Town of Chautauqua, Chautauqua County, New York

# Notice of Adoption of Resolution Subject to Permissive Referendum

NOTICE IS HEREBY GIVEN that at a regular meeting held on April 11, 2022, the Town Board of the Town of Chautauqua duly adopted a resolution extending the boundaries of Town of Chautauqua Water District No. 2, which resolution is subject to permissive referendum pursuant to subdivision 3 of [Section 209-e of the Town Law](http://www.westlaw.com/Find/Default.wl?rs=dfa1.0&vr=2.0&DB=1000300&DocName=NYTWS209-E&FindType=L).

A complete copy of the resolution may be viewed in the office of the Town Clerk, 2 Academy Street, Mayville, New York, during regular business hours, and an abstract follows:

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Chautauqua, in the County of Chautauqua, that it be and hereby is determined as follows:

(1) The notice of hearing was published and posted as required by law and is otherwise sufficient.

(2) That all of the property and property owners, within the proposed extended district boundaries are benefited thereby.

(3) That all of the property and property owners benefited are included within the proposed extended district boundaries.

(4) It is in the public interest to extend the district as hereinafter described, and be it

FURTHER RESOLVED, that the Town Board does hereby approve the extension of the Town of Chautauqua Water District No. 2 to include the area described by the following boundaries:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Chautauqua, Chautauqua and State of New York being part of the Holland Land Company’s Survey bounded and described as follows;

BEGINNING at the centerline intersection between East Lake Road, (N.Y.S. Highway No. 430) and the centerline of Leet Avenue;

THENCE North 25°-03’-09” West along the centerline of said East Lake Road, a distance of 2,250± feet;

THENCE North 64°-50’-32” East, a distance of 500± feet;

THENCE South 25°-03’-09” East, parallel with said East Lake Road and distant 500± feet northeasterly therefrom, a distance of 2105± feet;

THENCE South 57°-30’-34” East, a distance of 1,246± feet;

THENCE South 88°-49’-52” East, parallel with the centerline of Springbrook Road, (County Highway No. 52) and distant 500± feet northerly therefrom, a distance of 7,324± feet to the easterly line of Great Lot 12. Township 3, Range 13 of the said Holland Land Company’s Survey, also being the division line between the easterly boundary of the Town of Chautauqua and the westerly boundary of the Town of Ellery;

THENCE South 01°-00’-49” West, along said east line of Great Lot 12 and further said Town boundary, further continuing southerly along the easterly line of Great Lot 11 in said Township and Range, a distance of 4,487± feet to the southeast corner of said Great Lot 11 and the centerline of Thum Road;

THENCE North 89°-08’-33” West along the southerly line of Great Lot 11 and the centerline of Thum Road and further continuing westerly along the southerly line of Great Lot 14 in said Township and Range, a distance of 3,632± feet to the edge of water along Chautauqua Lake; THENCE continuing in a general north-northwest direction along the edge of water of Chautauqua Lake, a distance of 12,833± feet to the approximate intersection between said edge of water and the northerly line of lands now or formerly deeded to Forty 4 Shore, LLC recorded in the Chautauqua County Clerk’s office in Liber 2020 of deeds at page 3662, also being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north;

THENCE South 89°-24’-06” East along said northerly line of Liber 2020, page 3662 and said Water District Number 2 boundary limit, a distance of 136.4± feet to an angle point in the north line of said Liber 2020, Page 3662;

THENCE South 53°-53’-49” East along the northerly line of said Liber 2020, Page 3662 and said

Water District Number 2 boundary limit, a distance of 106.4± feet to an angle point in the north line of said Liber 2020, Page 3662;

THENCE North 86°-18’-18” East along the northerly line of said Liber 2020, Page 3662 and said Water District Number 2 southerly boundary limit, a distance of 62.5± feet to the northeast corner of said Liber 2020, Page 3662, also being located on the easterly line of lands now or formerly deeded to Snider-Chautauqua, LLC, recorded in the Chautauqua County Clerk’s office in Liber 2518 of deeds at page 989, further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the west;

THENCE North 03°-41’-42” West along the easterly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2

Service Area located to the west, a distance of 300± feet to the northwest corner of said Liber 2518, Page 989;

THENCE North 41°-18’-18” East along the most northerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north, a distance of 115± to an angle point in the most north line of Liber 2518, page 989;

THENCE North 86°-18’-19” East along the most northerly line of said Liber 2518, Page 989, said

line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the north, a distance 120± feet to the northeast corner of said Liber 2518, Page 989;

THENCE South 24°-35’-12” East along the most easterly line of said Liber 2518, Page 989, said

line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 144.4± feet to an angle point in the easterly line of said Liber 2518, page 989;

THENCE South 77°-17’-47” West along a northerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2

Service Area located to the east;

THENCE South 21°-27’-00” East along an easterly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 438± feet to the southeast corner of said Liber 2518, Page 989;

THENCE South 87°-53’-10” West along the southerly line of said Liber 2518, Page 989, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance 17± feet to the approximate centerline of Lookout Avenue;

THENCE South 18°-05’-49” East along the said approximate centerline of Lookout Avenue, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east, a distance of 674± feet to the northerly line of lands now or formerly deeded to Francis Clark, recorded in the Chautauqua County Clerk’s office in Liber 2399 of deeds at page 899 extended westerly to said centerline, further being the established boundary limit of the Town of Chautauqua Water District Number 2 Service Area located to the east;

THENCE North 75°-14’-21” East along the north line of said Liber 2399, Page 899, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2

Service Area located to the north, a distance of 125± feet to the northeast corner of said Liber 2399, Page 899;

THENCE South 20°-26’-07” East along the easterly line of said Liber 2399, Page 899, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2

Service Area located to the east, a distance of 38± feet to an angle point in the easterly line of said Liber 2399, Page 899;

THENCE South 37°-55’-09” East along the easterly line of said Liber 2399, Page 899, said line further being the established boundary limit of the Town of Chautauqua Water District Number 2

Service Area located to the east, a distance of 133± feet to the southeast corner of said Liber 2399, Page 899;

THENCE North 77°-17’-09” East, a distance of 72± feet to the approximate centerline of said Leet Avenue;

THENCE in a general North and Northeasterly direction along the approximate centerline of said Leet Avenue, a distance of 924± feet to the POINT or PLACE of BEGINNING, containing 750 Acres of land, more or less. and be it

FURTHER RESOLVED, that future improvements in said extended district shall be funded by an assessment charged against the properties benefited on a benefit basis, offset by any funds received from grants and no-interest financing; and be it

FURTHER RESOLVED, that this resolution is subject to a permissive referendum in the manner provided in Article Seven of the Town Law and subdivision 3 of [Section 209-e of the Town Law](http://www.westlaw.com/Find/Default.wl?rs=dfa1.0&vr=2.0&DB=1000300&DocName=NYTWS209-E&FindType=L), and the Town Clerk is hereby authorized to post and publish notice of the adoption of this resolution in the manner provided by law.

Dated: Mayville, New York,

April 12, 2022

BY ORDER OF THE TOWN BOARD

OF THE TOWN OF CHAUTAUQUA, CHAUTAUQUA COUNTY, NEW YORK

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Rebecca Luba, Town Clerk