

PRESENT WERE: Supervisor Eaton Councilman Jonak
 Councilman Sendlakowski Councilman Hitchcock
 Councilman Wolf Town Clerk M. Peck

The meeting was opened at 6:30 pm with a Salute to the Flag

A motion was made by supervisor Eaton: FINAL ORDER

Whereas, the Town Board has, on January 15, 2008 enacted a Resolution approving the establishment of the proposed Comprehensive Water District pursuant to Section 208-e of the Town Law, and

Whereas, pursuant to Town Law Article 7 and said Resolution, notice of the adoption thereof subject to permissive referendum was published and posted by the Allegany Town Clerk, and

Whereas, the Allegany Town Clerk caused to be prepared and had available for distribution proper forms for the Petition for Referendum as required by Town Law Section 209-e 3, and

Whereas, the permission of the State Comptroller is not required for the formation of the District under Town Law Section 209-f, the cost of the District to the typical property as stated in the Order for Public Hearing being below the average estimated cost to typical properties for the establishment of similar types of districts as computed by the State Comptroller, and

Whereas, The Allegany Town Clerk has issued and has transmitted to the office of the Cattaraugus County Clerk pursuant to Town Law Section 209-e 4(a) for filing her certificate that the time of filing a petition requesting that the establishment of the District be submitted to referendum has elapsed without the filing of such a petition,

Now, on motion of Supervisor Eaton, seconded by Councilman Wolf, all members present voting aye, therefore, it is

Ordered, pursuant to Town Law Section 209-f 2 that the Comprehensive Water District be and hereby is erected and established and the boundaries of said district are as follows:

All that portion of the Town of Allegany, Cattaraugus New York bordered on the north by the Town of Humphrey; on the east by the Town of Hinsdale, Town of Olean, and City of Olean; on the south by the State of Pennsylvania; and on the west by the Town of Carrollton, the Allegany Indian Reservation, and the Town of Great Valley; except the Village of Allegany, the Allegany Indian Reservation, and the existing water districts located within the Town of Allegany, specifically known as Consolidated Water District Number 1A, Water District Number 3, Water District Number 8, and Wiltse Crossroads Water District.

February 25, 2008

STATE OF NEW YORK
COUNTY OF CATTARAUGUS
TOWN OF ALLEGANY

I, Mary M. Peck, Town Clerk of the Town of Allegany **Do Certify**, that I have compared the preceding Final Order of the Town Board of the Town of Allegany with the original thereof filed or recorded in my office in the Town of Allegany, Cattaraugus County, New York on the 25th day of February, 2008 and that the same is a true and correct copy of said original of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Allegany this 26th day of February, 2008.

Mary M. Peck, Town Clerk

#2-MOTION TO ADJOURN

Motion by Hitchcock to adjourn meeting. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 6:32 pm.

Respectfully submitted,

Mary M. Peck
Town Clerk
2/26/08