

A special meeting was held by the Town Board of the Town of Ballston on Tuesday evening, July 9, 2015 at the Town Hall on Charlton Road, Ballston Spa.

PRESENT:	Patrick Ziegler	-----	Supervisor
	Timothy Szczepaniak	-----	Councilman
	William Goslin	-----	Councilman
	John Antoski	-----	Councilman
	Kelly Stewart	-----	Councilwoman
	Carol Shemo	-----	Clerk
	James Walsh	-----	Counsel

Supervisor Ziegler called the meeting to order at 6:10 p.m. The purpose of the meeting was to consider the map, plan and report for the Sewer District. Supervisor Ziegler and Councilman Goslin had the opportunity to attend the Clifton Park meeting on the sewer district on July 8, 2015. After consideration of so many infrastructure projects, the Clifton Park Town Board has a set of protocols in place. This is the Town of Ballston's first time considering an infrastructure project of this type so we want to make sure we do everything right. After this evening meeting, Councilman Goslin and I will attend an informational meeting on the sewer district at the Ballston Lake Firehouse. Delaware Engineering will be giving the Town Board hard copies of the map, plan and report this evening. Ms. Bianconi, the project manager from Delaware Engineering, will give a brief review of the sewer district. The Town Board members may ask any questions concerning the map, plan and report but there will not be Privilege of the Floor tonight. Public comments may be given at the public hearing. The Board will consider the resolution adopting the map, plan and report for the sewer district and set a date for the public hearing. Then Councilman Goslin will outline the next steps in the process.

Ms. Bianconi stated that when we consider sewers around a lake that will be pumped to Shenentaha station, we are limiting ourselves on what we can do in this area. A low pressure sewer system is proposed for the lake. The proposed sewer district also includes Buell Heights and Main Street. This area will use conventional gravity-type sewers with a pump station on Main Street. The Board considered the policy of establishing EDUs. Single family homes have 1EDUs while businesses may have more than 1 EDUs depending on their water usage. We decided to use the Town's zoning to determine the minimum lot size. The following changes were made to the parcels in the map, plan and report. The Stevens School property was removed from the sewer district. Buckley Farms was removed from the sewer district due to its large landlocked area heavily constrained by wetlands. Saratoga Chapel was determined to be 1 EDU; the EDUs had different values assigned in the reports. The annual debt service is \$907. The cost of the hook-up fees for the residents around Ballston Lake including the connection to the system, installation including the grinder pump and the decommission of the septic system will be \$8,000 - \$10,000. Residents of the Buell Heights area will pay a couple of thousand dollars for connection to the system since they will use the gravity-type system. The Town will have to set the policy concerning the waiver from the connection fee for someone who does not want to be included in the district. The Town should be finished with the formation of the district by the end of the year. The hunt for financing will be completed next year. The Bidding and Construction will take about two years. The sewer pipe will be available for hookup by 2019 - 2020. The parcel owners in the sewer district should have time to plan and save for their connection to the system.

Councilman Goslin said there are concerns and he thanked CT Male Engineer Kathryn Serra for her review of the documents. He will ask Dick Doyle and Jim DiPasquale to coordinate the project as we move forward. He added a special thanks to the Sewer Committee who worked so hard on the project.

Supervisor Ziegler asked Attorney Matthew Chauvin for his final recommendation.

Attorney Chauvin stated he has reviewed the comment letter from CT Male Engineer Kathryn Serra and both the engineers had a chance to address issues in the map, plan and report. He has reviewed everything that has been submitted. From the legal perspective, there are no legal impediments to moving forward. Attorney Chauvin stated that the Board has everything you need to make an informed decision.

Councilwoman Stewart asked Attorney Chauvin what can change as a result of the public hearing.

Attorney Chauvin replied that very little can change; any drastic change would mean starting over.

Town Attorney Walsh added that minor changes such as landlocked parcels that can't be developed or have extensive wetlands on a parcel could be adjusted. The engineers believed we have addressed 90% of those parcels. If a homeowner comes forward and needs minor adjustments to their parcel that were overlooked, we will review this issue.

Councilman Antoski asked if the public notice in the paper will be the only public notice the public will receive.

Councilman Goslin said there will be a brief presentation of the sewer district before the public hearing. There have been many information sessions at the Fire House about the sewer district and all the documents concerning the district are at the ballstonsewers.org website. The next step is to set the date for the public hearing. Any issues that need to be resolved should be directed to Dick Doyle, Drew Hamelink and to me.

RESOLUTION 15-99
ADOPTION OF THE MAP, PLAN AND REPORT FOR THE BALLSTON LAKE
SEWER DISTRICT AND SCHEDULING OF A PUBLIC HEARING UNDER TOWN
LAW ARTICLE 12-A

Councilman Goslin moved the following for consideration and adoption,

WHEREAS, Ballston Lake is a significant scenic and recreational asset in Saratoga County, with public access provided by a free public access fishing pier and car-top boat launch site maintained by the Town of Ballston at the north end of the lake; and

WHEREAS, for the past 24 years, Ballston Lake has been the subject of study through the NYSDEC sponsored Citizens Statewide Lake Assessment Program (CSLAP) with eight water quality samples taken annually totaling over 190 individual sampling events to evaluate phosphorus levels in the Lake; and

WHEREAS, laboratory analysis of CSLAP water quality samples has documented a significant increase in phosphorus in Ballston Lake compared with initial values obtained in 1990, the first year of sampling, from just over the threshold for eutrophic conditions of 20 parts per billion (PPB) to current phosphorus levels in the range of 50 PPB; and

WHEREAS, an additional independent study in 2012 collected 226 samples corroborating the CSLAP data; and

WHEREAS, sampling and laboratory analysis of creeks tributary to Ballston Lake in 2013 and 2014 indicated fecal coliform contributions to the lake well over 200 colonies/100 ml, the recommended threshold for contact recreation; and

WHEREAS, Ballston Lake, classified Class A water suitable as a drinking water source, was listed on the New York State Final 2012 Section 303(d) List of Individual Waterbody Segments with Impairment Requiring Total Maximum Daily Load (TMDL) Development as a result of phosphorus pollutant loading caused by on-site wastewater treatment and stormwater; and

WHEREAS, the area surrounding Ballston Lake is located within the Towns of Clifton Park and Ballston, and is within the current boundaries of the Saratoga County Sewer District #1 (SCSD #1); and

WHEREAS, the Town of Ballston has coordinated with the Town of Clifton Park and has received its support for a sewer collection system to serve properties within the Town; and

WHEREAS, the Town of Ballston has conducted significant public outreach from August 2014 to the present including numerous public presentations and door-to-door inquiry regarding public support for a sewer system within both towns, the result of which was nearly 90% in support for a sewer system; and

WHEREAS, the Town of Ballston has requested and received positive consideration from SCSD #1 in terms of treatment of the wastewater collected in the proposed Ballston Lake sewer system as well as operation and maintenance of the infrastructure of the proposed sewer system which will be constructed and owned by the Town until the debt service for the system is discharged; and

WHEREAS, the Town of Ballston has caused the preparation of a Map Plan and Report by an Engineer licensed in the State of New York describing the boundaries of the proposed Ballston Lake Sewer District, a general plan of improvement and description of facilities including construction of a sewer collection and conveyance system that will connect to the SCSD #1 Interceptor Sewer in the vicinity of Shenentaha Park that directs wastewater to the SCSD #1 wastewater treatment plant, the maximum amount to be expended, regulatory review requirements, the cost of hook-up fees if any, the cost to the typical property, and method of financing the project, and a statement of benefit assessment; NOW THEREFORE

BE IT RESOLVED,

1. The Town Board hereby accepts the Map Plan and Report prepared by Delaware Engineering, D.P.C. and dated July 9, 2015 as having been prepared in conformance with Section 209-c of Town Law Article 12-A.
2. A copy of the Map Plan and Report shall be available for public inspection at the office of the Town Clerk in Ballston Town Hall, 323 Charlton Road, Ballston Spa, New York during regular Town Hall business hours and posted at http://www.ballstonsewers.org/?page_id=44.
3. A Public Hearing on the proposal to establish the Ballston Lake Sewer District shall be conducted on July 23, 2015 at 6:30 PM at Ballston Town Hall, 323 Charlton Road, Ballston Spa, New York.
4. This resolution shall take effect immediately.

Councilman Szczepaniak seconded this motion.

Roll Call Vote:

Councilman Szczepaniak Voting Affirmative
Councilwoman Stewart Voting Affirmative
Councilman Goslin Voting Affirmative
Councilman Antoski Voting Affirmative
Supervisor Ziegler Voting Affirmative

The Motion is Adopted Unanimously.

A motion was made by Councilman Szczepaniak and seconded by Councilman Goslin to adjourn the meeting. The meeting was adjourned at 6:50 p.m.

Respectfully submitted,

Town Clerk