

Public Hearing
Creation of Lighting District #68 – Greenspring Reserve Subdivision

Notice is hereby given that the Town Board of the Town of West Seneca, County of Erie, State of New York, will meet in the West Seneca Court Room, 1250 Union Road, West Seneca, on July 1, 2024, at 6:00 P.M. to hear all persons interested in creation of Electric Lighting District No. 68 for the Greenspring Reserve Subdivision. A map of the layout is on file in the Town Clerk's office for public inspection.

Kate Newton
West Seneca Town Clerk

TOWN OF WEST SENECA

**Legal Department**

TOWN SUPERVISOR
Gary A. Dickson

TOWN COUNCIL
Robert J. Breidenstein
Susan K. Kims
Jeffrey A. Piekarec
Scott D. Robertson

To: Town Board
From: Chris G. Trapp, Town Attorney
Re: Greenspring Reserve Lighting District
Date: May 13, 2024

Town Law section 190 provides for the establishment of special districts within a Town, including, but not limited to, a lighting district, after a petition from the property owners followed by a public hearing on the subject and a resolution by the Town Board, subject to a permissive referendum. A copy of the resolution is hereto attached along with a copy of the map showing the location of the lighting district and the agreement with the utility. I have reviewed the petition seeking the establishment of the lighting district and find it to be in order by a majority of the residents in the new lighting district. At this time, the Board needs to schedule a public hearing on the establishment of Lighting District 68 in the Greenspring Reserve development.

TOWN OF WEST SENECA



LEGAL DEPARTMENT

TOWN SUPERVISOR
GARY A. DICKSONTOWN COUNCIL
ROBERT J. BREIDENSTEIN
SUSAN K. KIMS
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SCOTT D. ROBERTSON

WHEREAS, the Greenspring Reserve Subdivision has presented the Town of West Seneca with a proposed Lighting District and has petitioned the Town with respect to same; and

WHEREAS, a map showing the proposed lighting district has been prepared and is attached hereto; and

WHEREAS, plans have been received with respect to such development including the establishment in phases; and

WHEREAS, a notice of hearing was published and posted as required by law and is otherwise sufficient; and

WHEREAS, all the property and property owners within the proposed district or extension thereof are benefitted thereby; and

WHEREAS, all the property and property owners benefitted are included within the limits of the proposed district or extension; and

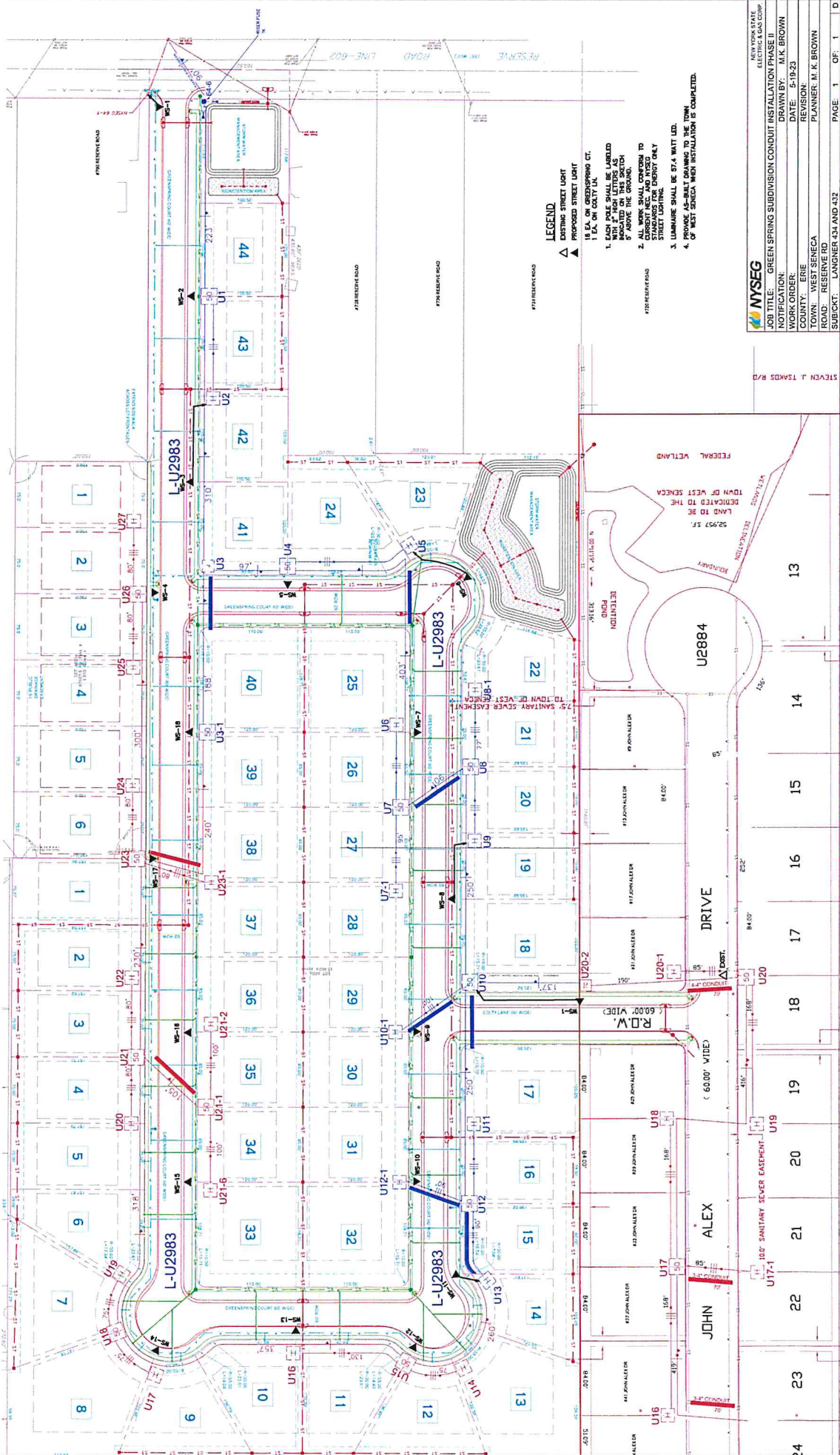
WHEREAS, the establishment of such district or extension is in the public interest; and

WHEREAS, a public hearing has been held on the __ day of _____, 2024 with respect to such lighting district; and

WHEREAS, the establishment of such district is subject to a permissive referendum as provided under Town Law;

NOW BE IT THEREFORE RESOLVED, that Lighting District 68 is hereby approved with respect to the Greenspring Reserve subdivision covering that portion of such subdivision as set forth above, and

BE IT FURTHER RESOLVED, that in the event that no petition for a permissive referendum is filed within thirty (30) days requesting that the matter be submitted to a referendum, the Town Clerk shall file in the Erie County Clerk's Office a certificate that no petition was received.



LEGEND

- ▲ EXISTING STREET LIGHT
- ▼ PROPOSED STREET LIGHT
- 18 EA. ON GREENSPRING CT.
- 1 EA. ON COUNTRY LN.
- 1. ALL LIGHTS TO BE LABELED WITH "H" FOR HIGH BAY AND "L" FOR LOW BAY. THE LOCATION OF EACH LIGHT SHALL BE SHOWN BY A DIMENSIONED POINT TO THE CENTER OF THE LIGHT.
- 2. ALL WORK SHALL CONFORM TO CURRENT N.E.C. AND NYS DEC REGULATIONS FOR STREET LIGHTING.
- 3. LUMINAIRE SHALL BE 57.4 WATT LED.
- 4. PROVIDE AS-BUILT DRAWING TO THE TOWN OF WEST SENECA WHEN INSTALLATION IS COMPLETED.

MYSEGE
 NEW YORK STATE
 ENGINEER
 NO. 11507

JOB TITLE: GREEN SPRINGS SUBDIVISION CONDUIT INSTALLATION PHASE II
NOTIFICATION: DRAWN BY: M.K. BROWN
WORK ORDER: DATE: 5-19-23
COUNTY: ERIE REVISION:
TOWN: WEST SENECA PLANNER: M. K. BROWN
ROAD: RESERVE RD
SUBJECT: LANGNER 434 AND 432

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STEVEN J TRANKS RD

FEDERAL WETLAND

DETENTION POND

LAND TO BE DEDICATED TO THE TOWN OF WEST SENECA

22,992 SF

U2888

DRIVE

ROW

60.00' WIDE

ALEX

JOHN

U19

U17-1

100' SANITARY SEWER EASEMENT

U14

U13

U12

U11

U10

U9

U8

U7

U6

U5

U4

U3

U2

U1

APPLICATION FOR NEW STREET LIGHTING SERVICE

Date: 3/11/2024

The Town of West Seneca, Erie County New York, (hereinafter called "Customer"), pursuant to the attached authorization hereby applies to NEW YORK STATE ELECTRIC & GAS CORPORATION (herein after called "Corporation"), to provide streetlight service along the streets, roads, highways and other public places in Greenspring Reserve Subdivision.

Upon acceptance by the Corporation, this Application will constitute an Agreement for the furnishing of street lighting service to the Schedule of Facilities requested or designated by Customer in accordance with the terms, conditions and rates set forth in Service Classification 4 of the Corporation's Electric Rate Schedule P.S.C. No. 121 or superseding issues thereof, as filed with the Public Service Commission of the State of New York. This contract will be effective **12/19/2016**, for an initial period of five years (including prior periods under contract) and thereafter until canceled by either party upon 120 days' written notice to the other party of its desire to terminate this contract.

Service Classification No. 4 of P.S.C. No. 121, as now in effect, is attached hereto and made a part hereof.

The Customer shall pay for service for the facilities installed or to be installed at the effective date hereof, as shown on the Schedule of Facilities, attached hereto. Whenever the facilities installed to render the service are subsequently replaced, increased or decreased, as provided in the Service Classification, the customer billings shall be modified to appropriately reflect these changes as denoted with an asterisk on the Customer's monthly bill. For contracts providing service to Customer owned facilities, it shall be the responsibility of the Customer to notify the Corporation of changes to the Customer owned facilities as set forth in Special Provision A of Service Classification No. 2 or Special Provision 2.c of Service Classification No. 4 of P.S.C. 121- Electricity, or superseding issues thereof.

All previous agreements between the parties or their predecessors covering all or a portion of the service provided for in this application will terminate on the effective date of this application, except that the obligation of the Customer to pay for service theretofore rendered under any such prior agreements shall survive.

The Customer's address for billing purposes is:

Town of West Seneca
1250 Union Road
West Seneca, NY 14224

(Customer)

By _____

Title _____

Attest:

By _____

Title _____

ACCEPTED:
NEW YORK STATE ELECTRIC & GAS CORPORATION

Date _____

By _____

Title _____

SCHEDULE OF FACILITIES

Under Application for Street Lighting Service Agreement dated, 12/19/2016.

With

Town of West Seneca
(Customer)

Lighting District Number 68
(Lighting District)

<u>S.C. No.</u>	<u>Quantity</u>	<u>Facility</u>
4	19	Greenspring Reserve Subdivision

Date _____

By _____ Corporation Representative

By _____ Customer Representative