

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

LOCAL LAW NO.       , 2006  
OF THE TOWN OF ORANGETOWN

A LOCAL LAW AMENDING LOCAL LAW NO. 6, 1968, ADOPTED BY THE ORANGETOWN TOWN BOARD ON OCTOBER 14, 1968 (CURRENTLY KNOWN AS CHAPTER 7A OF THE CODE OF THE TOWN OF ORANGETOWN ENTITLED "CONDUCT—PUBLIC AREAS").

Be it enacted by the Town Board of the Town of Orangetown that Local Law No. 6, 1968, adopted by the Town Board on October 14, 1968 (currently known as Chapter 7A of the Code of the Town of Orangetown entitled "Conduct—Public Areas"), as amended where noted below, be and hereby is amended by this Local Law No.       , 2006, as follows:

§ 7A-1. **Firearms prohibited.** [Amended 1-27-1992 by L.L. No. 1, 1992]

No person shall fire or discharge any gun, pistol, firearm, slingshot or bow and arrow or any rocket, torpedo or other fireworks of any description or carry or transport the same in any ~~town-park, playground, recreation area or town-land~~ owned or maintained by the Town of Orangetown (hereinafter "Town"), unless upon permission of the ~~Director~~ Superintendent of Parks, Recreation and Buildings or his authorized representative, or upon a range established for that purpose and with a permit secured pursuant to special rules established by the ~~Director~~ Superintendent of Parks, Recreation and Buildings, as hereinafter set forth.

§ 7A-2. **Preservation of property.** [Amended 1-27-1992 by L.L. No. 1, 1992]

No person shall climb any tree or injure, deface or disturb or befoul any part of a ~~town park, playground, recreation area~~ and of town land or any building, signs, equipment or other property found therein, or remove, cut down, cut, injure or destroy any tree, flower, shrub, ornament, statue, fence, bridge, structure or other property within any town park, playground, recreation area, ~~or park approach or within any town land or any area under the jurisdiction of the Director~~ Superintendent of Parks, Recreation and Buildings. No person shall engage in the hitting or striking of golf balls within the boundaries of any town park, playground, recreation area or town land, unless designated to allow the same.

**§ 7A-3. Fires.**

No person shall kindle, build, maintain or use a fire in any Town park, playground, recreation area, ~~or park approach~~ or ~~†Town land~~ for any purpose except in a stove, fireplace, oven or fire circle provided for that purpose. Any fire in a permitted area or authorized fireplace shall be continuously under the care and direction of a competent person from the time it is kindled until it is extinguished. Lighted matches, cigarettes, cigars or burning tobacco must not be deposited or left where they may cause fires. Smoking is prohibited in those areas designated by resolution of the Town Board.

**§ 7A-4. Garbage and refuse.**

No person shall deposit, dump, throw or place any earth, rubbish, paper, bottle, bits of crockery, glass or glassware, metallic or other substance, garbage or other refuse matter or any sand, stone, lumber or other material of any kind, in or upon any part of the water or grounds of any Town park, playground, recreation area, ~~or park approach~~ or ~~†Town land~~. Grounds must be maintained in a clean and sanitary condition by all users thereof, and garbage and refuse must be deposited in receptacles provided.

**§ 7A-5. Dogs.** [Amended 6-26-1989 by L.L. No. 6, 1989]

~~No person shall bring any dog or dogs into any town park or town land.~~ It shall be unlawful to bring, or cause to be brought, into any Town park, recreation or playground area any animal, except where posted as allowed. In those areas where posted as allowed, it shall be unlawful to permit any dog or animal to be in any such area unless such dog or animal is secured on a leash of not more than six feet (6') in length. Owners of leashed or unleashed dogs or animals, whether legally or illegally on any Town park, recreation or playground area, shall be responsible for the immediate removal and disposal of fecal matter excreted by that animal. Notwithstanding anything to the contrary set forth herein, the training or exhibition of dogs or animals in designated areas shall be permitted only by special permit of the Superintendent of Parks, Recreation and Buildings. Trained guide dogs for the blind are expressly exempt from all provisions of this chapter.

**§ 7A-6. Hunting and trapping.** [Amended 1-27-1992 by L.L. No. 1, 1992]

No person shall hunt or trap birds, animals or any other game within the boundaries of any Town park, ~~area,~~ playground, recreation area or ~~†Town land~~ under the jurisdiction of the ~~Director~~ Superintendent of Parks, Recreation and Buildings.

§ 7A-7. **Bathing and swimming.**

No person shall bathe, wade or swim in any waters, pools or lakes in any Town park area, playground, or recreation area or on Town land, except at such times and in such places designated or maintained as bathing areas and unless so covered with a bathing suit as to prevent indecent exposure of the person. No person shall dress or undress in any Town park, playground, recreation area, or park approach except in such places as may be designated or maintained for that purpose.

§ 7A-8. **Horses and riders.** [Amended 1-27-1992 by L.L. No. 1, 1992]

No person shall use, ride or drive a horse in any Town park area, playground, or recreation area or on Town land under the jurisdiction of the Director Superintendent of Parks, Recreation and Buildings.

§ 7A-8.1. **Model airplanes/boats/cars.** [Added 1-27-1992 by L.L. No. 1, 1992]

Model airplanes, boats, cars and other powered flying objects are prohibited and may not be used within the boundaries of any Town park or town land, ~~unless~~ <sup>except in</sup> an area ~~is to be~~ designated or permit issued for said activity.

§ 7A-8.2. **Alcoholic beverages.** [Added 1-27-1992 by L.L. No. 1, 1992]

The consumption, possession, carrying or transport of alcoholic beverages is prohibited on any Town park land, playground, recreation area, Town land, public way, sidewalks, streets, roads or highways as farther outlined in Chapter 10, Drinking in Public, of the Orangetown Code. *designated as stay.*

§ 7A-9. **Speed of vehicles.** [Amended 1-27-1992 by L.L. No. 1, 1992]

No person shall drive or cause to be driven along or over any road within any Town park, playground, recreation area, or Town land any vehicles at a speed in excess of 15 miles per hour, nor shall any person park and/or stand or cause to be parked any vehicle at any point where a sign prohibiting parking and/or standing has been erected. Properly registered Motorcycles, motor-driven cycles, motor scooters and bicycles with motors attached are restricted to roadways and parking areas within the park boundaries. Non-registered motor vehicles, including motorcycles, all terrain vehicles (ATVs), etc. are not permitted on Town park property, Town recreation areas or Town lands.

§ 7A-10. Camping.

A. Permit.

(1j) Except where otherwise permitted, no person or group of persons shall camp in any Town park, playground, or recreation area, or on Town land, other than in such areas as the Director Superintendent of Parks, Recreation and Buildings, or his authorized representative, may permit from time to time, between the hours of 8:00 p.m. and 8:00 a.m., and only after a permit therefor has been issued at least 48 hours in advance by the Director Superintendent of Parks, Recreation and Buildings or his authorized representative. A camping permit may be canceled at any time with or without cause by an authorized representative of the Department of Parks, Recreation and Buildings, or of the Police Department, of the Town of Orangetown. A copy of the camping permit shall be filed by the camper at the office of the Police Department of the Town of Orangetown prior to the date and time the permit becomes effective. [Amended 1-27-1992 by L.L. No. 1, 1992]

(2j) Where a permit has been canceled or denied hereunder, the applicant may apply to the Town Board for such permit or reinstatement thereof. After a public hearing thereon, at which time the applicant shall have an opportunity to be heard, the Town Board shall determine if the permit shall be issued or be reinstated. The Town Board shall fix a reasonable date and time for the public hearing, and give public notice of such hearing by publication in the official newspaper of the Town at least ten (10) days prior to the date of the hearing thereof, which costs of sending or publishing of such notices shall be borne by the applicant and paid to the Town prior to the public hearing. A review of the any denial thereof may be had by the applicant pursuant to ~~an~~ Article 78 of New York's Civil Practice Law and Rules, proceeding to the appropriate court

B. All Town parks, playgrounds, recreation areas and Town lands shall be closed to the public at nighttime (i.e., between sunset and sunrise), except as otherwise permitted by the Director Superintendent of Parks, Recreation and Buildings. [Amended 5-23-1977 by L.L. No. 5, 1977; 1-27-1992 by L.L. No. 1, 1992]

§ 7A-11. Public meetings; parades or processions.

A. Except as herein provided, all existing laws, rules and regulations concerning public roads and highways shall remain in full force and effect.

B. Permit.

(1j) No parade, procession or other gathering shall be held on any Town park land, playground, recreation area, or Town land

property without a permit therefor having been issued at least 48 hours in advance by the ~~Director~~ Superintendent of Parks, Recreation and Buildings or his authorized representative. Such permit may be canceled at any time, with or without cause, by the ~~Director~~ Superintendent of Parks, Recreation and Buildings, his duly authorized representative, or by the Chief of Police of the Town of Orangetown or his duly authorized representative. [Amended 1-27-1992 by L.L. No. 1, 1992]

(2)(j) Where a permit has been canceled or denied hereunder, the applicant may apply to the Town Board for such permit or reinstatement thereof. After a public hearing thereon, at which time the applicant shall have an opportunity to be heard, the Town Board shall determine whether or not such permit shall be issued or be reinstated. The Town Board shall fix a reasonable date and time for the public hearing, and give public notice of such hearing by publication in the official newspaper of the Town at least ten (10) days prior to the date of the hearing thereof, which costs of sending or publishing of such notices shall be borne by the applicant and paid to the Town prior to the public hearing. A review of the denial thereof may be had by the applicant pursuant to an Article 78 of New York's Civil Practice Law and Rules. ~~proceeding to the appropriate court~~

(3)(j) No parade, procession or other gathering shall be held on any public way, sidewalk, street, road or highway without a permit therefor having been issued at least 48 hours in advance by the Superintendent of Highways or his authorized representative. Such permit may be canceled at any time, with or without cause, by the Superintendent of Highways, his authorized representative, or the Chief of Police of the Town of Orangetown or his duly authorized representative. [Added 1-27-1992 by L.L. No. 1, 1992]

C. A copy of such permit, together with a statement or chart showing the route of such parade or procession or location of such gathering, must be filed by the licensee or its or his representative at the office of the Police Department of the Town of Orangetown at least 24 hours in advance of the date and time of such parade, procession or gathering.

D. Any permit required by § 7A-11B(4) shall be subject to such special rules established by the ~~Director~~ Superintendent of Parks, Recreation and Buildings and the Chief of Police, as hereinafter set forth, and any permit required for public ways, sidewalks, streets, roads or highways shall be subject to such special rules as established by the Superintendent of Highways. [Amended 1-27-1992 by L.L. No. 1, 1992]

**§ 7A-12. Special group activities; hawking and peddling; park improvements.** [Amended 1-27-1992 by L.L. No. 1, 1992]

A. No meetings, assemblies, demonstrations, exhibitions, parades, racing, organized picnics or outings shall be conducted in Town parks, playgrounds, recreation areas

or on Town lands without a license permit being first obtained from the Director Superintendent of Parks, Recreation and Buildings, or his duly authorized representative, at least 48 hours prior to such activity and a copy of such license permit filed by the license holder of the permit with the Police Department of the Town of Orangetown prior to the time the license permit becomes effective. Such license permit may be canceled at any time, with or without cause, by the Director Superintendent of Parks, Recreation and Buildings, or his duly authorized representative, or by the Chief of Police of the Town of Orangetown or his duly authorized representative.

B. No meetings, assemblies, demonstrations, exhibitions, parades, racing or organized outings shall be conducted on sidewalks, streets, roads and highways without a license therefor being first obtained from the Superintendent of Highways or his duly authorized representative at least 48 hours prior to such activity and a copy of such license filed by the licensee with the Police Department of the Town of Orangetown prior to the time the license becomes effective. Such permit may be canceled at any time, with or without cause, by the Superintendent of Highways or by the Chief of Police of the Town of Orangetown or his duly authorized representative.

C. No person, corporation, organization, group, association, business entity or firm shall, in any Town park, recreation or playground areas:

(i) Offer for sale or distribution any merchandise, goods, wares, foods, beverages, fare, articles or other things (hereinafter "goods or fare"), nor station or place any stand, stall, booth, tent, cart or vehicle for the transportation, sale, distribution or display of any such goods or fare, except with the permission and authorization of the Superintendent of Parks, Recreation and Buildings, by application and permit as hereinafter provided.

(ii) Announce, advertise, promote or call the public's attention in, any way, to any goods or fare for sale, or services for hire.

(iii) Post, paste, fasten, paint, write, draw, carve, tack or affix any placard, bill, notice, sign, advertisement, or any writing whatsoever, upon any structure, tree, stone, fence, thing or enclosure within any Town park, playground or recreation area or, on any Town lands, highways or roads adjacent to any Town park, playground or recreation area or Town conservation area, except that the Department of Parks, Recreation and Buildings may place informational signs within such areas.

(iv) Erect, install, set-up, assemble or occupy any stand, stall, booth, tent, cart or other structure in any Town park, playground or recreation area, or sell, vend, purvey, give away, offer for free or provide complementarily, any goods or fare from any such stand, stall, booth, tent, cart or other structure, without the prior written permission of the Department of Parks, Recreation and Buildings.

D. Erection or installation of permanent facilities, buildings or structures, modification, alteration or renovation of existing facilities, buildings or structures, the planting or installation of trees, shrubberies, bushes, landscaping, ground cover or sod, or any other construction, building, renovation, landscaping or similar land improvement activity (hereinafter referred to as "park improvements"), with permanent or lasting impact on a Town park, playground or recreation area, is allowable only by permit, with the following restrictions:

(i) All park improvements shall be considered with a view toward future development plans for the effected area and in view of the comprehensive/master plan of the Town of Orangetown

(ii) Park improvements shall conform to all Town, County, State, Federal and other applicable and governing codes, laws, statutes, rules and regulations.

(iii) All plans for park improvements shall be reviewed by the Town's Park Development Advisory Committee, and the Superintendent of Parks, Recreation and Buildings, for their consideration and comment. Final consideration and approval shall be rendered by the Town Board.

(iv) Since all Town parks, playgrounds, recreation areas and Town lands are municipal property, and are maintained for the use and enjoyment of all residents, it shall be impermissible for any person, corporation, organization, group, association, business entity or firm to erect, install, use, utilize, operate, control, occupy or maintain any facility, building or structure for their restricted or exclusive use, operation, control, utilization or occupancy.

(v) All park improvements shall become the property of the Town and shall be owned in title to and under the control and authority of the Department of Parks, Recreation and Buildings. In the event a private corporation, organization, group, association, business entity, firm or individual (hereinafter "donor") wishes to make substantial park improvements, arrangements may be established so as to grant priority in scheduling the use, utilization and operation of those park improvements. The terms and provisions for priority scheduling shall be agreed to in writing prior to the commencement of any park improvements.

**§ 7A-13. Special rules: permits; permit fees; administration and enforcement.** [Amended 1-27-1992 by L.L. No. 1, 1992]

A. In addition to the general rules of conduct within Town parks, playgrounds, recreation areas, Town lands, public ways, sidewalks, streets, roads or highways herein set forth, special rules and regulations may be promulgated and amended from time to time by the Director Superintendent of Parks, Recreation and Buildings, the Superintendent of Highways and/or the Chief of Police, as provided in this local law,

subject to the approval of the Town Board. In addition, the Town park system contains a number of specialty areas, including, but not limited to, hike/bike trails, tennis courts, picnic pavilion and athletic fields, each requiring specific rules and regulations concerning proper and appropriate use and utilization of those individual facilities. This local law shall in no way restrict the Superintendent from formulating, posting and enforcing rules and regulations for those specific areas, in addition to the general proscriptions in this local law.

B. Permits are available from the Superintendent for the following:

- (i) Reservations of group-use facilities: Ballfields, basketball and tennis courts, picnic pavilion or area, multipurpose fields, and any other facilities that may be constructed, built, installed or erected.
- (ii) Erection, installation or construction of temporary or permanent buildings or structures.
- (iii) Modification, alteration or renovation of existing facilities, buildings or structures.
- (iv) Use, utilization or operation of special equipment, such as, for example, generators, public address or sound systems, and other mechanized or electronic apparatus.
- (v) Posting of placards, bills, notices, signs, advertisements, and other commercial uses, as defined in this local law.
- (vi) Planting or installation of trees, shrubberies, bushes, landscaping, ground cover or sod.

C. Fees for permits shall be determined and approved by the Town Board.

D. A complete copy of the rules and regulations as described in this local law shall be provided to each applicant with his/her/their/its approved permit.

E. The issuance of a permit does not exempt any person, corporation, organization, group, association, business entity or firm from any of the rules or regulations as set forth in this local law.

F. The issuance of a permit shall not imply, suggest, guarantee or ensure that the Superintendent cannot close or shut down a Town park, playground, recreation area or facility that becomes hazardous, dangerous or unsafe for public use, utilization or operation, due to inclement weather, fire, water, construction or other adverse conditions.

G. The Superintendent of Parks, Recreation and Buildings and/or the Town Supervisor, or his/her designee, shall administer and enforce the provisions of this local law, including the establishment and collection of fees, preparation of permit application forms, review of permit applications, issuance and revocation of permits, promulgation and enforcement of rules and regulations to implement



the provisions of this local law, and all other decisions and determinations relating thereto. When activities, behavior or conduct of any person, corporation, organization, group, association, business entity or firm is determined to be in violation of this local law or the rules and regulations promulgated under the authority of this local law, or is determined to not be in the best interests of the Town park, playground or recreation area, or when such acts are deemed to be disruptive to the surrounding neighborhood, or when such activities, behavior or conduct affect other people, private or public property, the Town of Orangetown Police, Superintendent of Parks and Recreation, or his agent assigned to such area or program, shall have the authority to cause such activities, behavior or conduct to cease and be terminated, or to expel the perpetrators of such activities, behavior or conduct from the area, or to have the Orangetown Police arrest and detain the perpetrators, or to file a complaint for the violation of this local law.

#### **§ 7A-14. Violations and penalties.**

- A. Any violations by a person, organization, group, association, business entity, firm or corporation of any provision of this local law shall be deemed a violation punishable by a fine not to exceed \$500 \$1,000.00 or imprisonment for a period not to exceed six months fourteen days, or both such fine and imprisonment. [Amended 2-28-1972 by L.L. No. 4, 1972]
- B. Any person, organization, group, association, business entity, firm or corporation who takes part in or assists in any violation of this local law shall also be subject to the penalties provided herein.
- C. Each day that a violation of this local law is committed or is permitted to exist or to continue shall constitute a separate offense.

#### **§ 7A-15. Severability.**

The declaration of any portion of this local law, by a court of competent jurisdiction, to be invalid shall not invalidate the entire local law but only that part thereof so declared to be invalid, and the remainder of said local law shall remain in full force and effect.

#### **§ 7A-16. Section titles.**

Any title enumerated under this local law is for organization purposes and convenience only and shall not be deemed part of the text of this local law.

#### **§ 7A-17. When effective.**

This local law shall take effect immediately upon filing in the Office of the Secretary of State in accordance with §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 ~~stricken~~.

**A LOCAL LAW CONCERNING REVISIONS OF THE TOWN CODE FOR THE  
INDUSTRIAL PRETREATMENT PROGRAM, AS REQUIRED BY RELEVANT  
FEDERAL LAW, RULES AND REGULATIONS**

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 30A-3, entitled "Definition; word usage", amended as follows, by inserting all of the following in subsection (A) after the definition for "Significant Industrial Use" and before the definition of "Sludge":

Significant Noncompliance (SNC)

Significant noncompliance is defined as the occurrence of either, or both, of the following:

(A) Chronic violations of wastewater discharge limits, defined here as those in which 66 percent or more of all of the measurements taken for the same pollutant parameter during a 6-month period exceed, by any magnitude, a numeric Pretreatment Standard or Requirement, including instantaneous limits, as defined by 40 CFR 403.3(1).

(B) Technical Review Criteria (TRC) violations, defined here as those in which 33 percent or more of all of the measurements taken for the same pollutant parameter during a 6-month period equal or exceed the product of the numeric Pretreatment Standard or Requirement including instantaneous limits, as defined by 40 CFR 403.3(1) multiplied by the applicable TRC (TRC = 1.4 for BOD, TSS, fats, oil, and grease, and 1.2 for all other pollutants except pH)

The Code of the Town of Orangetown, Section 30A-28 entitled "Slug Control Plans" is amended as follows:

[language omitted]

D. If necessary, procedures to prevent adverse impact from accidental spills, including those procedures set forth in 40 CFR 403.8(f)(2)(~~vii~~)(vii)(D).

The Code of the Town of Orangetown, Section 30A-37 entitled "Publication of List of Violators" is amended as follows:

§ 30A-37. Publication of List of Violators.

The Town shall annually publish in the largest local daily newspaper a list of the industrial users which, at any time during the previous 12 months, were in significant noncompliance, as defined in § 30A-3(A), with applicable pretreatment standards or pretreatment requirements. For purposes of this provision, an industrial user is in significant noncompliance if its violation meets one or more of the criteria set forth at 40 CFR 403.8(f)(2)

(vii).

The Code of the Town of Orangetown, Section 30B-3 entitled "Specific pollutant limitations" is amended as follows:

§ 30B-3. Specific pollutant limitations.

These specific limitations shall apply at each point of discharge to the sewerage system of the town or of the municipality which conveys wastewater to the town. A user's discharge to the POTW shall not exceed the following specific limitations:

Pollutant	Discharge Limit (mg/l)
Oil and grease	26.0
Chloroform	4.0
Cyanide (total)	3.0
1, 3-dichlorobenzene	9.0
1, 4-dichlorobenzene	5.0
Trans- 1,2-dichloroethylene	50.0
Ethylbenzene	150.0
Methylene chloride	6.0
Pesticides	0.0001
Phenois (total)	25.0
Polychlorinated biphenyls (PCBs)	0.0001
Tetrachloroethylene	5.0
Toluene	12.0
1, 1, 1-Trichlorethane	20.0
Trichloroethyleneq	20.0
Arsenic	2.5
Beryllium	0.3
Cadmium	0.8
Chromium	6.0
Copper	1.0
Lead	1.5
Mercury	0.05
Nickel	1.5
Selenium	1.5
Silver	1.5
Zinc	1.0
Xylene	20.0
	<b>2.759</b>
	<b>0.026</b>

NOTE: All heavy metal concentrations are in terms of total metal.

Local Law No. \_\_\_\_\_, 2006, as adopted and approved, has been filed in the Office of the Town of Orangetown, Town Hall, 26 Orangeburg Road, Orangeburg, New York 10962, where it may be examined by any interested party.

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.

Dated: \_\_\_\_\_, 2006  
Orangeburg, New York

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING TO CONSIDER AN AMENDMENT TO CHAPTER 7A OF THE TOWN CODE (ENTITLED "CONDUCT-PUBLIC AREAS").

**EXHIBIT**

9-A-06, 9/11/06

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 29th day of August 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.

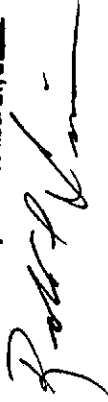
  
 Charlotte Madigan  
 Town Clerk

Subscribed and sworn to before me

This 29th day of August, 2006

**ROBERT R. SMON**  
Notary Public, State of New York  
No. 0185005657

Residing in Rockland County  
Commission Expires December 21, 2006





## NOTICE OF PUBLIC 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, 26 Orangeburg Road, Orangeburg, New York 10962, on the 11<sup>th</sup> day of September, 2006 at 8:00 p.m., to consider an amendment to Chapter 7A of the Code of the Town of Orangetown (entitled "Conduct – Public Areas"), which amendment (as proposed) shall substantively affect each of the following provisions of said Chapter 7A:

- §7A-1, entitled "Firearms prohibited;"
- §7A-2, entitled "Preservation of property;"
- §7A-3, entitled "Fires;"
- §7A-4, entitled "Garbage and refuse;"
- §7A-5, entitled "Dogs;"
- §7A-6, entitled "Hunting and trapping;"
- §7A-7, entitled "Bathing and swimming;"
- §7A-8, entitled "Horses and riders;"
- §7A-8.1, entitled "Model airplanes;"
- §7A-8.2, entitled "Alcoholic beverages;"
- §7A-9, entitled "Speed of vehicles;"
- §7A-10, entitled "Camping;"
- §7A-11, entitled "Public meetings; parades or processions;"
- §7A-12, entitled "Special group activities;"
- §7A-13, entitled "Special rules;"
- §7A-14, entitled "Violations and penalties;"
- §7A-15, entitled "Severability;"
- §7A-16, entitled "Section titles;" and
- §7A-17, entitled "When effective."

All persons interested in this proposed Local Law are entitled to be heard at the Public Hearing. The complete text of the proposed Local Law may be inspected at the Office of the Town Clerk of the Town of Orangetown (tel. #845-359-5100, ext. 263), during Town Hall's regular business hours, and copies may be made upon request for a fee.

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

Dated: August 28, 2006

TERESA M. KENNY, ESQ.  
TOWN ATTORNEY  
TOWN OF ORANGETOWN

CHARLOTTE MADIGAN  
TOWN CLERK

# AFFIDAVIT OF PUBLICATION from The Journal News

Erick Murph

being duly sworn says that he/she is the principal clerk of The Journal News, a newspaper published in the County of Westchester and State of New York, and the notice of which the annexed is a printed copy, was published in the newspaper 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 ad was published. See Legend below)

Zone RK Dates 9/1/06

NOTICE IS HEREBY given that a Public Hearing will be held by the Town Board of the Town of Orangetown, at the Changestown Town Hall, 26 Orangetown Road, Orangetown, New York 10962, on the 11th day of September, 2006 at 8:30 p.m. in accordance with an amendment to Chapter 7A of the Code of the Town of Orangetown (entitled "Conduct in Public Areas"), which amendment (as proposed) shall substantively affect each of the following provisions of said Chapter 7A:

- Section 7A-1, entitled "Firearms prohibited";
- Section 7A-2, entitled "Preservation of property";
- Section 7A-3, entitled "Fires";
- Section 7A-4, entitled "Garbage and refuse";
- Section 7A-5, entitled "Dogs";
- Section 7A-6, entitled "Hurling and throwing";
- Section 7A-7, entitled "Bathing and swimming";
- Section 7A-8, entitled "Horses and riders";
- Section 7A-8.1, entitled "Model airplanes";
- Section 7A-8.2, entitled "Alcoholic beverages";
- Section 7A-8, entitled "Speed of vehicles";
- Section 7A-10, entitled "Camping";
- Section 7A-11, entitled "Public meetings or processions";
- Section 7A-12, entitled "Special group activities";
- Section 7A-13, entitled "Special sites";
- Section 7A-14, entitled "Violations and penalties";
- Section 7A-15, entitled "Severability";
- Section 7A-16, entitled "Section titles"; and
- Section 7A-17, entitled "When effective".

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By order of the Town Board of the Town of Orangetown.  
Date: August 28, 2006

CHARLOTTE MADIGAN  
TOWN CLERK  
TERESA M. KENNY, ESC.  
TOWN ATTORNEY  
TOWN OF ORANGETOWN

Signed Erick Murph  
 Sworn to before me  
 This 3 day of October 2006  
 Notary Public, Westchester County

**JACK L.**  
 Notary Public, State of New York  
 No. 01SHF  
 Qualified in Rockland County  
 Term Expires

- Legend:**
- Northern Area (AN):** Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincoln Dale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Ossining-Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Putnam
  - Central Area (AC):** Ardsley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Greenburg, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorn, Larchmont, Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains, Yorkville
  - 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, Orangetown, Palisades, Pearl River, Pomona, Siotasburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, Valley Cottage, Haverstraw, West Nyack
  - Patent Trader (PT):** Armonk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Bridge, Granite Springs, Jefferson Valley, Katonah, Lincoln Dale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Pound Ridge, Purdys, Shrub Oak, Somers, South Salem, Thornwood, Verplanck, Waccabuc, Yorktown Heights
  - Review Press (BWV):** Bronxville, Eastchester, Scarsdale, Tuckahoe

206104

NOTICE OF POSTING: NOTICE OF PUBLIC HEARING TO CONSIDER AN AMENDMENT TO CHAPTER 30 OF THE TOWN CODE ENTITLED "SEWERS".

**EXHIBIT**

9-8-06, 9/14/06

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

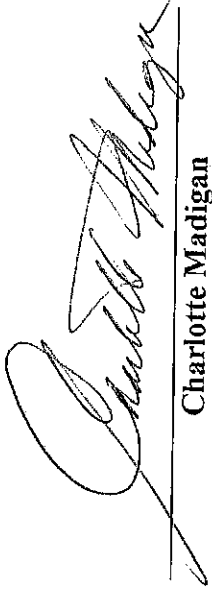
SS.

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 31st day of August 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 31st day of August, 2006

ROBERT R. SIMON  
Notary Public, State of New York  
No. 018600667  
Residing in Rockland County  
Commission Expires December 21, 2006



**NOTICE OF PUBLIC 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, 26 Orangeburg Road, Orangeburg, New York 10962, on the 11<sup>th</sup> day of September, 2006 at 8:05 p.m., to consider an amendment to Chapter 30 of the Code of the Town of Orangetown (entitled "Sewers"), which amendment (as proposed) shall affect each of the following provisions of said Sections 30A-3, 30A-28, 30A-37 and 30B-3.

§30A-3. Definitions; word usage

§30A-28. Slug control plans.

§30A-37. Publication of list of violators.

§30B-3. Specific pollutant limitations.

The purpose of this Local Law is to amend already existing local laws so that they are in compliance with relevant Federal Laws, Rules and Regulations.

All persons interested in this proposed Local Law are entitled to be heard at the Public Hearing. The complete text of the proposed Local Law may be inspected at the Office of the Town Clerk of the Town of Orangetown (tel. #845-359-5100, ext. 263), during Town Hall's regular business hours, and copies may be made upon request for a fee.

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

Dated: August 28, 2006

TERESA M. KENNY, ESQ.  
TOWN ATTORNEY  
TOWN OF ORANGETOWN

CHARLOTTE MADIGAN  
TOWN CLERK

# AFFIDAVIT OF PUBLICATION from The Journal News

Erick Murph

\_\_\_\_\_ being duly sworn says that he/she is the principal clerk of The Journal News, a newspaper published in the County of Westchester and State of New York, and the notice of which the annexed is a printed copy, was published in the newspaper 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 ad was published. See Legend below)

**Zone**                      **Dates**

	NOTICE OF PUBLIC HEARING
	<p><b>NOTICE IS HEREBY given</b> that a Public Hearing will be held by the Town Board of the Town of Orangetown at the Orangetown Town Hall, 26 Orangeburg Road, Orangetown, New York 10982, on the 17th day of September, 2008 at 8:00 p.m., to consider, pursuant to Chapter 30 of the Code of the Town of Orangetown (amended "Sewers") which amendments proposed shall affect each of the following provisions of said Sections 30A-3, 30A-28, 30A-37 and 30B-3.</p> <p>Section 30A-3. Definitions; word usage.</p> <p>Section 30A-28. Slug control plans.</p> <p>Section 30A-37. Publication of list of violators.</p> <p>Section 30B-3. Specific pollutant limitations.</p>

Signed Erick Murph

**JACK L.**  
Notary Public, State  
No. 015H  
Qualified in Rockland  
Term Expires

Sworn to before me  
This 3 day of October 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 on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Mount Kisco, North Salem, Ossining-Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Putnamville.  
**Central Area (AC):** Ardsley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Greenburg, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Larchmont, Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thomwood, 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, Pearl River, Piermont, Pomona, Siotasburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, Valley Cottage, West Haverstraw, West Nyack.  
**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, Thomwood, Verplanck, Waccabuc, Yorktown Heights.  
**Review Press (BVM):** Bronxville, Eastchester, Scarsdale, Tuckahoe

The purpose of this Local Law is to amend already existing local laws so that they are in compliance with relevant Federal Laws, Rules and Regulations.  
 All persons interested in this proposed Local Law are entitled to be heard at the Public Hearing. The complete text of the proposed Local Law may be inspected at the Office of the Town Clerk of the Town of Orangetown (Tel. 845-283-5100, ext. 263), during Town Hall's regular business hours, and copies may be made upon request for a fee.  
 By Order of the Town Board of the Town of Orangetown.  
 Dated: August 28, 2006  
 CHARLOTTE MADIGAN  
TOWN CLERK  
 TERESA M. KENNY, ESQ.  
TOWN ATTORNEY  
TOWN OF ORANGETOWN

2062672

NOTICE OF POSTING: NOTICE OF CONTINUATION OF A PUBLIC HEARING TO CONSIDER AN APPLICATION FOR A SPECIAL PERMIT UNDER CHAPTER 43 OF THE TOWN CODE FOR THE PROPOSED MIXED USE DEVELOPMENT KNOWN AS ORANGEBURG COMMONS.

**EXHIBIT**

9-C-06, 9/11/06

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

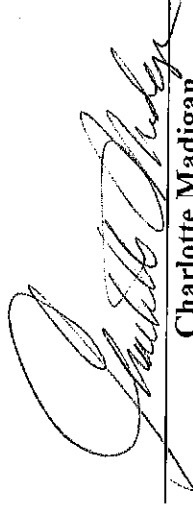
SS.

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 29<sup>th</sup> day of August 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 29<sup>th</sup> day of August, 2006

ROBERT R. SIMON  
Notary Public, State of New York  
No. 0195005857

Residing in Rockland County  
Commission Expires December 21, 2006



## NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a continuation of a Public Hearing will be held by the Town Board of the Town of Orangetown, in Town Hall, 26 Orangeburg Road, Orangeburg, New York 10962, on the 11<sup>th</sup> day of September, 2006 at 8:10 p.m., to consider an application for a special permit under Chapter 43 of the Town Code of the Town of Orangetown for the proposed mixed use development known as Orangeburg Commons located at 170 Route 303, Tappan, New York 10983, and shown on the Orangetown Tax Map as No. 74.15-1-21.

All persons interested in the proposed zone change are entitled to be heard at the Public Hearing. A copy of the application may be examined by any interested party at the Office of the Town Clerk of the Town of Orangetown (tel. #845-359-5100 ext. 263), during Town Hall's regular business hours, and copies may be made upon request for a fee.

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

Dated: August 14, 2006

CHARLOTTE MADIGAN  
Town Clerk

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





# EXHIBIT

9-D-016, 9/11/06

## EXTRACT OF MINUTES

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

September 11, 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, Orangeburg, New York, on September 11, 2006 at 7:30 o'clock P.M. (Prevailing Time).

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

Board Members: Councilman Denis O'Donnell  
Councilman Denis Troy  
Councilwoman Marie Manning  
Councilman Thomas Morr

There were absent: None

Also present: Charlotte Madigan, Town Clerk

\* \* \*

\_\_\_\_\_ Councilman Troy \_\_\_\_\_ offered the following resolution and moved its adoption:

BOND RESOLUTION OF THE TOWN OF ORANGETOWN, NEW YORK,  
ADOPTED SEPTEMBER 11, 2006, AUTHORIZING THE ACQUISITION OF  
MACHINERY AND APPARATUS, STATING THE ESTIMATED TOTAL  
COST THEREOF IS \$810,000, APPROPRIATING SAID AMOUNT  
THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$810,000 SERIAL  
BONDS OF SAID TOWN 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 the "Town"), is hereby authorized to acquire various machinery and apparatus,  
including (a) the acquisition of two heavy duty snow plows, at the estimated maximum cost of  
\$200,000 each, aggregating \$400,000; (b) the acquisition of a medium duty utility vehicle, at the  
estimated maximum cost of \$50,000; (c) the acquisition of a brush chipper, at the estimated  
maximum cost of \$40,000; (d) the acquisition of two medium duty dump trucks, at the estimated  
maximum cost of \$60,000 each, aggregating \$120,000; and (e) the acquisition of a sewer tanker  
truck, at the estimated maximum cost of \$200,000. The estimated total cost thereof, including  
preliminary costs and costs incidental thereto and to the financing thereof, is \$810,000 and said  
amount is hereby appropriated therefor. The plan of financing includes the issuance of \$810,000  
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 \$810,000 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 the "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 class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) 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, or for such expenditures made before such effective date if the Town Board has made a prior declaration of intent to issue indebtedness therefor. 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

of 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 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 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, 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 Journal News*," a newspaper 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 September 11, 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 September 11, 2006, authorizing the acquisition of machinery and apparatus, stating the estimated total cost thereof is \$810,000, appropriating said amount therefor, and authorizing the issuance of \$810,000 serial bonds of said Town to finance said appropriation,”

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

FIRST: AUTHORIZING said Town to acquire machinery and apparatus, including (a) the acquisition of two heavy duty snow plows, at the estimated maximum cost of \$200,000 each, aggregating \$400,000; (b) the acquisition of a medium duty utility vehicle, at the estimated maximum cost of \$50,000; (c) the acquisition of a brush chipper, at the estimated maximum cost of \$40,000; (d) the acquisition of two medium duty dump trucks, at the estimated maximum cost of \$60,000 each, aggregating \$120,000; and (e) the acquisition of a sewer tanker truck, at the estimated maximum cost of \$200,000; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and to the financing thereof, is \$810,000; APPROPRIATING said amount therefor; and STATING the plan of financing includes the issuance of \$810,000 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 \$810,000 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 bonds are authorized to be issued is fifteen (15) 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 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, or the renewals thereof; and

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

DATED: September 11, 2006

Charlotte Madigan  
Town Clerk



Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, 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.

\* \* \*

The adoption of the foregoing resolution was seconded by

Councilman Morr and duly put to a vote on roll call, which resulted as follows:

AYES: Councilpersons Troy, Morr, O'Donnell, Manning  
Supervisor Kleiner

NOES: None

The resolution was declared adopted.

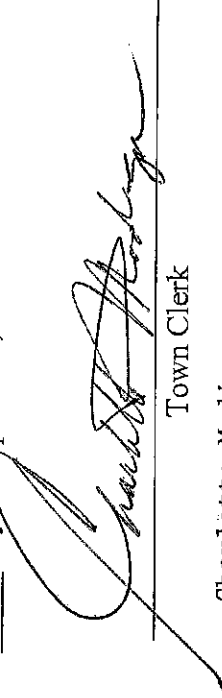
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CERTIFICATE

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 September 11, 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 14th day of September, 2006.

(SEAL)

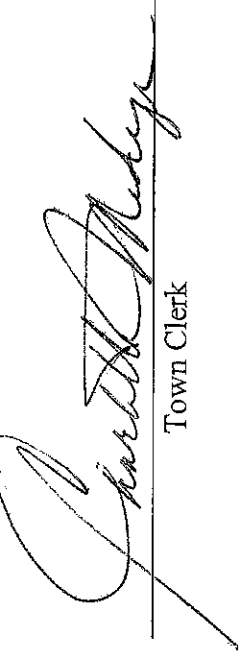
  
Town Clerk  
Charlotte Madigan

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

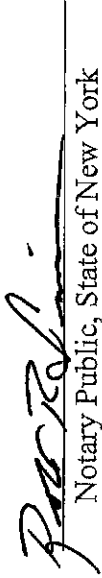
CHARLOTTE MADIGAN, being duly sworn, deposes and says:

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

That on September 14, 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 September 11, 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 19<sup>th</sup> day of September, 2006.

  
Notary Public, State of New York

**ROBERT R. SIMON**  
Notary Public, State of New York  
No. 0155005057  
Residing in Rockland County  
Commission Expires December 21, 2006