

Existing language is shown in Times New Roman font:

New language to be added is shown underlined and in arial font (except for the schedule of units in section 31-3 (A-II), which is entirely new)

Existing language to be deleted is shown as ~~stricken~~.

A LOCAL LAW AMENDING HOW THE RATE IS TO BE CALCULATED FOR EACH PROPERTY WITHIN THE NEWLY FORMED SEWER DISTRICT, AND AMENDING CERTAIN SECTIONS OF THE TOWN CODE SO THAT IT PROPERLY REFERENCES SAID DISTRICT

Local Law No. ____ of 2005

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

The Code of the Town of Orangetown Chapter 31 entitled "Sewer Rents" is amended as follows:

Heading:

Chapter 31 – SEWER RENTS CHARGES

Section 31-1. Application.

This local law shall apply throughout ~~the unincorporated areas of the Town of Orangetown and in such incorporated areas to which it may become applicable, unless another method of payment is specified or required by law.~~ This local law will provide for the method and manner of payment of charges for the administration, operation and maintenance, repair, upgrading, replacement and construction of the sewer system of sewers serving the Town of Orangetown, as well as the payment of comprehensive capital costs and debt service.

Section 31-2. Definitions.

SEWER CHARGES – The charges ~~A charge~~ established and imposed in the Town of Orangetown Sewer District pursuant to this local law for the use, or availability, of all sewer systems or any parts thereof, including both a sewer rent and a special ad valorem levy, as more fully defined in Section 31-3(A-1) and Section 31-3(A-II).

SEWER SYSTEM – All sewer pipes, pumping stations, treatment plants, and other appurtenances which are used or useful in whole or in part in connection with the collection, treatment or disposal of sewage, industrial waste and other wastes and which are owned, operated or maintained by the Town of Orangetown Sewer Department District, including sewage pumping stations and sewage treatment and disposal works, if any.

PART – As used in relation to the term "sewer system": All lateral sewers, or all branch sewers, or all interceptor sewers, or all trunk sewers, and any sewage treatment and

disposal works, each part with necessary appurtenances including sewage pumping stations.

SEWAGE – The water-carried human or animal wastes from residences, buildings, industrial establishments or other places, together with such groundwater infiltration and surface water as may be present. The admixture with sewage, as defined, of industrial waste or other wastes as hereinafter defined, also shall be considered sewage within the meaning of this local law.

INDUSTRIAL WASTE – Any liquid, gaseous or solid waste substance, or a combination thereof, resulting from any process of industry, manufacturing, trade or business, from any process related to services or activities performed by any public or private institution of facility, or from the development or recovery of any natural resources.

OTHER WASTES – Garbage, refuse, decayed wood, sawdust, shavings, bark, sand, lime, cinders, ashes, offal, oil, tar, dyestuffs, acids, chemicals and all other discarded matter not sewage or industrial waste.

LOCAL LEGISLATIVE BODY – The Town Board of the Town of Orangetown.

USER – A parcel of real property fronting on a sewer street or on a sewer easement to which sewer connection has or can be made serving the property.

~~**COMPREHENSIVE CAPITAL DEBT** – The debt incurred by the Town of Orangetown for the construction of treatment plants, interceptor sewers, trunk sewers and pumping stations but shall not be for local lateral sewers.~~

TOWN OF ORANGETOWN SEWER DISTRICT – A sewer district formed pursuant to Article 12A of the Town Law.

Section 31-3. Sewer Charges.

A-1. In all areas of the included within the Town of Orangetown Sewer District serviced by the Town of Orangetown Sewer Department, except as may be otherwise specified or required by law, a rate established as follows shall apply: The annual estimate of the total cost of the operation and maintenance of the sewer system and the retirement of the capital debt shall be prepared; the rate shall be obtained by dividing the total annual estimated cost by the assessed valuation of the users. Each user shall pay as its share of the total cost an amount equal to its assessed valuation multiplied by the rate a sewer charge is established and imposed, constituting both of the following: 1) a sewer rent, which is more fully set forth in paragraph A-II below; 2) a special ad valorem levy to be assessed on all properties within the Town of Orangetown Sewer District, to be computed by multiplying the user's assessed valuation by the special ad valorem rate. The special ad valorem rate shall be computed by dividing the total amount to be raised by the special ad valorem levy by the total

assessed value of all the properties within the Town of Orangetown Sewer District.

A-II. Pursuant to Article 14-F of the General Municipal Law, and other applicable law, a sewer rent shall be applied to, and paid by, all users, on an annual basis. The amount that each user shall pay as a sewer rent shall be calculated by multiplying a unit charge times the number of units assigned to each user based upon the schedule of units of use set forth below. The unit charge shall be established annually by the Town Board for the Town of Orangetown at the time of the adoption of the Budget for the Town of Orangetown. The schedule of units is as follows:

CLASSIFICATION OF PROPERTY

UNITS OF USE

One family dwelling – 1 kitchen	1 Unit
One family dwelling – 2 kitchens	2 Units
Each separate apartment in a two family, three family or multiple dwelling	1 Unit
Garbage disposal units – each disposal unit	1 Unit
Pool backwash from residential pool	1 Unit
Mobile home	1 Unit
Combination one family home with a professional or business office that has an average of less than three occupants (see note 3)	1 ½ Units
Combination one family home with a professional or business office that has three or more occupants, or otherwise, in the opinion of the Director, generates flow greater than the equivalent of one-half unit of use (see note 3)	2 Units
Hotels or motels (no meals) – each three rooms or part	1 Unit
Hotels – American plan with meals – each 2 rooms (see note 2)	1 Unit
Rooming houses – (no meals served on premises to roomers) for each four beds or part thereof (see note 1)	1 Unit

Residence for adults or youths – Boarding Houses – (majority of residents remain on premises, meals served) for each three beds or part thereof (see notes 1 & 2) 1 Unit

Business Offices – for each five occupants or part of (see note 3 & 4) 1 Unit

Medical Offices – (including dentists) – for each four occupants or part of (see notes 3 & 4) 1 Unit

Stores and Commercial Establishments – for each five occupants or part of (see note 3) 1 Unit

Industrial Facilities – (shall be any non-residential enterprise which produces non-typical waste as defined below) – One unit for each 215 gallons per day of flow plus additional units which shall be assigned by the Director based upon the quality of sewage. 1 Unit

Laundromats:

for each two washing machines less than 25 lb capacity or equivalent 1 Unit

for each washing machine 25 lb capacity and over or equivalent 1 Unit

Laundries:

based on capacity and units to be assigned by the Director

Car laundries

based on capacity and units to be assigned by the Director

Physical Fitness Establishments; for each 25 users (avg./day) 1 Unit

Dance & Gymnastics studios: for each 100 users (avg./day)	1 Unit
Ice & Roller Rings: each 50 users (avg./day) And each 60 spectators (avg./day)	1 Unit 1 Unit
Summer camps (6mongs): each 40 campers without lunches Served (avg./day) Or each 30 campers with lunches served (avg./day)	1 Unit 1 Unit
Racquet courts: each court	3 Units
Country club: each 10 members (for full yr.) (additional units assigned for overnight accommodations and food service for non-club members)	1 Unit
Parks: each toilet, urinal, or shower (for full yr. operation)	1 Unit
Swimming pools: each 25 swimmers (average/day/season) (for full yr. operation)	1 Unit
Pool Filter backwash: (large public pools) 1 unit based on capacity and units assigned by the Director	1 Unit
Taverns – Discos – Juice Bars – Adult Entertainment: (little or no food service): each 12 seats or stools, or part of with a minimum of 3 Units	1 Unit
Eating Establishment: (bar seats and stools shall be included in seat count)	
15 seats or less	3 Units
16 to 20 seats	4 Units
21 to 25 seats	5 Units
26 to 35 seats	6 Units
36 to 50 seats	7 Units
51 to 80 seats	8 Units
81 to 120 seats	9 Units
each 50 seats or part above 120 seats	1 Unit

Catering Hall: Assign 40% of the number of units assigned for full

seating capacity of "Eating Establishments" as rounded up to the next whole unit

Catering Takeout or Delicatessen: each 5 employees 1 Unit

Bakeries and Bagel Shops: each 5 employees 1 Unit

Schools, public-private-parochial:

Elementary – for each sixty pupils 1 Unit

Junior High School – for each fifty four pupils 1 Unit

Senior High School – for each forty two pupils 1 Unit

Colleges:

For each fifty-four students 1 Unit

For each seventy five evening students 1 Unit

For each eight resident students 1 Unit
(where dormitories are available)

Churches-synagogues-temples-and other places of worship:
(plus School Sessions)

Small congregation: under one hundred families 1 Unit

Medium congregation: one hundred to two hundred,
fifty families 2 Units

Large congregation: over two hundred, fifty families
For part time week day schools add one unit 3 Units

Funeral Parlors: each viewing room 1 Unit

Theaters: for each sixty seats or part of 1 Unit

Libraries: each five occupants or part of 1 Unit

Bowling alleys: for each three lanes 1 Unit

Hospitals: for each four beds (see note1) 3 Units

Convalescent homes: Nursing Homes (group homes or

Hostels) – for each two beds (see note 1) 1 Unit

Veterinarians: for each five occupants (see note 3) 1 Unit

Service stations: each toilet or urinal 1 Unit

Beauty Salons and Barber Shops:

Up to three customer service stations 2 Units

Four to Five customer service stations 3 Units

Six or more service stations 4 Units

Count each shampoo facility as a (customer service station)

Fire Houses: (Add units for bars or eating facilities) 1 Unit

NOTES:

- (1) Where beds are referred to as the index of unit charges, the maximum capacity approved by the appropriate governmental authorities shall be determinative of such computation of beds.
- (2) Meals included with rooming facilities shall mean meals served either in rooms or in central eating area. Where the central eating area is open to others in addition to those staying at that facility, units shall be assigned based upon no meals, with separate units assigned to the eating facility as a food service.
- (3) Occupants are defined as owners, managers, employees, or volunteer workers.
- (4) Each office space which is used by a separate owner and/or tenant shall be treated as a separate office space for the purpose of assigning units of use, regardless of the use of a common bathroom facility between them. A group of small offices having a common receptionist and waiting room shall be treated as one office.

(Subsections B,C, & D will remain unchanged.)

(Sections 31-4 & 31-5 will remain unchanged.)

Section 31-6. Miscellaneous provisions.

A. PRO-RATA SEWER RENT - Anything to the contrary notwithstanding in this law, if a property owner in the District becomes a user as defined herein between the first day of January and the thirty-first day of October in any year the sewer rent for such year shall be pro-rated for the number of months commencing with the month in which such owner becomes a user and ending with the last month of such year and shall be paid at the time such owner becomes a user. A property owner is required to connect to a sanitary sewer when it becomes available and will therefore be considered a user at that time. In the event the sewer rent is not paid at such time, interest shall accrue on the unpaid amount at the rate of 1% per month from the effective date. This will be considered a delinquent payment and shall be collected with interest and penalties in accordance with the above. If a property owner within the District becomes a user as defined herein between the first day of November and the thirty-first day of December in any year the sewer rent for such year shall be pro-rated for the number of months commencing with the month in which such owner becomes a user and ending with the last month of such year. Such pro-rated sewer rent if not paid at such time, shall be added to the annual sewer rent, due plus interest of 1% per month from the effective date of use and payable during the year following the next succeeding year and shall be collected at the same time and in the same manner as the annual sewer rent.

B. SEWER RENT REFUND - Overpayments of sewer rent shall be refunded to users upon a written request by the user, and verification of the overpayment by the District. The user must accompany a request for refund with the tax lot and block number of the lot, proof of payment of the sewer rent, and either the employer's identification number if the property is a business, or the owner's social security number if the property is residential. Refunds of the sewer rent will be effective from the date of receipt of a written request and will not be retroactive prior to the date of written request unless sufficient documentation can be submitted to justify (in the opinion of the Director) that a change in status occurred at a prior date. In no event, shall any overpayment be refundable for more than one year from the date of written request for overpayment.

C. OFFICE AND STORE OCCUPANCY AND NOTIFICATION - Each separate office or store space within a building shall be assessed a minimum of one unit of use regardless of whether it is occupied or not after it has received its' certificate of occupancy or has been occupied. An owner must notify the District on or before the date which a space is to be occupied for use. Sewer rent will be imposed beginning on that date and will be prorated for the percentage of a year during which it is occupied. If the owner fails to notify the District by registered mail or facsimile that a space has been occupied for use, and the District subsequently becomes aware of this, then sewer rent shall be imposed for that

space beginning on the date of occupancy or issuance of a certificate of occupancy, whichever occurs earlier. Sewer rent will be reduced to one unit on the date which an owner notifies the District by registered mail or by facsimile, and the District subsequently verifies that a space has been vacated.

D. GARBAGE DISPOSAL UNITS AND NOTIFICATION - Municipal Building inspectors shall notify the District when a Certificate of Occupancy issued for a living unit with a garbage disposal unit, or when a garbage disposal unit is added to a living unit. If a garbage disposal unit is removed from a living unit, the building inspector or owner shall notify the District when it is removed. The owner and/or tenant shall cooperate in allowing access by District personnel to verify the installation or removal of a garbage disposal unit.

E. PART TIME AND OFF PREMISE EMPLOYEES - When an employee is on the premises an average of less than two hours per day, the number of units to be charged for that employee shall be prorated based upon the average percentage of an eight hour work day that they are on the premises. An employee who works an average of over two hours per day but for an average of four hours or less per day shall be considered a part time employee and they shall be considered one half of an employee for the purpose of determining the number of units to be charged. Employees who work more than four hours per day shall be considered full time employees for the purpose of determining the number of units to be charged.

Section 31-6-7. When Effective

This local law shall take effect immediately, except that the calculation of the sewer charge in the manner noted in Subsections A-I & A-II shall not take effect until, and including, the Town of Orangetown's tax year 2007. For the Town of Orangetown's tax year 2006, calculations for sewer charges shall occur in the manner noted in Chapter 31 of the Town Code in effect prior to this local law.

Section 30-8 -- All premises to be connected

A. (will remain unchanged)

B. (will remain unchanged)

C. All properties, as determined by the Town Board, after due application to the Department of Public Works Environmental Management and Engineering, which are physically unable to connect to the Orangetown sewerage system shall pay a sewer rental, taxes and/or charge of 20% of the normal sewer rental, taxes and/or charge for similar properties and use in the Town of Orangetown not pay the sewer rent set forth

in Section 31-3(A-II) of the Town Code, but shall pay the special ad valorem levy set forth in Section 31-3(A-1)(2).

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 CONSIDER A PROPOSED LOCAL LAW
AMENDING EXISTING LOCAL LAWS HOW THE RATE IS TO BE CALCULATED
FOR EACH PROPERTY WITHIN THE SEWER DISTRICT.

EXHIBIT

11-J-05 11/28/05

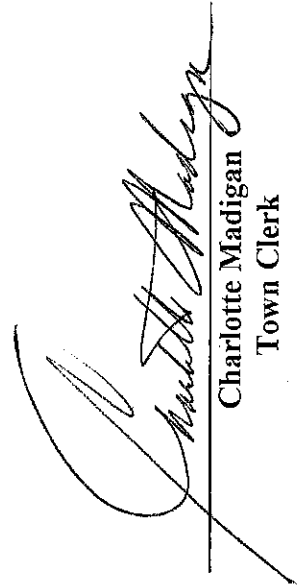
STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

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 21st day of November
2005, 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 21st day of November, 2005



ROBERT R. SIMON
Notary Public, State of New York
No. 045899007
Residing in Rockland County
Commission Expires December 31, 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 28th day of November, 2005 at 8:00 PM to consider a proposed local law amending existing Local Laws contained in the below enumerated chapters and/or sections of the Town Code for the Town of Orangetown. The purpose of this Local Law is to amend how the rate is to be calculated for each property within the newly formed Town of Orangetown Sewer District, as well as to generally amend said Town Code so that it properly references the newly formed Town of Orangetown Sewer District.

Chapters and/or Sections to be amended:

Chapter 31 – Sewer Rents.

Section 30-1 – Definitions applicable to Chapter 30, Sewers – Rules and Regulations

Section 30-8 – All premises to be connected.

Section 30A-3 – Definitions; word usage applicable to Chapter 30A – Industrial Wastes.

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: November 18, 2005

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

CHARLOTTE MADIGAN
Town Clerk

AFFIDAVIT OF PUBLICATION

from

The Journal News

Aurene Bowlla

being duly sworn say that the 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 the area(s) on the date(s) below:

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

JN 11/23/05

Signed LOLA

Sworn to before me

This 09th day of November 20 05

Lola M. A.

Notary Public, Westchester County

LOLA
NO. 01H
NOTARY PUBLIC, S
QUALIFIED IN WES
TERM EXPIRE

Dated: November 18, 2005

RK
CHARLOTTE MADIGAN
Town Clerk

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

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Orangestown at the Orangeburg Road, Orangeburg, New York 10667, on the 20th day of November, 2005 at 3:00 PM to consider a proposed local law amending existing local laws contained in the local sections of the Town Code for the Town of Orangestown. The purpose of this local law is to amend how the rate is to be calculated for each property within the newly formed Town of Orangestown Sewer District, as well as to generally amend Town Code so that it properly references the newly formed Town of Orangestown Sewer District.

Chapters and/or Sections to be amended:

Chapter 31 - Sewer Fees.

Section 30-1 - Definitions applicable to Chapter 30, Sewers, Rules and Regulations

Section 30-8 - All premises to be connected.

Section 30A-3 - Definitions word usage applicable to Chapter 30A - Industrial Wastes.

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 Orangestown.

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnville, 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 Hills, Briarcliff, Chappaqua, Cortlandt Manor, Cross River, Croton Falls, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnville, 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

EXHIBIT

11-K-05 11/28/05

617.20

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR <u>Town of Orangetown</u>	2. PROJECT NAME <u>Local Law / Code Revisions - Sewer Changes</u>
3. PROJECT LOCATION: Municipality <u>Orangetown</u> County <u>Rockland</u>	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) <u>26 Orangetown Rd.</u> <u>Orangetown, N.Y. 10962</u>	
5. PROPOSED ACTION IS: <input type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: <u>Local Law and Town Code Revisions to Revise How Sewer Charges are Calculated and Allocated to the Various Properties within the Orangetown Sewer District.</u>	
7. AMOUNT OF LAND AFFECTED: Initially _____ acres Ultimately _____ acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? Describe: <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input type="checkbox"/> Other <u>N/A</u>	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE, OR LOCAL)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>Town of Orangetown</u> Date: <u>11/28/05</u> Signature: <u>Ronald C. Dale</u>	

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



PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? Yes No if yes, coordinate the review process and use the FULL EAF.

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? if No, a negative declaration may be superseded by another involved agency.
 Yes No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:
No.

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:
No.

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:
No.

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:
No.

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:
No.

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:
No.

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:
No.

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?
 Yes No if Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
 Yes No if Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Town of Orangetown
Name of Lead Agency

11/28/05
Date

Ronald C. Delo
Print or Type Name of Responsible Officer in Lead Agency

Director
Title of Responsible Officer

Ronald C. Delo
Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from responsible officer)



EXHIBIT

11-L-05, 11/28/05

RESOLUTION OF THE TOWN OF ORANGETOWN, NEW YORK, ADOPTED NOVEMBER 28, 2005, AMENDING THE BOND RESOLUTION ADOPTED JULY 18, 2005

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

Recitals

WHEREAS, the Town Board of the Town of Orangetown, in the County of Rockland, New York, has heretofore duly authorized the issuance of serial bonds for the preparation of engineering and design plans and specifications relating to proposed sewer system improvements, pursuant to the bond resolution adopted by said Town Board on July 18, 2005; and

WHEREAS, it is now appropriate to authorize such improvements, and it is necessary to increase the appropriation for such project by \$20,100,000 for estimated costs of such improvements;

Now, therefore, be it

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

Section (A) The bond resolution of the Town of Orangetown duly adopted by the Town Board on July 18, 2005, entitled:

"Bond Resolution of the Town of Orangetown, New York, adopted July 18, 2005, authorizing the preparation of surveys, preliminary and detailed

plans, specifications and estimates necessary for sewer system improvement projects, stating the estimated maximum cost thereof is \$2,000,000, appropriating said amount therefore, and authorizing the issuance of \$2,000,000 bonds to finance said appropriation.”

is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF ORANGETOWN, NEW YORK, ADOPTED JULY 18, 2005 AND AMENDED NOVEMBER 28, 2005, APPROPRIATING \$22,100,000 FOR THE ESTABLISHMENT OF THE ORANGETOWN SEWER DISTRICT AND THE CONSTRUCTION OF SEWER IMPROVEMENTS THERETO, AND AUTHORIZING THE ISSUANCE OF \$22,100,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

Recital

WHEREAS, the Town Board of the Town of Orangetown (herein called “Town Board” and “Town”, respectively), in the County of Rockland, New York, has heretofore caused the Director of Environmental Management and Engineering, a competent engineer duly licensed by the State of New York, to prepare a general map, plan and report for the proposed establishment of The Orangetown Sewer District (herein called “District”), in the Town, consisting of the acquisition of sanitary sewer systems of the villages of Grandview-on-Hudson, Nyack, Piermont and South Nyack (collectively, the “Villages”), in the Town, the transfer and/or reallocation of real and personal property of the Town of Orangetown’s Sewer Collection and Treatment System to the District, and the reconstruction and/or replacement of existing screening and grit removal systems, reconstruction of the administration/control/laboratory buildings, the installation of new drive mechanisms for primary and secondary clarifiers, conversion of gaseous chlorination systems to a liquid hypochlorite system and/or ultraviolet disinfection systems,

reconstruction and/or replacement of odor control systems, improvements to the heating, ventilation, air conditioning and piping systems, roof and structural reconstruction, improvements to the security and drainage systems, landscape improvements; the installation and/or reconstruction of new pumps, motors, controls, emergency generators, telemetry systems at the Better Brands, Hunt Road, Pearl Street, Nyack and Upper Nyack pumping stations and the wastewater treatment plant, and the replacement and /or paralleling of the Better Brands force main, the Hunt Road force main, the Hunt Road siphon, the Pearl Street force main and the Pearl Street influent sewer, at the estimated maximum cost of \$22,100,000; (collectively, the “Improvements”); which map, plan and report has been duly filed in the office of the Town Clerk of the Town for public inspection, and

WHEREAS, pursuant to the Order duly adopted on July 18, 2005, the Town Board determined to proceed with the proposed establishment of the District and the acquisition of such sewer system to be reconstructed therein the transfer and/or reallocation of real and personal property of the Town of Orangetown’s Sewer Collection and Treatment System to the District, and the construction of the Improvements, and adopted an Order reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the fact that the facilities to be acquired at no cost to the Town or the District, the method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk’s office for public inspection and specifying August 8, 2005, at 8:00 o’clock P.M. (Prevailing Time) and as continued on September 12, 2005 as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider the proposed establishment of the District, the acquisition of such sewer system to be reconstructed therein, the transfer and/or reallocation of real and personal property of the Town

of Orangetown's Sewer Collection and Treatment System to the District and the construction of the Improvements, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Articles 12 and 12-A of the Town Law; and

WHEREAS, the Town Board has given due consideration to the impact that the establishment of the District, the acquisition of such sewer systems, the transfer and/or reallocation of real and personal property of the Town of Orangetown's Sewer Collection and Treatment System to the District and the construction of the Improvements may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by the establishment of such District; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law and, in connection therewith, a duly executed Full Environmental Assessment Form has been filed in the office of the Town Clerk; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said August 8, 2005 and as continued on September 12, 2005, commencing at 8:00 o'clock P.M. (Prevailing Time), at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed establishment of the District and the acquisition of the sewer system to be reconstructed therein, the transfer and/or

reallocation of real and personal property of the Town of Orangetown's Sewer Collection and Treatment System to the District and the construction of the Improvements;

WHEREAS, following publication and posting of certified copies of said Order pursuant to Article 12-A of the Town Law and after a public hearing duly held by the Town Board at the time and place herein referred to, the Town Board, by resolution duly adopted September 12, 2005, determined that the notice of public hearing was published and posted as required by law and were otherwise sufficient, that all the property and property owners included within the proposed District are benefited thereby, that all the property and property owners benefited were included within the limits of the proposed District, that it was in the public interest to establish the District and approved the District and the construction of the Improvements, as hereinabove described; and that the proposed improvements shall be financed by the issuance of \$22,100,000 serial bonds of the Town and the levy and collection of assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, a portion of such benefit to be determined and ascertained by virtue of the assessed value of all real property within the District, to pay the principal of and interest on said bonds as the same shall become due and payable; and

WHEREAS, said resolution adopted September 12, 2005 was subject to permissive referendum and the notice setting forth the date of adoption of said resolution, which concisely stated the purpose and effect thereof, was duly posted and published as required by law; and

WHEREAS, no petition has been filed within thirty (30) days of adoption of said resolution after publishing and posting an abstract thereof in accord with the Town Law;

WHEREAS, permission of the State Comptroller is not required with respect to the establishment of the District because the estimated cost of the District to the Typical Property (as defined in the Town Law) is not above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts, as computed by the State Comptroller, and the Town has filed a certified copy of the Order with the State Comptroller as required by Town Law;

WHEREAS, said Town Board duly adopted an Order on October 24, 2005, approving the establishment of the District, therein designated as the Orangetown Sewer District, in the Town of Orangetown, and ordered construction of certain facilities therein, at a cost not to exceed \$22,100,000;

Now, therefore, be it

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

Section 1. The Town hereby appropriates the amount of \$22,100,000 for the establishment of the District and the construction of the Improvements. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$22,100,000. The plan of financing includes the issuance of \$22,100,000 bonds of the Town to finance said appropriation and the and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall

be in just proportion to the amount of benefit conferred upon the same, a portion of such benefit to be determined and ascertained by virtue of the assessed value of all real property within the District to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Bonds of the Town are hereby authorized to be issued in the principal amount of \$22,100,000 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 stated:

(a) The period of probable usefulness of the object or purpose for which said 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, or for expenditures made before the effective date of this resolution if a prior declaration of intent to issue bonds has been made, 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 serial 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 said bonds shall contain the recital of validity

prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds shall be general obligations of the Town, payable as to both principal and interest by a 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 issued 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 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 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 resolution shall take effect immediately and the Town Clerk is

hereby authorized and directed to publish the foregoing bond resolution, in summary, in "*The*

Journal News," a newspaper having a general circulation in said Town, which newspaper is

hereby designated as the official newspaper of the Town for such publication, together with the

Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law

of the State of New York.

* * *

Section (B) The amendment of the bond resolution set forth in Section (A) of this

resolution shall in no way affect the validity of the liabilities incurred, obligations issued, or

action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued,

or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond

resolution, as so amended.

Section (C) This resolution shall take effect immediately.

* * *

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: Councilman Morr, Manning, O'Donnell, Troy
Supervisor Kleiner

NOES: None

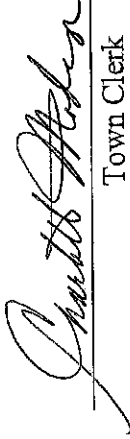
The resolution was declared adopted.

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 November 28, 2005, 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 30th day of November, 2005.

(SEAL)


Town Clerk

(NOTICE TO BE ATTACHED TO AND PUBLISHED WITH
SUMMARY OF BOND RESOLUTION)

NOTICE

The resolution, a summary of which is published herewith, has been adopted on July 18, 2005 and amended November 28, 2005, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF ORANGETOWN, in the County of Rockland, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of the notice, or such obligations were authorized in violation of the provisions of the constitution.

CHARLOTTE MADIGAN
Town Clerk

BOND RESOLUTION OF THE TOWN OF ORANGETOWN, NEW YORK, ADOPTED JULY 18, 2005 AND AMENDED NOVEMBER 28, 2005, APPROPRIATING \$22,100,000 FOR THE ESTABLISHMENT OF THE ORANGETOWN SEWER DISTRICT AND THE CONSTRUCTION OF SEWER IMPROVEMENTS THERETO, AND AUTHORIZING THE ISSUANCE OF \$22,100,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION

Object or purpose: to establish the Orangetown Sewer District and construct sewer improvements therein

Amount of obligations to be issued: \$22,100,000

Period of probable usefulness: forty (40) years

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk, Town of Orangetown, 26 Orangeburg Road, Orangeburg, New York

Dated: November 28, 2005
Orangeburg, New York

NOTICE OF POSTING: NOTICE TO BIDDERS FOR VEHICLE TRUCK WITH COMBINATION HIGH PRESSURE JET RODDER AND VACUUM MANHOLE CLEANER.

EXHIBIT

11-m-05 11/28/05

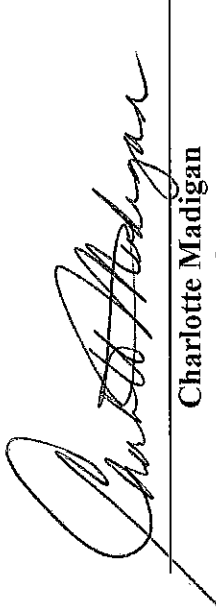
STATE OF NEW YORK }
COUNTY OF ROCKLAND }
TOWN OF ORANGETOWN } SS.

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 27th day of October 2005, 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 27th day of October, 2005

ROBERT R. SIMON
 Notary Public, State of New York
 No. 0150000057
 Residing in Rockland County
 Commission Expires December 21, 2006



INVITATION TO BID

NOTICE IS HEREBY GIVEN THAT SEALED Bids for **VEHICLE TRUCK WITH COMBINATION HIGH PRESSURE JET RODDER AND VACUUM MANHOLE CLEANER**, Bid Number: DEME-11-05, for the Town of Orangetown, Department of Environmental Management and Engineering (DEME), will be received by the Town Board of the Town of Orangetown on Wednesday, November 23, 2005, at 10:30 A.M. local time, in the Offices of the Town Clerk located at 26 Orangeburg Road, Orangeburg, New York 10962, at which time and place they will be publicly opened and read aloud at 11:00 A.M. The item to be furnished F.O.B. the DEME, shall be in accordance with the Invitation to Bid, Bid Number DEME-11-05, prepared by the DEME for said item.

The Bid Documents can be obtained by visiting www.bidnet.com or calling 800-677-1997 and register for Town bids or they can be picked up at the Office of the Town Clerk between the hours of 9:00 a.m. and 4:00 p.m. daily except Saturdays, Sundays and holidays on or after October 28, 2005.

Any Bids not delivered in person shall be mailed to the Town Clerk, Town of Orangeburg, 26 Orangeburg Road, Orangeburg, New York 10962. All Bids shall be submitted in sealed envelopes and shall be plainly marked on the outside with the statement "Bid Documents Enclosed" and with the Contractor's name and the title of the Bid.

Copies of the contract documents may be examined at no expense at the offices of the Town Clerk between the hours of 9:00 a.m. and 4:00 p.m. daily, except Saturdays, Sundays and holidays on or after October 28, 2005.

The Town of Orangetown is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes of the State of New York and cities and counties of the State on all equipment and materials which are to be sold by the Contractor to the Town, pursuant to the provisions of this Bid. These taxes are not to be included in the Bid.

The attention of Bidders is directed to the applicable Federal and State requirements, and to "NON-COLLUSION STATEMENT" in the Bid Forms.

Each Bid must be accompanied by a certified check for a sum equal to \$500.00, payable to the Town of Orangetown, or a bond with sufficient sureties to be approved by the attorneys for the Town, in a sum equal to \$500.00, and that the Contractor will execute such further security as may be required for the faithful performance of the Contract as set forth in these contract documents.

No Bidder may withdraw his Bid for forty-five (45) days after the date set for opening thereof.

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

By order of the Town Board of the Town of Orangetown DATED: October 28, 2005

CHARLOTTE MADIGAN, TOWN CLERK
RONALD C. DELO, P.E., DEE, DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT AND ENGINEERING

AFFIDAVIT OF PUBLICATION from The Journal News

Florence Scilla

being duly sworn says that I, _____, 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 publication. (See Legend below)

JN 11/04/05

Signed fls

Sworn to before me

This 8th day of November 20 05

NOTARY PUBLIC
QUALIFIED AND REGISTERED FOR THE STATE OF NEW YORK
TERM EXPIRES _____

[Signature]

Notary Public, Westchester County

Legend:

Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolnville, Millwood, Mohegan Lake, 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

Central Area (AC):

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

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, Staatsburg, 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, Lincolnville, 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

By order of the Town Board of the Town of Orangetown

DATED: October 28, 2005

CHARLOTTE MADIGAN,
TOWN CLERK
RONALD C. DELO, P.E.,
DEE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT AND ENGINEERING
Tarrytown, Yonkers, Elmsford, Cortarmont,

office of the Town Clerk between the hours of 9:00 a.m. and 4:00 p.m., daily except Saturdays, Sundays and holidays on or after October 28, 2005.

Any Bids not delivered in person shall be mailed to the Town Clerk, Town of Orangetown, 28 Orangeburg Road, Orangeburg, New York 10627. All Bids shall be submitted in sealed envelopes and shall be plainly marked on the outside with the statement "Bid Documents Enclosed" and with the Contractor's name and the title of the Bid.

Copies of the contract documents may be examined at no expense at the offices of the Town Clerk between the hours of 9:00 a.m. and 4:00 p.m., daily, except Saturdays, Sundays and holidays on or after October 28, 2005.

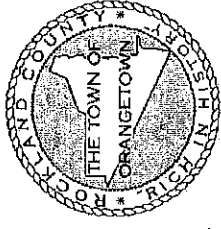
The Town of Orangetown is an exempt organization under the tax law and is exempt from payment of sales and compensating use taxes of the State of New York and cities and counties of the State on all equipment and materials which are to be sold by the Contractor to the Town of Orangetown. The provisions of this Bid, These taxes are not to be included in the Bid.

The attention of Bidders is directed to the applicable Federal and State regulations, and to the following STATEMENT OF WORKS AND CONDITIONS in the Bid Forms.

Each Bid must be accompanied by a certified check for a sum equal to \$500.00, payable to the Town of Orangetown, or a bond with sufficient sureties to be approved by the attorneys for the Town in a sum equal to \$500.00. It is understood that there must be a further security as may be required for the faithful performance of the Contract as set forth in these contract documents.

No Bidder may withdraw his Bid for forty-five (45) days after the date set for opening thereof.


It is understood that there must be a certified check for a sum equal to \$500.00, payable to the Town of Orangetown, or a bond with sufficient sureties to be approved by the attorneys for the Town in a sum equal to \$500.00. It is understood that there must be a further security as may be required for the faithful performance of the Contract as set forth in these contract documents.



DEPARTMENT OF ENVIRONMENTAL ENGINEERING
TOWN OF ORANGETOWN

DATE: November 23, 2005

TO: Thom Kleiner, Supervisor
Town Board

FROM: Ronald C. Delo, P.E., DEME Director 

RE: Bid Number: DEME -11-05,
Vehicle Truck with Combination High Pressure
Jet Rodder and Vacuum Manhole Cleaner

I recommend award of the above referenced bid to Jet Vac, Inc. at a price of \$194,120.00, the low bidder for this item.

Two bids were received on Wednesday, November 23, 2005, as follows:

Jet Vac, Inc.:	\$194,120.00
Foster's Equipment, Inc.:	\$212,422.00

The equipment offered by the low bidder meets the requirements of the Invitation to Bid and is acceptable to DEME.

Should you have any questions on the above please contact me. Thank you for your consideration in this matter.

TOWN OF ORANGETOWN
5 NOV 23 PM 4:13
TOWN CLEANS OPER