

**NOTICE OF PUBLIC HEARING  
TOWN OF BETHANY**

**NOTICE IS HEREBY GIVEN** that a public hearing pursuant to Town Law § 193 will be held by the Town Board of the Town of Bethany at the Town Hall located at 10510 Bethany Center Road, East Bethany, New York on the 25 day of January 2021, commencing at 7:00 p.m. to give citizens the opportunity to discuss the proposed Town of Bethany Water District No. 5 project.

Specific discussion will be relative to the proposed Water District No. 5, which will include a total of approximately 154,000 linear feet of 8-inch water main. The water main will be installed along portions of Ellicott Street Road (NYS RT 63), Bethany Center Road (C.R. 15), Broadway Road (NYS RT 20), Brown Road, Cackner Road, Clapsaddle Road, East Road (C.R. 35) East Bethany-LeRoy Road, Francis Road (C.R. 38), Fargo Road (C.R. 198), Jerico Road, Little Canada Road, Marsh Road, Mayne Road, McLennon Road, Sweetland Road, Silver Road, Paradise Road, and Paul Road. This includes roads in the Town of Stafford.

The projected cost for the project is \$16,680,000.00. Genesee County shall provide annual debt service contributions based on the final terms identified at the time of financing is closed with the USDA-Rural Development. Current projections are based on 38-year term at 1.375% interest, totaling \$152,835 per year. The debt service is proposed to be spread out among approximately 482 users, which are referred to as units. The debt service, a loan through Rural Development, is \$839.45 per unit for 38 years. The total estimated cost for debt service and water per unit is \$1,218.60 per year. There are additional one-time expenses per unit for costs to hookup and connect the right-of-way to interior plumbing of approximately \$8.00 - \$20.00 per linear foot and well separation costs of approximately \$200.00 - \$600.00.

All that tract or parcel of land situate in the Town of Bethany, County of Genesee, State of New York, being described as follows:

Beginning at a point on the center line of Francis Road (49.5 feet wide right-of-way) at the intersection of the center line of Batavia Bethany Townline Road (66 feet right-of-way), along the northerly Municipal Boundary Line of the Town of Bethany, and a northwesterly corner of the Existing Water District No. 1; thence,

1. Southerly, along the center line of Francis Road, and the Existing Water District No. 1, a distance of 333 feet, more or less, to the westerly extension of the northerly line of tax account number 1.-1-39, and the Existing Water District No. 1; thence,
2. Easterly, along the northerly line of tax account number 1.-1-39, and the Existing Water District No. 1, a distance of 835 feet, more or less, to the northeasterly corner of said tax account, and the Existing Water District No. 1; thence,
3. Southeasterly, along the northeasterly line of tax account number 1.-1-39, and the Existing Water District No. 1, a distance of 16 feet, more or less, to an angle point, and the Existing Water District No. 1; thence,

4. Southerly, along the easterly lines of tax account numbers 1.-1-39 and 1.-1-41, and the Existing Water District No. 1, a distance of 1,092 feet, more or less, to the southeasterly corner of tax account number 1.-1-41, and the Existing Water District No. 1; thence,
5. Easterly, along the northerly line of tax account number 1.-1-42.221 and the Existing Water District No. 1, a distance of 1,534 feet, more or less, to the northeasterly corner of said tax account, and the Existing Water District No. 1; thence,
6. Northerly, along the westerly line of tax account number 1.-1-43, the northerly extension of the westerly line of tax account number 1.-1-43, and the Existing Water District No. 1, a distance of 1,400 feet, more or less, to the northerly Municipal Boundary Line of the Town of Bethany, the center line of Batavia Bethany Townline Road, and the Existing Water District No. 1; thence,
7. Easterly, along the northerly Municipal Boundary Line of the Town of Bethany, and along the center line of Batavia Bethany Townline Road, the northerly lines of tax account numbers 2.-1-9 and 2.-1-94, the center line of Clapsaddle Road (49.5 feet wide right-of-way), and along the northerly lines of tax account numbers 2.-1-36.12, 2.-1-36.113, and 3.-1-1, a distance of 14,206 feet, more or less, to a northeasterly corner of tax account number 3.-1-1; thence,
8. Southerly, along an easterly line of tax account number 3.-1-1, a distance of 1,984 feet, more or less, to a northwesterly corner of said tax account number, and the Existing Water District No. 2; thence,
9. Easterly, along a northerly line of tax account number 3.-1-1, and the Existing Water District No. 2, a distance of 516 feet, more or less, to a northeasterly corner of said tax account number, and the Existing Water District No. 2; thence,
10. Southerly, along an easterly line of tax account number 3.-1-1 and a southerly extension of the easterly line of tax account number 3.-1-1, and the Existing Water District No. 2, a distance of 2,117 feet, more or less, to the center line on Torrey Road (66 feet wide right-of-way), and the Existing Water District No. 2; thence,
11. Southwesterly, along the center line of Torrey Road, and the Existing Water District No. 2, a distance of 248 feet, more or less, to the center line of Little Canada Road (49.5 feet wide right-of-way), and the Existing Water District No. 2; thence,
12. Northwesterly, along the center line of Little Canada Road, and the Existing Water District No. 2, a distance of 138 feet, more or less, to the northeasterly extension of an easterly line of tax account number 3.-1-44.2, and the Existing Water District No. 2; thence,
13. Southwesterly, along an easterly line of tax account number 3.-1-44.2, and the Existing Water District No. 2, a distance of 702 feet, more or less, to an angle point, and the Existing Water District No. 2; thence,
14. Southeasterly, along a northerly line of tax account number 3.-1-44.2, and the Existing Water District No. 2, a distance of 583 feet, more or less, to an easterly line of said tax account number, and the Existing Water District No. 2; thence,

15. Southerly, along an easterly line of tax account number 3.-1-44.2, and the Existing Water District No. 2, a distance of 2,260 feet, more or less, to the northwesterly corner of tax account number 3.-1-43, and the Existing Water District No. 2; thence,
16. Southeasterly, along the northerly line of tax account number 3.-1-43, and the Existing Water District No. 2, a distance of 683 feet, more or less, to the northeasterly corner of said tax account number, and the Existing Water District No. 2; thence,
17. Southerly, along the easterly line of tax account number 3.-1-43, and the Existing Water District No. 2, a distance of 314 feet, more or less, to the southeasterly corner of said tax account number, and the Existing Water District No. 2; thence,
18. Easterly, along the northerly lines of tax account numbers 6.-1-21.2 and 6.-1-22, and the Existing Water District No. 2, a distance of 1,437 feet, more or less, to the northeasterly corner of tax account number 6.-1-22, and the Existing Water District No. 2; thence,
19. Southerly, along the easterly line of tax account number 6.-1-22 and the southerly extension of the easterly line of tax account number 6.-1-22, and the Existing Water District No. 2, a distance of 82 feet, more or less to the center line of East Bethany-LeRoy Road (66 feet wide right-of-way), and the Existing Water District No. 2; thence,
20. Easterly, along the center line of East Bethany-LeRoy Road, and the Existing Water District No. 2, a distance of 256 feet, more or less, to the northerly extension of the easterly line of tax account number 6.-1-24.1, and the Existing Water District No. 2; thence,
21. Southerly, along the northerly extension of the easterly line of tax account number 6.-1-24.1 and the easterly lines of tax account numbers 6.-1-24.1 and 6.-1-25.11, and the Existing Water District No. 2, a distance of 1,448 feet, more or less, to a southeasterly corner of tax account 6.-1-25.11, and the Existing Water District No. 2; thence,
22. Westerly, through the lands of tax account number 6.-1-25.11, and along the southerly lines of tax account numbers 6.-1-19.1 and 6.-1-16.2, a distance of 1,699 feet, more or less to the easterly line of tax account number 6.-1-76.1; thence,
23. Southerly, along the easterly lines of tax account numbers 6.-1-76.1 and 6.-1-65, a distance of 815 feet, more or less, to a northeasterly corner of tax account number 6.-1-65; thence,
24. Easterly, along northerly lines of tax account numbers 6.-1-65, 6.-1-66, and 6.-1-67, a distance of 1,683 feet, more or less, to a northeasterly corner of tax account number 6.-1-67; thence,
25. Southerly, along the easterly lines of tax account numbers 6.-1-67 and 6.-1-41, a distance of 1,557 feet, more or less, to the northwesterly corner of tax account number 6.-1-40; thence,
26. Southeasterly, along a northerly line of tax account number 6.-1-40, a distance of 757 feet, more or less, to an angle point of said tax account number; thence,
27. Northeasterly, along a northerly line of tax account number 6.-1-40, a distance of 284 feet, more or less, to the northeasterly corner of said tax account number; thence,

28. Southwesterly, along an easterly line of tax account number 6.-1-40, a distance of 504 feet, more or less, to an angle point of said tax account number; thence,
29. Southwesterly, along the easterly line of tax account number 6.-1-40, and the southwesterly extension of the easterly line of tax account number 6.-1-40, crossing Ellicott Street Road (66 feet wide right-of-way), and through the lands of tax account number 6.-1-33.11, a distance of 844 feet, more or less, to a point, 500 feet southwesterly of and parallel to the center line of Ellicott Street Road; thence,
30. Northwesterly, through the lands of tax account number 6.-1-33.11, along a line 500 feet southwesterly of and parallel to the center line of Ellicott Street Road, a distance of 520 feet, more or less, to a point on the easterly line of tax account number 6.-1-44.2; thence,
31. Southerly, along the easterly lines of tax account numbers 6.-1-44.2, 6.-1-44.1 and 6.-1-46, a distance of 2,893 feet, more or less, to the southeasterly corner of tax account number 6.-1-46; thence,
32. Westerly, along the southerly line of tax account number 6.-1-46, a distance of 1,114 feet, more or less, to the northeasterly corner of tax account number 9.-1-2.11; thence,
33. Southerly, along the easterly line of tax account number 9.-1-2.11, a distance of 1,996 feet, more or less, to a southeasterly corner of said tax account number; thence,
34. Westerly, along a southerly line of tax account number 9.-1-2.11, a distance of 1,095 feet, more or less, to a southwesterly corner of said tax account number; thence,
35. Northerly, along a westerly line of tax account number 9.-1-2.11, a distance of 1,311 feet, more or less, to a southwesterly corner of said tax account number; thence,
36. Westerly, along a southerly line of tax account number 9.-1-2.11, a distance of 1,036 feet, more or less, to a point 500 feet easterly of and parallel to the center line of East Road (49.5 feet wide right-of-way); thence,
37. Southerly, through the lands of tax account number 9.-1-3, along a line 500 feet easterly of and parallel to the center line of East Road, a distance of 2,953 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Broadway Road (66 feet wide right-of-way); thence,
38. Westerly, through the lands of tax account numbers 9.-1-19 and 8.-1-44.214, along a line 500 feet southerly and parallel to the center line of Broadway Road, a distance of 3,063 feet, more or less, to a point on the southeasterly line of tax account number 8.-1-43.11; thence,
39. Southwesterly, along a southeasterly line of tax account number 8.-1-43.11, a distance of 116 feet, more or less, to a southeasterly corner of said tax account number; thence,
40. Westerly, along the southerly line of tax account number 8.-1-43.11, a distance of 1,581 feet, more or less, to a southwesterly corner of said tax account number; thence,
41. Southerly, along an easterly line of tax account number 8.-1-51.114, a distance of 1,182 feet, more or less, to a southeasterly corner of said tax account number; thence,

42. Westerly, along the southerly line of tax account number 8.-1-51.114, a distance of 333 feet, more or less, to the northeasterly corner of tax account number 8.-1-50; thence,
43. Southerly, along the easterly line of tax account number 8.-1-50, a distance of 655 feet, more or less, to the southeasterly corner of said tax account number; thence,
44. Easterly, along the northerly line of tax account number 8.-1-49.21, a distance of 333 feet, more or less, to the northeasterly corner of said tax account number; thence,
45. Southerly, along the easterly lines of tax account numbers 8.-1-49.21 and 8.-1-48.1, a distance of 1,968 feet, more or less, to the southeasterly corner of tax account number 8.-1-48.1; thence,
46. Westerly, along the southerly lines of tax account numbers 8.-1-48.1 and 8.-1-72.1, and crossing Bethany Center Road (66 feet wide right-of-way), a distance of 6,081 feet, more or less, to a point; thence,
47. Northerly, through the lands of tax account number 8.-1-72.1 and 8.-1-70, a distance of 2,619 feet, more or less, to the midpoint of the northerly line of tax account number 8.-1-70; thence,
48. Westerly, along the southerly lines of tax account numbers 8.-1-68, 8.-1-73, 8.-1-75.2, and along the westerly extension of the southerly line of tax account number 8.-1-75.2, crossing Marsh Road (49.5 feet wide right-of-way), and through the lands of tax account number 7.-1-32, a distance of 3,699 feet, to a westerly line of tax account number 7.-1-32; thence,
49. Southerly, along the easterly line of tax account number 7.-1-34, a distance of 2,636 feet, more or less, to the southeasterly corner of said tax account number; thence.
50. Westerly, along the southerly line of tax account number 7.-1-34, a distance of 687 feet, more or less, to the southwesterly corner of said tax account number; thence,
51. Northerly, along the westerly line of tax account number 7.-1-34, a distance of 3,487 feet, more or less, to a point 500 feet southerly of and parallel to the center line of Broadway Road; thence,
52. Westerly, through the lands of tax account numbers 7.-1-35.1 and 7.-1-39.11, crossing Silver Road (49.5 feet wide right-of-way), along a line 500 feet southerly and parallel to the center line of Broadway Road, a distance of 2,111 feet, more or less, to a point 500 feet westerly of and parallel to Francis Road (49.5 feet wide right-of-way); thence,
53. Northerly, through the lands of tax account numbers 7.-1-39.11 and 7.-1-40.11, along a line 500 feet westerly of and parallel to the center line of Francis Road, a distance of 2,572 feet, more or less, to the southerly line of tax account number 7.-1-24; thence,
54. Westerly, along the southerly lines of tax account numbers 7.-1-24 and 7.-1-23, a distance of 1,249 feet, more or less, to the southwesterly corner of tax account number 7.-1-23; thence,
55. Northerly, along the westerly line of tax account number 7.-1-23, a distance of 722 feet, more or less, to the northwesterly corner of said tax account number; thence,

56. Easterly, along the northerly line of tax account number 7.-1-23, a distance of 888 feet, more or less, to the southwesterly corner of tax account number 7.-1-22.11; thence,
57. Northerly, along the westerly lines of tax account numbers 7.-1-22.11 and 7.-1-22.12, and the northerly extension of the westerly line of tax account number 7.-1-22.12, a distance of 1,235 feet, more or less, to the center line of Brown Road (49.5 feet wide right-of-way); thence,
58. Easterly, along the center line of Brown Road, a distance of 147 feet, more or less, to the southerly extension of the westerly line of tax account number 4.-1-24.2; thence,
59. Northerly, along the southerly extension of the westerly line of tax account number 4.-1-24.2 and the westerly line of tax account number 4.-1-24.2, a distance of 469 feet, more or less to the northwesterly corner of said tax account number; thence,
60. Westerly, along the southerly line of tax account numbers 4.-1-26, a distance of 1,501 feet, more or less to the southwesterly corner of said tax account number; thence,
61. Northerly, along the westerly lines of tax account numbers 4.-1-26, and 4.-1-37.1, a distance of 1,301 feet, more or less, to a southerly line of tax account number 4.-1-27.112; thence,
62. Westerly, along a southerly line of tax account number 4.-1-27.112, a distance of 734 feet, more or less, to an angle point; thence,
63. Southwesterly, along a southerly line of tax account number 4.-1-27.112, a distance of 634 feet, more or less, to an angle point; thence,
64. Westerly, along a southerly line of tax account number 4.-1-27.112, a distance of 596 feet, more or less, to a westerly line of said tax account number; thence,
65. Northerly, along a westerly line of tax account number 4.-1-27.112, a distance of 496 feet, more or less, to a northerly line of said tax account number; thence,
66. Easterly, along a northerly line of tax account number 4.-1-27.112, a distance of 503 feet, more or less, to a westerly line of said tax account number; thence,
67. Northerly, along the westerly lines of tax account numbers 4.-1-27.112, 4.-1-4, 4.-1-35, 4.-1-5, and 4.-1-7, a distance of 5,233 feet, more or less, to the northwesterly corner of tax account number 4.-1-7; thence,
68. Easterly, along the northerly line of tax account number 4.-1-7, a distance of 486 feet, more or less, to the southwesterly corner of tax account number 4.-1-8.1; thence,
69. Northerly, along the westerly line of tax account number 4.-1-8.1, a distance of 715 feet, more or less, to the northwesterly corner of said tax account number; thence,

70. Easterly, along the northerly line of tax account number 4.-1-8.1, a distance of 1,566 feet, more or less, to a southwesterly corner of tax account number 1.-1-51.113; thence,
71. Northerly, along the westerly line of tax account number 1.-1-51.113, a distance of 1,445 feet, more or less, to the northwesterly corner of said tax account number; thence,
72. Easterly, along the northerly line of tax account number 1.-1-51.113, a distance of 395 feet, more or less, to a southwesterly corner of tax account number 1.-1-52.2; thence,
73. Northerly, along the westerly lines of tax account numbers 1.-1-52.2, 1.-1-54, and 1.-1-55, a distance of 2,429 feet, more or less, to the northwesterly corner of tax account number 1.-1-55; thence,
74. Westerly, along the southerly line of tax account number 1.-1-25 and the Existing Water District No. 4, a distance of 1,323 feet, more or less, to a point 500 feet southeasterly of and parallel to the center line Putnam Road (49.5 feet wide right-of-way), and the Existing Water District No. 4; thence,
75. Northeasterly, through the lands of tax account number 1.-1-25, along a line 500 feet southeasterly of and parallel to the center line of Putnam Road, and the Existing Water District No. 4, a distance of 1,475 feet, more or less, to the northerly line of said tax account, and the Existing Water District No. 4; thence,
76. Easterly, along the northerly line of tax account number 1.-1.25, and the Existing Water District No. 4, a distance of 1,731 feet, more or less, to a southwesterly corner of tax account number 1.-1-27.22, and the Existing Water District No. 4; thence,
77. Northwesterly, along a westerly line of tax account number 1.-1-27.22, and the Existing Water District No. 4, a distance of 1,638 feet, more or less, to the northerly line of said tax account number, and the Existing Water District No. 4; thence,
78. Easterly, along the northerly line of tax account number 1.-1-27.22, and the Existing Water District No. 4, a distance of 101 feet, more or less, to a point 500 feet easterly of and parallel to the center line of Putnam Road, and the Existing Water District No. 4; thence,
79. Northeasterly, through the lands of tax account numbers 1.-1-28.1 and 1.-1-30, along a line 500 feet easterly of and parallel to the center line of Putnam Road, and the Existing Water District No. 4, a distance of 1,205 feet, more or less, to the southerly line of tax account number 1.-1-33, and the Existing Water District No. 4; thence,
80. Westerly, along the southerly line of tax account number 1.-1-33, and the Existing Water District No. 4, a distance of 21 feet, more or less, to the southwesterly corner of said tax account number, and the Existing Water District No. 4; thence,
81. Northerly, along the westerly line of tax account number 1.-1-33, and the Existing Water District No. 4, a distance of 240 feet, more or less, to the southerly line of tax account number 1.-1-34, and the Existing Water District No. 4; thence,

82. Easterly, along the northerly line of tax account number 1.-1-33, and the Existing Water District No. 4, a distance of 254 feet, more or less, to a point 500 feet easterly of and parallel to the center line of Putnam Road, and the Existing Water District No. 4; thence,
83. Northeasterly, through the lands of tax account number 1.-1-34, along a line 500 feet easterly of and parallel to the center line of Putnam Road, and the Existing Water District No. 4, a distance of 427 feet, more or less, to the northerly line of said tax account number, the northerly Municipal Boundary Line of the Town of Bethany, and the Existing Water District No. 4; thence,
84. Easterly, along the northerly line of tax account number 1.-1-34 and the easterly extension of the northerly line of tax account number 1.-1-34, and the northerly Municipal Boundary Line of the Town of Bethany, a distance of 86 feet, more or less, to the point of beginning.

Town of Bethany Water District No. 5, as described above contains approximately 9,885 acres of land.

All as shown on a map prepared by CPL, “Water District No. 5 – Water District Map”, Drawing Numbers WD-05A, WD-05B, and WD-05C, dated September 24, 2019.

Business relative to bonding for said project may also be addressed at this meeting by the Town Board.

**ALL PERSONS INTERESTED IN THE SUBJECT MATTER OF THIS HEARING WILL BE ENTITLED TO BE HEARD AT THE TIME AND PLACE THEREOF**

Written comments may be submitted to the Town Board prior to the public hearing. Any written comments that are received prior to the public hearing shall be read aloud at the public hearing. All written comments must be received by the Town Board by January 30, 2021.

A copy of the map, plan, and report describing such improvements is also available for review at the Town Clerk’s Office and on the Town website (<https://townofbethany.com/>) during regular office hours.

Please take notice, the Town Board of the Town of Bethany has determined the potential establishment of Water District No. 5 to be best completed through a Resolution subject to Permissive Referendum due to the threat of the COVID-19 pandemic and the desire of the Town Board of the Town of Bethany to keep their residents safe.

By order of the Town Board,

Debbie Douglas, Clerk  
Town of Bethany