereby authorized to construct various drainage improvements in the Town, substantially as described in the Report entitled "Cherry Brook Drainage Improvements," dated May 8, 2006, including the construction and/or expansion of detention basins, the installation of storm sewers, berm construction, and the construction of drainage chambers; the foregoing to include all original equipment, machinery, apparatus and or related work and easement acquisition costs required in connection therewith. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$3,570,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$3,570,000 serial bonds of the Town to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$3,570,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in

anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in "*The Rockland County Times*" and "*The Journal News*," two newspapers each having a general circulation within said Town and hereby designated the official newspapers of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

* * *

TOWN OF ORANGETOWN, NEW YORK

PLEASE TAKE NOTICE that on May 8, 2006, the Town Board of the Town of Orangetown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Orangetown, New York, adopted May 8, 2006, authorizing the construction of various drainage improvements in the Town, stating the estimated maximum cost thereof is \$3,570,000, appropriating said amount therefor, and authorizing the issuance of \$3,570,000 serial bonds to finance said appropriation.”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements in the Town, substantially as described in the Report entitled “Cherry Brook Drainage Improvements,” dated May 8, 2006, including the construction and/or expansion of detention basins, the installation of storm sewers, berm construction, and the construction of drainage chambers; the foregoing to include all original equipment, machinery, apparatus and or related work and easement acquisition costs required in connection therewith; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,570,000; APPROPRIATING said amount therefor; and STATING the plan of financing includes the issuance of \$3,570,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$3,570,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said serial bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$3,570,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, and the renewals thereof, and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: May 8, 2006

Charlotte Madigan
Town Clerk

Section 8. The Town Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspapers referred to in Section 7 hereof, and hereby designated the official newspapers for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 9. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilwoman Manning
and duly put to a vote on roll call, which resulted as follows:

AYES: Councilpersons Morr, Manning, Troy
Supervisor Kleiner

NOES: None

The resolution was declared adopted.

CERTIFICATE

I, CHARLOTTE MADIGAN, Town Clerk of the Town of Orangetown, in the County of Rockland, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Orangetown duly called and held on May 8, 2006, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Orangetown this 8th day of May, 2006.



Town Clerk

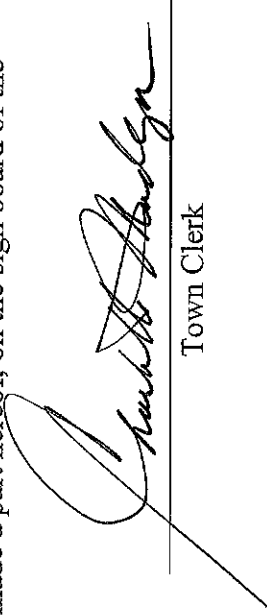
(SEAL)

STATE OF NEW YORK)
)
 :ss:
COUNTY OF ROCKLAND)

CHARLOTTE MADIGAN, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly elected, qualified and acting Town Clerk of the Town of Orangetown, in the County of Rockland, State of New York;

That on May 8, 2006, she has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on May 8, 2006, a copy of which is annexed hereto and made a part hereof, on the sign board of the Town maintained pursuant to the Town Law.



Town Clerk

Subscribed and sworn to before me
this 12 day of May, 2006.

Donna A. Morrison
Notary Public, State of New York

DONNA A. MORRISON
Notary Public, State of New York
No. 01MO5081099
Qualified in Rockland County
Commission Expires June 30, 2007

**CHERRY BROOK DRAINAGE IMPROVEMENTS
PROJECTS 1(Phase 2), 4, 5 and 6****STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE****DATE:** May 8, 2006**LEAD AGENCY:** The Town Board of the Town of Orangetown
Orangetown Town Hall
26 Orangeburg Road
Orangeburg, NY 10962

This Notice is issued pursuant to Part 617 of the implementing regulations of Article 8 (SEQRA) of the Environmental Conservation Law.

The Lead Agency has determined that the proposed action described below will not have a significant effect on the environment.

TITLE OF ACTION:

Cherry Brook Drainage Improvements, Projects 1(Phase 2), 4, 5 and 6.

SEQR STATUS:

Unlisted Action

DESCRIPTION OF ACTION:

The proposed action consists of the expansion of the Project 1 detention basin constructed in Phase 1 and the construction, repair and upgrading of storm water conveyances and ancillary structures.

REASONS SUPPORTING THIS DETERMINATION:**A. Background**

In late 2004 through July 2005, the Town of Orangetown conducted a study of the flooding problems on the Cherry Brook, a mostly culverted stream that rises within the Town boundaries, and flows across the Town/New Jersey border south of Gilbert Avenue in the hamlet of Pearl River, also within the Town boundaries. Flooding has been prevalent on this brook for many years, particularly near the northern, upstream end, and just north of Gilbert Avenue, near the southern, downstream end.

The study, contracted to the firm of HDR, examined the physical characteristics of the drainage basin and the downstream system from Crooked Hill Road to the New Jersey state line. The study also examined the flooding effects of rainfall events of varying severities on the storm water drainage system, the alternative methods of ameliorating the effects, and the costs of these alternatives. The findings of the study were reported in the HDR report of July 2005, and a course of action was developed by the Town.

In addition to the Crooked Hill Road Detention Basin Project 1(Phase 1) which has already been constructed, Projects 1(Phase 2), 4, 5 and 6 consisting of upgrading and expanding the existing detention basin and drainage systems, are proposed to alleviate flooding in areas that are downstream of the detention basin. The detention basin and the other improvements are not functionally or materially dependent upon each other, but will serve the overall goal of reducing the flooding problems.

PROJECT DESCRIPTIONS

Project No. 1 - Phase 2

Detention Basin Expansion

Phase 1 of Project No. 1 included the excavation of a 7+/- acre-foot detention basin in the open field on the southerly side of Crooked Hill Road. The current project, Phase 2 of Project No. 1 includes increasing the usable volume of the detention basin to 20 acre-feet by constructing a maximum four feet high berm around the west, south and east sides of the excavated basin. Ancillary items including inlet and outlet structures will also be constructed.

Diversion Storm Sewer

The Project No. 1 - Phase 2 diversion sewer includes approximately 1,800-ft of 18 to 42-in HDPE storm sewer from Forest Avenue, northerly across side and rear yards to Charles Street, then north in Charles Street past Carroll Street to the end of Charles Street and then westerly to the Detention basin. A drainage chamber will be constructed at each point where the new sewer changes direction. Some of the new chambers will be designed to pick up drainage from existing storm sewers that join the new sewer, as well as overland flow that will be directed to the new chambers and ultimately to the detention basin.

Project No. 4

Project No. 4 includes 48 and 54-in HDPE sewer between Brightwood Avenue to about 100-ft south of Bogert Street that will replace the existing open channel and sections of existing storm sewers and culverts. The new sewer would be approximately 350-lf long. A new drainage chamber will be constructed in Brightwood Avenue (that will replace an existing headwall) and one in Bogert Street (that will replace an existing headwall and drainage chamber). Additional chambers will also be constructed at a low point approximately 100-ft north of Bogert Street.

Project No. 5

Project No. 5 will include approximately 330-ft of 42 and 48-in HDPE sewer from the point where the existing open channel ends at an existing headwall to an existing drainage chamber at West Central Avenue. The sewer will turn south in the parking lot and run in the alley(driveway) between the two buildings and cross West Central Avenue where it will turn west until it discharges into an existing 48-in sewer. Drainage chambers will be constructed at each point where the new sewer changes direction. Water main and gas line relocations will be required.

Project No. 6

Project No. 6 includes approximately 2,000-ft of 60-in HDPE relief sewer from an existing drainage chamber in the Town park north of Madison Avenue, continuing south along the town walking trail to Meyer Oval, then turning east on Meyer Oval to Cherry Lane, then south on Cherry Street to the south shoulder of Gilbert Avenue and then east in the shoulder of Gilbert Avenue to a new headwall into Cherry Brook. A drainage chamber will be constructed at each point where the new sewer changes direction. Some of the new chambers will be designed to pick up drainage from existing storm sewers that join the new sewer.

B.2 Project Summary

A SEQR Long Form EAF (Parts 1 and 2) has been completed and filed for the proposed projects. No negative, immediate or long-term impacts associated with the projects have been identified. These projects will correct the existing and documented flooding problems downstream of the Crooked Hill Road Detention Basin which will reduce the potential for flooding and resultant property damage. The watercourse is not regulated by the New York State Department of Environmental Conservation under Article 15 and the appropriate permits will be sought from the U. S. Army Corps of Engineers for the future improvements downstream of the detention pond. The work will be to the benefit of the public.

In summary, after evaluating all of the potential environmental impacts relating to the proposed action, the Town Board concludes that there will be no significant environmental effect caused by the construction, repair and upgrading of storm water detention basin, conveyances and ancillary structures, known as Cherry Brook Drainage Improvements Projects 1(Phase 2), 4, 5 and 6.

In reaching this determination of non-significance, as noted, the Town Board has considered various other alternatives, some of which may, and can still, be implemented in the future to provide a more comprehensive solution to the drainage problems that exist along the course of the Cherry Brook. That said, none of the other proposed alternatives will provide the significant and immediate relief that can be achieved by implementing Projects 1(Phase 2), 4, 5 and 6.

For Further Information, Contact:

Thom Kleiner, Town Supervisor
Town Hall, Town of Orangetown
26 Orangeburg Road
Orangeburg, New York 10962
(845) 359-5100

Copies of this Notice Sent to:

Margaret Duke, Regional Permit Administrator
NYSDEC, Region 3
21 South Putt Corners
New Paltz, NY 12561

Salvatore Corallo, Commissioner
Rockland County Department of Planning
50 Sanatorium Road, Building T
Pomona, New York 10970

Thomas Micelli, P.E.
Rockland County Department of Health
50 Sanatorium Road, Building D
Pomona, New York 10970

Ed Devine
Rockland County Drainage Agency
23 New Hempstead Road
New City, NY 10956

Charles H. Vezzetti
Rockland County Highway Department
23 New Hempstead Road
New City, NY 10956

Allan Beers
Rockland County Soil & Water Conservation District
50 Sanatorium Road, Building P
Pomona, New York 10970

Bruce Bond, Chairman
Town of Orangetown, Planning Board
20 Greenbush Road
Orangeburg, NY 10962

Appendix A
State Environmental Quality Review
FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

Full EAF Components: The full EAF is comprised of three parts:

- Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.
- Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.
- Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

THIS AREA FOR LEAD AGENCY USE ONLY

DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions

Identify the Portions of EAF completed for this project:

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A.** The project will not result in any large and important impact(s) and, therefore, is one which **will not** have a significant impact on the environment, therefore a **negative declaration will be prepared.**
- B.** Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a **CONDITIONED negative declaration will be prepared.***
- C.** The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a **positive declaration will be prepared.**

*A Conditioned Negative Declaration is only valid for Unlisted Actions
 Construction, repair and upgrading of storm water conveyance

Name of Action

Town Board, Town of Orangetown

Name of Lead Agency

Supervisor, Town of Orangetown

Thom Kleiner

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (If different from responsible officer)

PART 1 --PROJECT INFORMATION
Prepared by Project Sponsor

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire form, Parts A through E. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete Parts 2 and 3.

It is expected that completion of the full EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

Name of Action Construction, repair and upgrading of storm water conveyances

Location of Action (include Street Address, Municipality and County)

Project#1Phase 2 & Diversion Forest Ave. to Detention Basin, Project#4-Brightwood & Bogert Ave., Project#5-E.Central Ave., Project#6-Gilbert Ave.

Name of Applicant/Sponsor Town of Orangetown

Address 26 Orangeburg Road

City / PO Orangeburg State NY Zip Code 10962

Business Telephone 845-359-6502 ext 111

Name of Owner (if different) _____

Address _____

City / PO _____ State _____ Zip Code _____

Business Telephone _____

Description of Action:

The work consists of improvements to the existing storm water conveyance system in the Cherry Brook drainage basin to increase the capacity of the system and reduce the flooding potential from the Crooked Hill Road Detention Basin to Gilbert Avenue. Phase 2 of the Detention Basin (Project 1) construction will expand the basins current capacity to 20 acre-feet.

Please Complete Each Question--Indicate N.A. if not applicable

A. SITE DESCRIPTION

Physical setting of overall project, both developed and undeveloped areas.

1. Present Land Use: Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Other _____

2. Total acreage of project area: 0.78 acres.

APPROXIMATE ACREAGE

	PRESENTLY	AFTER COMPLETION
Meadow or Brushland (Non-agricultural)	_____ acres	_____ acres
Forested	_____ acres	_____ acres
Agricultural (Includes orchards, cropland, pasture, etc.)	_____ acres	_____ acres
Wetland (Freshwater or tidal as per Articles 24,25 of ECL)	_____ acres	_____ acres
Water Surface Area	_____ acres	_____ acres
Unvegetated (Rock, earth or fill)	_____ acres	_____ acres
Roads, buildings and other paved surfaces	<u>0.36</u> acres	<u>0.36</u> acres
Other (Indicate type) <u>grass lawns</u>	<u>0.42</u> acres	<u>0.42</u> acres

3. What is predominant soil type(s) on project site?

- a. Soil drainage: Well drained 100 % of site Moderately well drained _____ % of site.
 Poorly drained _____ % of site

b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? N/A acres (see 1 NYCRR 370).

4. Are there bedrock outcroppings on project site? Yes No

a. What is depth to bedrock >5 (in feet)

5. Approximate percentage of proposed project site with slopes:

- 0-10% 100 % 10- 15% _____ % 15% or greater _____ %

6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or National Registers of Historic Places? Yes No

7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No

8. What is the depth of the water table? _____ >5 (in feet)

9. Is site located over a primary, principal, or sole source aquifer? Yes No

10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No

11. Does project site contain any species of plant or animal life that is identified as threatened or endangered? Yes No

According to:

None are believed to exist.

Identify each species:

[Empty box for species identification]

12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations?)

Yes No

Describe:

[Empty box for description]

13. Is the project site presently used by the community or neighborhood as an open space or recreation area?

Yes No

If yes, explain:

A portion of the new storm sewer to be installed as part of Project #6 will be in the walking trail that is in the Town Park north of Meyer Oval.

14. Does the present site include scenic views known to be important to the community? Yes No

[Empty box for scenic views]

15. Streams within or contiguous to project area:

Cherry Brook

a. Name of Stream and name of River to which it is tributary

Hackensack River

[Empty box for stream details]

16. Lakes, ponds, wetland areas within or contiguous to project area:

Federally regulated wetlands contiguous to Cherry Brook (unmapped by the National Wetland Inventory)

[Empty box for lakes/ponds]

b. Size (in acres):

0.1

[Empty box for size]

17. Is the site served by existing public utilities? Yes No
- a. If YES, does sufficient capacity exist to allow connection? Yes No
- b. If YES, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No

19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617? Yes No

20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No

B. Project Description

1. Physical dimensions and scale of project (fill in dimensions as appropriate).

a. Total contiguous acreage owned or controlled by project sponsor: 0.68 acres.

b. Project acreage to be developed: 0 acres initially; 0 acres ultimately.

c. Project acreage to remain undeveloped: 0.68 acres.

d. Length of project, in miles: N/A (if appropriate)

e. If the project is an expansion, indicate percent of expansion proposed. N/A %

f. Number of off-street parking spaces existing 0; proposed 0

g. Maximum vehicular trips generated per hour: 0 (upon completion of project)?

h. If residential: Number and type of housing units:

Initially	One Family	Two Family	Multiple Family	Condominium
Ultimately				

i. Dimensions (in feet) of largest proposed structure: 11 height; 11.3 width; 13.3 length.

j. Linear feet of frontage along a public thoroughfare project will occupy is? N/A ft.

2. How much natural material (i.e. rock, earth, etc.) will be removed from the site? 6405 cy tons/cubic yards.

3. Will disturbed areas be reclaimed Yes No N/A

a. If yes, for what intended purpose is the site being reclaimed?

b. Will topsoil be stockpiled for reclamation? Yes No

c. Will upper subsoil be stockpiled for reclamation? Yes No

4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? 0.1 acres.

5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?

Yes No

6. If single phase project: Anticipated period of construction: 6 months, (including demolition)

7. If multi-phased:

a. Total number of phases anticipated _____ (number)

b. Anticipated date of commencement phase 1: _____ month _____ year, (including demolition)

c. Approximate completion date of final phase: _____ month _____ year.

d. Is phase 1 functionally dependent on subsequent phases? Yes No

8. Will blasting occur during construction? Yes No

9. Number of jobs generated: during construction 25; after project is complete

10. Number of jobs eliminated by this project none.

11. Will project require relocation of any projects or facilities? Yes No

If yes, explain:

The existing storm water drainage system will be replaced or modified.

12. Is surface liquid waste disposal involved? Yes No

a. If yes, indicate type of waste (sewage, industrial, etc) and amount _____

b. Name of water body into which effluent will be discharged _____

13. Is subsurface liquid waste disposal involved? Yes No Type _____

14. Will surface area of an existing water body increase or decrease by proposal? Yes No

If yes, explain:

15. Is project or any portion of project located in a 100 year flood plain? Yes No

16. Will the project generate solid waste? Yes No

a. If yes, what is the amount per month? _____ tons

b. If yes, will an existing solid waste facility be used? Yes No

c. If yes, give name _____; location _____

d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No

e. If yes, explain:

17. Will the project involve the disposal of solid waste? Yes No

a. If yes, what is the anticipated rate of disposal? _____ tons/month.

b. If yes, what is the anticipated site life? _____ years.

18. Will project use herbicides or pesticides? Yes No

19. Will project routinely produce odors (more than one hour per day)? Yes No

20. Will project produce operating noise exceeding the local ambient noise levels? Yes No

21. Will project result in an increase in energy use? Yes No

If yes, indicate type(s)

Dewatering pumps may be used during construction which will require electrical energy that will likely be provided by portable generators.

22. If water supply is from wells, indicate pumping capacity N/A gallons/minute.

23. Total anticipated water usage per day N/A gallons/day.

24. Does project involve Local, State or Federal funding? Yes No

If yes, explain:

Project #1 - Phase 2, Project #1 Sewer Diversion and Projects #4, 5 and 6 will be funded by the Town of Orangetown.

25. Approvals Required:

	Yes	No	Type	Submittal Date
City, Town, Village Board	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
City, Town, Village Planning Board	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
City, Town Zoning Board	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
City, County Health Department	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Soil Borings RCDOH	
Other Local Agencies	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Orangetown Highway Dept. Parks Dept.	
Other Regional Agencies	<input checked="" type="checkbox"/>	<input type="checkbox"/>	RC Highway Dept.	
State Agencies	<input checked="" type="checkbox"/>	<input type="checkbox"/>	NYSDEC SWPPP (Hunt Road PS site)	
Federal Agencies	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Nation wide permit Individual	

C. Zoning and Planning Information

1. Does proposed action involve a planning or zoning decision? Yes No
- If Yes, indicate decision required:
- | | | | |
|---|---|--|--------------------------------------|
| <input type="checkbox"/> Zoning amendment | <input type="checkbox"/> Zoning variance | <input type="checkbox"/> New/revision of master plan | <input type="checkbox"/> Subdivision |
| <input type="checkbox"/> Site plan | <input type="checkbox"/> Special use permit | <input type="checkbox"/> Resource management plan | <input type="checkbox"/> Other |

2. What is the zoning classification(s) of the site?

Project #1 - Phase 2, Project #1 Sewer Diversion, Project #4 and #6 General Residence (RG)
Project #5 Community Shopping (CS)

3. What is the maximum potential development of the site if developed as permitted by the present zoning?

N/A

4. What is the proposed zoning of the site?

No Change

5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?

No Change

6. Is the proposed action consistent with the recommended uses in adopted local land use plans?

Yes

No

7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action?

General Residence and Community Shopping

8. Is the proposed action compatible with adjoining/surrounding land uses with a ¼ mile? Yes No

9. If the proposed action is the subdivision of land, how many lots are proposed? N/A

a. What is the minimum lot size proposed? N/A

10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No

11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)?

Yes No

a. If yes, is existing capacity sufficient to handle projected demand? Yes No

12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No

a. If yes, is the existing road network adequate to handle the additional traffic. Yes No

D. Informational Details

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

E. Verification

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name Town of Orangetown

Date _____

Signature _____

Title Director, Dept. of Environmental Management and Engineering

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
• Construction or expansion of a sanitary landfill.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Construction in a designated floodway.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
None			

2. Will there be an effect to any unique or unusual land forms found on the site? (i.e., cliffs, dunes, geological formations, etc.)

NO YES

• Specific land forms:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
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Impact on Water

3. Will Proposed Action affect any water body designated as protected? (Under Articles 15, 24, 25 of the Environmental Conservation Law, ECL)

NO YES

Examples that would apply to column 2

- Developable area of site contains a protected water body. Yes No
- Dredging more than 100 cubic yards of material from channel of a protected stream. Yes No
- Extension of utility distribution facilities through a protected water body. Yes No
- Construction in a designated freshwater or tidal wetland. Yes No
- Other impacts: Yes No

4. Will Proposed Action affect any non-protected existing or new body of water?

NO YES

Examples that would apply to column 2

- A 10% increase or decrease in the surface area of any body of water or more than a 10 acre increase or decrease. Yes No
- Construction of a body of water that exceeds 10 acres of surface area. Yes No
- Other impacts: Yes No

Drainage improvements will be made at various locations along the Cherry Brook watercourse.

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

5. Will Proposed Action affect surface or groundwater quality or quantity?

NO YES

Examples that would apply to column 2

- Proposed Action will require a discharge permit. Yes No
- Proposed Action requires use of a source of water that does not have approval to serve proposed (project) action. Yes No
- Proposed Action requires water supply from wells with greater than 45 gallons per minute pumping capacity. Yes No
- Construction or operation causing any contamination of a water supply system. Yes No
- Proposed Action will adversely affect groundwater. Yes No
- Liquid effluent will be conveyed off the site to facilities which presently do not exist or have inadequate capacity. Yes No
- Proposed Action would use water in excess of 20,000 gallons per day. Yes No
- Proposed Action will likely cause siltation or other discharge into an existing body of water to the extent that there will be an obvious visual contrast to natural conditions. Yes No
- Proposed Action will require the storage of petroleum or chemical products greater than 1,100 gallons. Yes No
- Proposed Action will allow residential uses in areas without water and/or sewer services. Yes No
- Proposed Action locates commercial and/or industrial uses which may require new or expansion of existing waste treatment and/or storage facilities. Yes No
- Other impacts: Yes No

	1	2	3
	Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

6. Will Proposed Action alter drainage flow or patterns, or surface water runoff? NO YES

Examples that would apply to column 2

- Proposed Action would change flood water flows Yes No
- Proposed Action may cause substantial erosion. Yes No
- Proposed Action is incompatible with existing drainage patterns. Yes No
- Proposed Action will allow development in a designated floodway. Yes No
- Other impacts: Yes No

These projects will mitigate existing drainage and flooding problems.

IMPACT ON AIR

7. Will Proposed Action affect air quality? NO YES

Examples that would apply to column 2

- Proposed Action will induce 1,000 or more vehicle trips in any given hour. Yes No
- Proposed Action will result in the incineration of more than 1 ton of refuse per hour. Yes No
- Emission rate of total contaminants will exceed 5 lbs. per hour or a heat source producing more than 10 million BTU's per hour. Yes No
- Proposed Action will allow an increase in the amount of land committed to industrial use. Yes No
- Proposed Action will allow an increase in the density of industrial development within existing industrial areas. Yes No
- Other impacts: Yes No

IMPACT ON PLANTS AND ANIMALS

8. Will Proposed Action affect any threatened or endangered species? NO YES

Examples that would apply to column 2

- Reduction of one or more species listed on the New York or Federal list, using the site, over or near the site, or found on the site. Yes No

3

2

1

Small to Moderate Impact Potential Large Impact Can Impact Be Mitigated by Project Change

 Yes No
 Yes No
 Yes No

- Removal of any portion of a critical or significant wildlife habitat.
- Application of pesticide or herbicide more than twice a year, other than for agricultural purposes.
- Other impacts:

9. Will Proposed Action substantially affect non-threatened or non-endangered species?

NO YES

Examples that would apply to column 2

- Proposed Action would substantially interfere with any resident or migratory fish, shellfish or wildlife species. Yes No
- Proposed Action requires the removal of more than 10 acres of mature forest (over 100 years of age) or other locally important vegetation. Yes No
- Other impacts: Yes No

IMPACT ON AGRICULTURAL LAND RESOURCES

10. Will Proposed Action affect agricultural land resources?

NO YES

Examples that would apply to column 2

- The Proposed Action would sever, cross or limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc.) Yes No
- Construction activity would excavate or compact the soil profile of agricultural land. Yes No
- The Proposed Action would irreversibly convert more than 10 acres of agricultural land or, if located in an Agricultural District, more than 2.5 acres of agricultural land. Yes No

	1	2	3
	Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

- The Proposed Action would disrupt or prevent installation of agricultural land management systems (e.g., subsurface drain lines, outlet ditches, strip cropping); or create a need for such measures (e.g. cause a farm field to drain poorly due to increased runoff).

Yes No

- Other impacts:

Yes No

IMPACT ON AESTHETIC RESOURCES

11. Will Proposed Action affect aesthetic resources? (If necessary, use the Visual IFAF Addendum in Section 617.20, Appendix B.)

NO YES

Examples that would apply to column 2

- Proposed land uses, or project components obviously different from or in sharp contrast to current surrounding land use patterns, whether man-made or natural.
- Proposed land uses, or project components visible to users of aesthetic resources which will eliminate or significantly reduce their enjoyment of the aesthetic qualities of that resource.
- Project components that will result in the elimination or significant screening of scenic views known to be important to the area.
- Other impacts:

Yes No

Yes No

Yes No

Yes No

IMPACT ON HISTORIC AND ARCHAEOLOGICAL RESOURCES

12. Will Proposed Action impact any site or structure of historic, prehistoric or paleontological importance?

NO YES

Examples that would apply to column 2

- Proposed Action occurring wholly or partially within or substantially contiguous to any facility or site listed on the State or National Register of historic places.
- Any impact to an archaeological site or fossil bed located within the project site.
- Proposed Action will occur in an area designated as sensitive for archaeological sites on the NYS Site Inventory.

Yes No

Yes No

Yes No

	1	2	3
	Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change
• Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

IMPACT ON OPEN SPACE AND RECREATION

13. Will proposed Action affect the quantity or quality of existing or future open spaces or recreational opportunities?

NO YES

- Examples** that would apply to column 2
- The permanent foreclosure of a future recreational opportunity. Yes No
 - A major reduction of an open space important to the community. Yes No
 - Other impacts: Yes No

IMPACT ON CRITICAL ENVIRONMENTAL AREAS

14. Will Proposed Action impact the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6NYCRR 617.14(g)?

NO YES

List the environmental characteristics that caused the designation of the CEA.

Examples that would apply to column 2

- Proposed Action to locate within the CEA? Yes No
- Proposed Action will result in a reduction in the quantity of the resource? Yes No
- Proposed Action will result in a reduction in the quality of the resource? Yes No
- Proposed Action will impact the use, function or enjoyment of the resource? Yes No
- Other impacts: Yes No

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

IMPACT ON TRANSPORTATION

15. Will there be an effect to existing transportation systems?

NO YES

Examples that would apply to column 2

- Alteration of present patterns of movement of people and/or goods.
- Proposed Action will result in major traffic problems.
- Other impacts:

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IMPACT ON ENERGY

16. Will Proposed Action affect the community's sources of fuel or energy supply?

NO YES

Examples that would apply to column 2

- Proposed Action will cause a greater than 5% increase in the use of any form of energy in the municipality.
- Proposed Action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two family residences or to serve a major commercial or industrial use.

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- Other impacts:

NOISE AND ODOR IMPACT

17. Will there be objectionable odors, noise, or vibration as a result of the Proposed Action?

NO YES

Examples that would apply to column 2

- Blasting within 1,500 feet of a hospital, school or other sensitive facility.
- Odors will occur routinely (more than one hour per day).
- Proposed Action will produce operating noise exceeding the local ambient noise levels for noise outside of structures.
- Proposed Action will remove natural barriers that would act as a noise screen.
- Other impacts:

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- Other impacts:

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

IMPACT ON PUBLIC HEALTH

18. Will Proposed Action affect public health and safety?

NO YES

- Proposed Action may cause a risk of explosion or release of hazardous substances (i.e. oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there may be a chronic low level discharge or emission. Yes No
- Proposed Action may result in the burial of "hazardous wastes" in any form (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.) Yes No
- Storage facilities for one million or more gallons of liquefied natural gas or other flammable liquids. Yes No
- Proposed Action may result in the excavation or other disturbance within 2,000 feet of a site used for the disposal of solid or hazardous waste. Yes No
- Other impacts: Yes No

IMPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD

19. Will Proposed Action affect the character of the existing community?

NO YES

Examples that would apply to column 2

- The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%. Yes No
- The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project. Yes No
- Proposed Action will conflict with officially adopted plans or goals. Yes No
- Proposed Action will cause a change in the density of land use. Yes No
- Proposed Action will replace or eliminate existing facilities, structures or areas of historic importance to the community. Yes No
- Development will create a demand for additional community services (e.g. schools, police and fire, etc.) Yes No

	1	2	3
	Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

- Proposed Action will set an important precedent for future projects.
- Proposed Action will create or eliminate employment.
- Other impacts:

20. Is there, or is there likely to be, public controversy related to potential adverse environment impacts?
 NO YES

If Any Action in Part 2 Is Identified as a Potential Large Impact or If You Cannot Determine the Magnitude of Impact, Proceed to Part 3

Part 3 - EVALUATION OF THE IMPORTANCE OF IMPACTS

Responsibility of Lead Agency

Part 3 must be prepared if one or more impact(s) is considered to be potentially large, even if the impact(s) may be mitigated.

Instructions (If you need more space, attach additional sheets)

Discuss the following for each impact identified in Column 2 of Part 2:

1. Briefly describe the impact.
2. Describe (if applicable) how the impact could be mitigated or reduced to a small to moderate impact by project change(s).
3. Based on the information available, decide if it is reasonable to conclude that this impact is **important**.

To answer the question of importance, consider:

- ! The probability of the impact occurring
- ! The duration of the impact
- ! Its irreversibility, including permanently lost resources of value
- ! Whether the impact can or will be controlled
- ! The regional consequence of the impact
- ! Its potential divergence from local needs and goals
- ! Whether known objections to the project relate to this impact.

NOTICE OF POSTING: NOTICE TO BIDDERS FOR CONTRACTOR WORK CALLED THE SEWER SYSTEM MAINTENANCE PROJECT IN NYACK.

EXHIBIT

5-H-06, 5/8/06

STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN }


SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the *TOWN of ORANGETOWN*, in the County of Rockland, State of New York.

That, on the 7th day of April 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the *TOWN of ORANGETOWN*, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


Charlotte Madigan
Town Clerk

Subscribed and sworn to before me

This 7th day of April, 2006

ROBERT R. SIMON
Notary Public, State of New York
No. 019530557
Residing in Rockland County
Commission Expires December 21, 2006



NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 a.m. on April 26, 2006, and will be publicly opened and read aloud at 11:00 A.M. for the

SEWER SYSTEM MAINTENANCE PROJECT IN NYACK,

TOWN OF ORANGETOWN, ROUTE 303, ORANGEBURG, NEW YORK,

in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office. Copies of the Contract Documents will be on file after April 7, 2006 and may be examined during the usual business hours at the Office of the Town Clerk. A non-refundable fee of seventy-five (\$75.00) dollars payable by check to the Town of Orangetown will be required for each set of Contract Documents.

The Town Clerk and the Director of Environmental Management and Engineering will submit a report to the Town Board of all bids received and their recommendations concerning the awarding of a Contract at a regular Town Board meeting.

The Town Board of the Town of Orangetown reserves the right to waive any informalities in the bidding and to reject any and all bids.

The Town Board requires each bid to be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, or a bond with sufficient sureties to be approved by the Town Attorney, in a sum equal to five percent (5%) of the amount bid, conditioned that if his/her proposal is accepted, he/she will execute such further security as may be required for the faithful performance of the Contract as set forth in these Contract documents.

The successful bidder will be required to post a Performance Bond in the amount of one hundred percent (100%) of the Contract price.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

Contractor warrants and represents that all employees and independent contractors affiliated with or employed by such contractors or any subcontractors shall be compensated at

the prevailing wage, including, where applicable wage rates mandated by the New York State Department of Labor for the work performed in connection with any project.

It is understood that there must be a written Contract executed by the Supervisor of the Town of Orangetown, pursuant to Town Board Resolution. This is subject to appropriations approved by the Town Board.

CHARLOTTE MADIGAN
TOWN CLERK

RONALD C. DELO, P.E., DEE
DIRECTOR OF ENVIRONMENTAL MANAGEMENT AND ENGINEERING

AFFIDAVIT OF PUBLICATION

from

The Journal News

Florence Bonilla

_____ being duly sworn say
 principal clerk of The Journal News, a newspaper published in the County of Westchester
 of New York, and the notice of which the annexed is a printed copy, was published
 area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) that
 published. (See Legend below)

JN 04/07/06

Signed _____

Sworn to before me

This 10th day of April 2006

LOLA M.
 NOTARY PUBLIC, STATE OF NEW YORK
 NO. 01 HAS
 QUALIFIED IN WESTCHESTER COUNTY
 TERM EXPIRES

Notary Public, Westchester County

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohogai Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam

Central Area (AC):

Ardley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Iamaronck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauvelt, Congers, Gammerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pe Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BWW):

Bronxville, Eastchester, Scarsdale, Tuckahoe

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangeburg at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 a.m. on April 26, 2006, and will be publicly opened and read aloud at 11:00 A.M. for the SEWER SYSTEM MAINTENANCE PROJECT IN NYACK. TOWN OF ORANGEBURG, NEW YORK, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office. Copies of the Contract Documents will be on file after April 7, 2006 and may be examined during the usual business hours at the Office of the Town Clerk. A non-refundable fee of seventy-five (\$75.00) dollars payable by check to the Town of Orangeburg will be required for each set of Contract Documents.

The Town Clerk and the Director of Environmental Management and Engineering will submit a report to the Town Board of all bids received and their recommendations concerning the awarding of a Contract at a regular Town Board meeting.

The Town Board of the Town of Orangeburg reserves the right to waive any irregularities in the bidding and to reject any and all bids.

The Town Board requires each bid to be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, or a bond with sufficient sureties to be approved by the Town Attorney. In a sum equal to five percent (5%) of the amount bid, conditioned that if his/her proposal is accepted, he/she will execute such further security as may be required for the faithful performance of the Contract as set forth in these Contract documents.

The successful bidder will be required to post a Performance Bond in the amount of one hundred percent (100%) of the Contract price.

No bid will be accepted without a Non- collusion Statement as required pursuant to Section 1030 of the General Municipal Law.

Contractor warrants and represents that all employees and independent contractors affiliated with or employed by such contractors or any subcontractors shall be compensated at the prevailing wage, including where applicable wage rates mandated by the New York State Department of Labor for the work performed in connection with any project.

It is understood that there must be a written Contract executed by the Supervisor of the Town of Orangeburg, pursuant to Town Board Resolution. This is subject to appropriation approved by the Town Board.

CHARLOTTE MADIGAN
 TOWN CLERK

RONALD C. DELO, P.E., DEE
 DIRECTOR OF ENVIRONMENTAL
 MANAGEMENT AND ENGI-
 NEERING

alls,
 unt
 mont,

No. 2006-1 IN NYACK

BID OPENING TIME:

11:00 AM

DATE

04/26/06

CONTRACTOR NAME	Fred A Cook JR Montross, NY	National Water Main Cleaning Co Newark, NJ
& ADDRESS	Allstate Paver Rahway, NJ	

DATE RECEIVED	4/26/06	4/26/06	4/26/06
TIME RECEIVED	10:14 AM	9:14 AM	9:21 AM
NON COLLUSION STATEMENT	✓	✓	✓
BID BOND OR CERTIFIED CHECK	Bond	Bond	Bond

Price per linear foot for Cleaning in 8 inch to 12 inch size sewers, inclusive, complete:

<i>Quantity</i> Estimated Quantity / LF	2	4	2
Extended Total	\$ 21,700	\$ 43,400	\$ 21,700

Price per linear foot for Internal TV Inspection in 8 inch to 12 inch size sewers, inclusive, complete:

<i>Quantity</i> Estimated Quantity / LF	10	1	5
Extended Total	\$ 108,500	\$ 14,850	\$ 54,250

Price per Joint Tested in 8 inch size sewers, inclusive, complete:

<i>Quantity</i> Estimated Quantity / EA	7	15	750
Extended Total	\$ 25,319	\$ 54,255	\$ 27,127.50

Price per Joint Sealed in 8 inch size sewers, inclusive, complete:

<i>Quantity</i> Estimated Quantity / EA	20	6	30
Extended Total	\$ 7,240	\$ 2,172	\$ 14,860

Price per sewer line of Pumping and Bypassing, for 8 inch to 12 inchline, inclusive, complete:

<i>Quantity</i> Estimated Quantity / LF	4	5	7
Extended Total	\$ 2,168	\$ 2,710	\$ 3,794

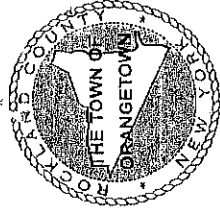
Price per Protruding Lateral Removal, complete:

<i>Quantity</i> Estimated Quantity / EA	250	150	150
Extended Total	\$ 3,750	\$ 2,250	\$ 2,250

Price for Additional Equipment, complete:

<i>Quantity</i> Estimated Quantity / LS	3500	12000	12,650
Extended Total	\$ 3,500	\$ 12,000	\$ 12,650

<i>Quantity</i> Estimated Quantity / LS	172,177	127,637	132,631.50
Extended Total	\$ 172,177	\$ 127,637	\$ 132,631.50




Resolution No. 384
5/8/06

Department of Environmental Management and Engineering Town of Orangetown

Route 303 Orangeburg New York 10962
Tel: (845) 359-6502 • Fax: (845) 359-6951

April 28, 2006

To: Thom Kleiner, Supervisor
Town Board

From: Ronald C. Delo, P.E., DEE 
Director

Re: Bid No. 2006-1, Sewer System
Maintenance Project

I recommend award of the above referenced bid to All State Power Vac., Inc. the lowest, responsible bidder at a cost of \$127,637.00.

Three bids were received on Wednesday, April 26, 2006, as follows:

1. All State Power Vac., Inc. \$127,637.00
2. National Water Main Cleaning Co. \$132,631.50
3. Fred A. Cook, Jr. \$172,177.00

References for the lowest bidder were checked and found to be satisfactory.

Please note that this is a unit price type bid with estimated quantities.

One of the items bid was to furnish three pieces of equipment to the Town related to maintenance of the sewer system.

Since the total amount of the bid is higher than the budget amount, \$100,000.00, for this work I am recommending that we delete this item from the contract bringing the total amount of the contract down to \$115,637.00.

The difference between this reduced contract amount and the budgeted amount would be transferred from Accounts 8120-50200 and 8130-50200 Capital Outlay (\$11,000) and 8120 8120-50454 (Sewer Repair (\$6,000) which have available funds.

Should you have any questions on the above, please contact me.

Thank you for your consideration in this matter.

To:

Ron DeLo, P.E., DEE
Director

TOWN OF ORANGETOWN
INTER-DEPARTMENTAL MEMO

SUBJECT

Sewer System Maint. Project in Nyack

DATE

C.C.

April 27, 2006

File

Contractor References
MESSAGE

As per your request, I checked some of the references given for all three contractors. They generally all said the same thing about the contractors; overall they all do good work, sometimes a little disorganized and some equipment malfunctions, but that is to be expected with this kind of work. My recommendation would be to go with the Low Bidder - Allstate Power Vac. Inc.

Bruce Peters, P.E.
Engineer III



TOWN OF ORANGETOWN - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT AND ENGINEERING
 CONTRACT 2006 - 1
 SEWER SYSTEM MAINTENANCE PROJECT
 IN NYACK

ITEM NO.	ITEMS	QTY.	UNIT	Engineer's Estimate		Fred A. Cook Jr. Inc PO Box 71 Montrose, NY 10548	National Water Main Cleaning Co. 875 Summer Ave Newark, NJ 07104		Allstate Power Vac, Inc. 928 East Hazelwood Avenue Rahway, NJ 07065	
				EXTENSION	UNIT PRICE		EXTENSION	UNIT PRICE	EXTENSION	UNIT PRICE
1	Cleaning 8 inch to 12 inch sewers	10850	LF	\$2.50	\$27,125.00	\$2.00	\$21,700.00	\$4.00	\$43,400.00	
2	Internal TV 8 inch to 12 inch sewers	10850	LF	\$2.00	\$21,700.00	\$10.00	\$108,500.00	\$1.00	\$10,850.00	
3	Joint Tested in 8 inch sewers	3617	EA	\$10.00	\$36,170.00	\$7.00	\$25,319.00	\$15.00	\$54,255.00	
4	Joint Sealed in 8 inch sewers	362	EA	\$3.50	\$1,267.00	\$20.00	\$7,240.00	\$6.00	\$2,172.00	
5	Pumping and Bypassing for 8 inch to 24 inch line	542	LF	\$5.00	\$2,710.00	\$4.00	\$2,168.00	\$5.00	\$2,710.00	
6	Protruding Lateral Removal	15	EA	\$200.00	\$3,000.00	\$3,750.00	\$3,750.00	\$150.00	\$2,250.00	
7	Additional Equipment	1	LS	\$8,000.00	\$8,000.00	\$3,500.00	\$3,500.00	\$12,000.00	\$12,000.00	
Total					\$99,972.00		\$172,177.00		\$132,631.50	\$127,637.00

NOTICE OF POSTING: NOTICE TO BIDDERS FOR FURNISHING ONE (1) NEW STREET SWEEPER.

EXHIBIT

5-I-06 5/8/06

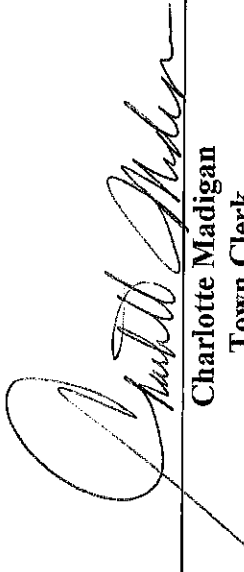
STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the **TOWN of ORANGETOWN**, in the County of Rockland, State of New York.

That, on the 22nd day of February 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the **TOWN of ORANGETOWN**, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


 Charlotte Madigan
 Town Clerk

Subscribed and sworn to before me

This 22nd day of February, 2006

ROBERT R. SIMON
 Notary Public, State of New York
 No. 016500657
 Residing in Rockland County
 Commission Expires December 21, 2 006



NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on March 8, 2006 and will be publicly opened and read aloud at 11:00A.M. for furnishing One (1) New Street Sweeper, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Superintendent of Highways will submit a report to the Town Board of all bids received and his recommendation concerning the awarding of a Contract at a meeting of the Town Board of the Town of Orangetown.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-Collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

By order of the Town Board of the Town of Orangetown.

DATED: February 22, 2006

JAMES J. DEAN
SUPERINTENDENT OF HIGHWAYS

CHARLOTTE MADIGAN
TOWN CLERK

ROCKLAND COUNTY TIMES

Rockland's Official Newspaper Since 1888™

PUBLISHED BY CITIZEN PUBLISHING CORPORATION

Offices: 119 Main Street (2nd Floor) • Nanuet, NY 10954-2882 • Tel (845) 627-1414 • Fax (845) 627-1411

Mailing Address: P.O. Box 510 • Pearl River, NY 10965 (For overnight deliveries please use Nanuet address)

Legal notice: Highway: Notice to Bidders, One New Street Sweeper, bid opening 3/8/06
(Ref. No.: 8339)

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK)
) ss:
COUNTY OF ROCKLAND)

MARGE FORMATO of the Town of Orangetown, County of Rockland, State of New York, being duly sworn says that she is the Principal Clerk of the ROCKLAND COUNTY TIMES, a newspaper published in Orangetown, County of Rockland, State of New York, and that the annexed is a copy was published in the issue of February



MARGE FORMATO

Sworn to before me this
23rd day of Feb 2006



NOTARY PUBLIC, STATE OF NEW YORK

DONNA LEE MIELE
Notary Public, State of New York
No. 02M665754

Qualified in Rockland County
07

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on March 8, 2006 and will be publicly opened and read aloud at 11:00 A.M. for furnishing One (1) New Street Sweeper, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Superintendent of Highways will submit a report to the Town Board of all bids received and his recommendation concerning the awarding of a Contract at a meeting of the Town Board of the Town of Orangetown.

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No bid will be accepted without a Non-Collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

By order of the Town Board of the Town of Orangetown.

DATED: February 22, 2006

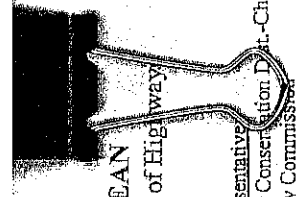
JAMES J. DEAN
SUPERINTENDENT OF HIGHWAYS

CHARLOTTE MADIGAN
TOWN CLERK

Resolution No. 391
5/8/06

37

HIGHWAY DEPARTMENT
TOWN OF ORANGETOWN
119 Route 303 • Orangeburg, NY 10962
(845) 359-6500 • Fax (845) 359-6062
E-Mail - www.highway@townhighwy.org



JAMES J. DEAN
Superintendent of Highway
Roadmaster II
Orangetown Representative
R. C. Soil & Water Conservation District - Chairman
R. C. Water Quality Commission
Member
American Public Works Association NY Metro Chapter
NYS Assoc. of Town Superintendents of Highways
Hwy. Superintendents' Assoc. of Rockland County

Interoffice Memo

Date: 04/21/06
To: Town Board, Town Clerk
From: James J. Dean, Superintendent of Highways
RE: Bid Award - Street Sweeper

Please be advised that it is my recommendation that the bid for the Street Sweeper be awarded to Trius, Inc of Bohemia, New York, in the amount of \$154,447.00, the only bidder.

For your information, this bid was advertised in the Town's official newspapers as well as being advertised through the Hudson Valley Municipal Purchasing Group.

kj

NOTICE OF POSTING: NOTICE TO BIDDERS FURNISHING HEAVY DUTY CAB AND CHASSIS.

EXHIBIT

5-J-06, 5/8/06

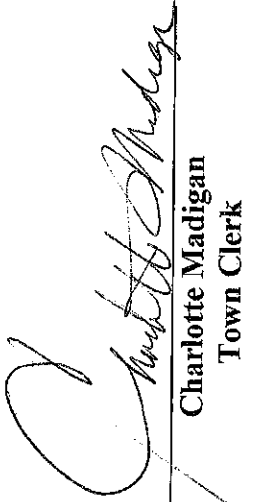
STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the **TOWN of ORANGETOWN**, in the County of Rockland, State of New York.

That, on the 1st day of March 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the **TOWN of ORANGETOWN**, New York.

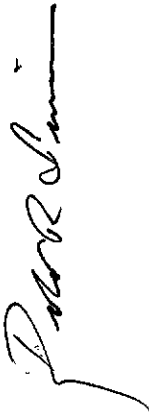
1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.


 Charlotte Madigan
 Town Clerk

Subscribed and sworn to before me

This 1st day of March, 2006

ROBERT R. MARCH
 Notary Public, State of New York
 No. 019030057
 Residing in Rockland County
 Commission Expires December 21, 2006



NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on March 15, 2006, and will be publicly opened and read aloud at 11:00 A.M. for furnishing Heavy Duty Cab and Chassis, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Superintendent of Highways will submit a report to the Town Board of all bids received and his recommendation concerning the awarding of a Contract at a meeting of the Town Board of the Town of Orangetown.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-Collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

By order of the Town Board of the Town of Orangetown.

DATED: March 1, 2006

JAMES J. DEAN
SUPERINTENDENT OF HIGHWAYS

CHARLOTTE MADIGAN
TOWN CLERK

AFFIDAVIT OF PUBLICATION

from

The Journal News

Florence Bonilla

being duly sworn says that I, Florence Bonilla, principal clerk of The Journal News, a newspaper published in the County of Westchester of New York, and the notice of which the annexed is a printed copy, was published in area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) that is published. (See Legend below)

JN 03/01/06

Signed 

Sworn to before me

This 2nd day of March 2006
 Notary Public, Westchester County

LOLA M. DE
 NOTARY PUBLIC, STATE
 NO. 01146
 QUALIFIED IN WESTCHESTER
 TERM EXPIRES

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Changelover, New York, at the Town Clerk's Office, 25 Orangeburg Road, Orangeburg, New York, until 10:30 A.M. on March 15, 2006 and will be publicly opened and read aloud at 1:30 A.M. for furnishing Heavy Duty Curb and Chassis in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Superintendent of Highways will submit a report to the Town Board of all bids received and his recommendation concerning the awarding of a Contract at a meeting of the Town Board of the Town of Orangeburg.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-Collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Changelover, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

By order of the Town Board of the Town of Changelover.

DATED: March 1, 2006

JAMES J. DEAN
 SUPERINTENDENT
 OF HIGHWAYS

CHARLOTTE MADIGAN
 TOWN CLERK

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson

Central Area (AC):

Ardley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Larchmont, Ramapo, Ramapo Neck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Greenburgh

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pearl River, Piermont, Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pleasantville, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BVW):

Bronxville, Eastchester, Scarsdale, Tuckahoe

BID OPENING TIME:

11:00 AM

DATE

03/15/06

CONTRACTOR NAME & ADDRESS	Wendell and Ford Truck Sales Seacucus NJ Deluxe Pnt Trucks Pnc Hackensack NJ Tracy Road Grp East Strawsct Park
--------------------------------------	--

DATE RECEIVED	3/14/06	3/14/06	3/15/06
TIME RECEIVED	4:04 PM	4:07 PM	9:47 AM
NON COLLISION STATEMENT	✓	✓	✓
BID BOND OR CERTIFIED CHECK	N/A	N/A	N/A

Heavy Duty Cab & Chassis

TOTAL PRICE	\$10,543.00	\$126,976.00	\$107,870.00	\$

DIST: Highway TB

JAMES J. DEAN

Superintendent of Highways
Roadmaster II

Orangtown Representative:

R. C. Soil & Water Conservation Dist.-Chairman
R. C. Water Quality Commission

Member:

American Public Works Association NY Metro Chapter
NYS Assoc. of Town Superintendents of Highways
Hwy. Superintendents' Assoc. of Rockland County



HIGHWAY DEPARTMENT
TOWN OF ORANGTOWN
119 Route 303 • Orangeburg, NY 10962
(845) 359-6500 • Fax (845) 359-6062
E-Mail - www.highway@otownhwy.org

Interoffice Memo

Date: 04/21/06

To: Town Board, Town Clerk

From: James J. Dean, Superintendent of Highways

RE: Bid Award – Heavy Duty Cab & Chassis

Please be advised that it is my recommendation that the bid for the Heavy Duty Cab & Chassis be awarded to Tracey Road Equipment of East Syracuse, New York, in the amount of \$107,870.00, the lowest qualified bidder.

For your information, this bid was advertised in the Town's official newspapers as well as being advertised through the Hudson Valley Municipal Purchasing Group.

kj

Resolution 392
5/8/06

NOTICE OF POSTING: NOTICE TO BIDDERS FOR FURNISHING BUS TRANSPORTATION FOR THE ORANGETOWN SUMMER DAY CAMP.

EXHIBIT

5-K-06 5/8/06

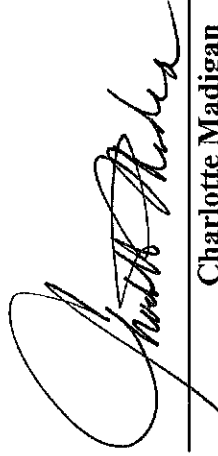
STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

Charlotte Madigan being duly sworn upon her oath, deposes and says;

That, she is, at all times hereinafter mentioned was, duly elected, Qualified and acting Town Clerk of the **TOWN of ORANGETOWN**, in the County of Rockland, State of New York.

That, on the 7th day of April 2006, she caused to be conspicuously posted and fastened up a notice, a true copy of which is annexed hereto and made a part of hereof, in the following places, at least one of which is a public place within the **TOWN of ORANGETOWN**, New York.

1. Town Hall Bulletin Boards
- 2.
- 3.
- 4.
- 5.



 Charlotte Madigan
 Town Clerk

Subscribed and sworn to before me

This 7th day of April, 2006

ROBERT A. SIMON
 Notary Public, State of New York
 No. 0193005687
 Residing in Rockland County
 Commission Expires December 21, 2006



NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangetown at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York until 10:30 A.M. on **April 21, 2006**, and publicly opened and read aloud at **11:00 A.M.** on that day for furnishing **BUS TRANSPORTATION FOR THE ORANGETOWN SUMMER DAY CAMP**, in accordance with the Contract Documents on file with and which may be obtained at the Town Clerk's Office.

The Director of Parks, Recreation and Buildings, will submit a report of all bids received and his recommendations concerning the awarding of a contract at a meeting of the Town Board on **MAY 8, 2006**.

The Town Board reserves the right to waive any informalities in the bidding and to reject any and all bids.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and the Town Attorney, and until after it has been executed by the Supervisor of the Town of Orangetown, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

Each proposal must be accompanied by a certified check of the bidder or by a **bid bond** satisfactory to the Town of Orangetown, duly executed by the bidder as principal, having surety thereon, a surety company approved by the Town of Orangetown in the amount of **five percent (5%)**. Such checks or bid bonds will be returned to all except the three (3) lowest bidders within forty-eight (48) hours after the bids have been opened by the Town. The bid security of the three (3) lowest bidders will be returned after the accepted bidder has executed the contract and furnished the required performance bond and insurance.

It is understood that the Contractor shall be required to post a **Performance Bond** acceptable to the Town Attorney by a bonding company acceptable to the Town in the amount of **one hundred percent (100%)** of the contract price, and assuring full performance.

The successful bidder upon failure or refusal to execute and deliver the contract and bond required within ten (10) days after it has received notice of the acceptance of the proposal, shall forfeit to the Town of Orangetown and as liquidated damage for such failure or refusal, the security deposited with this proposal.

Attorneys in Fact who sign bid bonds or contract bonds must file with each bond a certified copy of their Power of Attorney to sign said Bonds.

No proposals will be accepted by facsimile.

Only qualified bidders who have adequate experience, finances, equipment and personnel will be considered in making awards.

By order of the Town Board of the Town of Orangetown.

RICHARD L. ROSE JR.
DIRECTOR

CHARLOTTE MADIGAN
TOWN CLERK

DATED: **APRIL 11, 2006**

AFFIDAVIT OF PUBLICATION from The Journal News

Florence Bonilla

being duly sworn says _____
principal clerk of The Journal News, a newspaper published in the County of Westchester
of New York, and the notice of which the annexed is a printed copy, was published
area(s) on the date(s) below:

Note: The two-character code to the left of the run dates indicates the zone(s) that
published. (See Legend below)

JN 04/11/06

Signed _____ *FB*

Sworn to before me
This 13th day of April 20 20
[Signature]
Notary Public, Westchester County

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnville, Millwood, Mohegan Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley

Central Area (AC):

Ardley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains

Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

Rockland Area (JN or RK):

Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, West Haverstraw, West Nyack, Pea Valley Cottage, Pomona

Patent Trader (PT):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnville, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights

Review Press (BWW):

Bronxville, Eastchester, Scarsdale, Tuckahoe

NOTICE TO BIDDERS

SEALED BIDS WILL BE RECEIVED by the Town Board of the Town of Orangeburg, New York, at the Town Clerk's Office, No. 26 Orangeburg Road, Orangeburg, New York 12006, until 10:30 A.M. on April 21, 2006, and publicly opened and read aloud at 11:00 A.M. on that day for furnishing BUS TRANSPORTATION FOR THE ORANGE-TOWN SUMMER DAY CAMP. In accordance with the Contract Documents of file with and which may be obtained at the Town Clerk's Office.

The Director of Parks, Recreation and Buildings, will submit a report of all bids received and his recommendations concerning the awarding of a contract at a meeting of the Town Board on MAY 8, 2006.

The Town Board reserves the right to waive any informality in the bidding and to reject any and all bids.

No bid will be accepted without a Non-collusion Statement as required pursuant to Section 103d of the General Municipal Law.

No contract is deemed to have been created until approved by a Town Board Resolution and after it has been executed by the Supervisor of the Town of Orangeburg, at the direction of the Town Board. All contracts are subject to appropriations approved by the Town Board, after having been provided for in the Town Budget.

Each proposal must be accompanied by a certified check of the bidder or by a bid bond satisfactory to the Town of Orangeburg, all executed by the bidder as a surety company approved by the Town of Orangeburg in the amount of five percent (5%). Such checks or bid bonds will be returned to all bidders within forty-eight (48) hours after the bids have been opened by the Town. The bid security of the lowest bidder will be returned after the accepted bidder has executed the contract and furnished the required performance bond and insurance.

It is understood that the Contractor shall be required to post a Performance Bond acceptable to the Town Attorney by a bonding company acceptable to the Town in the amount of one hundred percent (100%) of the contract price, and assuring full performance.

The successful bidder upon failure or refusal to execute and deliver the contract and bond required within ten (10) days after it has received notice of award, forfeiture of the proposal, shall forfeit to the Town of Orangeburg and as liquidated damages for such failure or refusal, the security deposited with this proposal.

Attorneys in Fact who sign bid bonds or contract bonds must file with each bond a certified copy of their Power of Attorney to sign said Bonds.

No proposals will be accepted by facsimile.

Only qualified bidders who have adequate experience, finances, equipment and personnel will be considered in making awards.

By order of the Town Board of the Town of Orangeburg.

RICHARD L. ROSE JR.
DIRECTOR

CHARLOTTE MADIGAN
TOWN CLERK

DATED: APRIL 11, 2006

SUMMER DAY CAMP - 2006 SEASON

BID OPENING TIME: 11:00 AM

DATE

04/21/06

CONTRACTOR NAME & ADDRESS

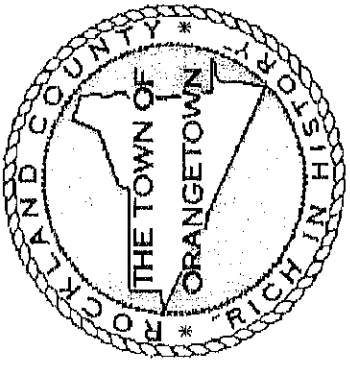
*Pinalete Transportation
Closter, NJ*

DATE RECEIVED	<i>4/21/06</i>				
TIME RECEIVED	<i>10:08</i>				
NON-COLLUSION STATEMENT	<input checked="" type="checkbox"/>				
BID BOND OR CERTIFIED CHECK	<input checked="" type="checkbox"/>				

Provide Morning and Afternoon Bus Service at the Day Camp (3-4 Buses)																				
Price Per Bus:	\$ <i>271.70</i>	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Provide Morning and Afternoon Bus Service at the Day Camp (1-2 Buses)																				
Price Per Bus:	\$ <i>209.70</i>	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$

DIST: TB, RR

40-42



Town of Orangetown Memo

Date: April 21, 2006
To: Suzanne Barclay
From: Richard L. Rose, Jr.
Cc: Town Board
RE: Workshop—May 1, 2006

Please place the following items on the next Town Board Workshop:

DISCUSSION—Town Hall Facades and Related Work

Resolution No. 394
5/18/06

AGENDA ITEMS:

- Authorize the Supervisor to apply for funding through the Youth Development Delinquency Prevention Program of the New York State Office of Children and Family Services for 2007. Resolution No. 395 5/18/06
- Award the bid for Summer Day Camp Transportation to Rinaldi Transportation, the lowest and sole qualified bidder, to be charged to A7310/50457.

- Upon the recommendation of the Superintendent of Parks, Recreation and Buildings, the Orangetown Park Development Advisory Committee and the Orangetown Youth Sports Advisory Committee, increase the Subdivision Trust Fund "Fee-in-lieu of land fees as follows: \$9000 per new housing unit, \$6300 per two bedroom unit and \$4200 per one bedroom unit. Resolution No. 396 5/18/06

