

**Public Hearing/Lewiston Master Sewer Dist. Feb. 28, 2011 5:30 p.m.**

Present: Sup. S. Reiter; Council Members M. Marra and & R. Winkley; Town Atty. M. Dowd; Adm./Op. J. Ritter; Finance Officer M. Johnson; Deputy Sup. G. Catlin and Town Clerk C. Brandon.

Councilman Bax excused. Councilman Palmer absent.

6 residents and 1 press rep.

The Supervisor opened the Public Hearing at 5:30 p.m. and stated this was an on going public hearing as there were changes that we had to do because of the SEQRA process. Now I understand that there are some issues with the State Parks that we have to resolve.

The Notice of the Public Hearing was entered into the record.

**NOTICE OF PUBLIC HEARING  
LEWISTON MASTER SEWER DISTRICT**

**NOTICE IS HEREBY GIVEN** that the Town Board of the Town of Lewiston, Niagara County, New York, will meet at the Town Hall, 1375 Ridge Road, in Lewiston, New York, on February 28, 2011, at 5:30 P.M., Prevailing Time, for the purpose of conducting a public hearing upon a certain map, plan and report, including an estimate of cost, in relation to the proposed increase and improvement of the Lewiston Master Sewer District, in said Town, being certain upgrades, refurbishment, and replacement of existing treatment and auxiliary systems at the Water Pollution Control Center, including but not limited to Grit Removal Modifications, Sludge Processing Improvements, General Plant Improvements, Plant Electrical Improvements, Tertiary Treatment Upgrades, Digester Compressor Upgrades, and Aeration Blower Upgrades, all as more fully described in said map, plan and report, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$3,495,000.

Said capital project has been determined as to be a "Type 1 Action" pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act (SEQRA) and it is expected that the Town Board will find that there are no significant adverse environmental impacts related to the proposed action. SEQRA compliance materials are on file in the office of the Town Clerk where they may be inspected during regular hours.

At said public hearing said Town Board will hear all persons interest in the subject matter thereof.

**Dated: Lewiston, New York  
February 14, 2011**

**BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF LEWISTON  
NIAGARA COUNTY, NEW YORK**

**Carol J. Brandon  
Town Clerk**

Robert Lannon of CRA Engineers. As of the last meeting we had sent out to all of the agencies status letters. We received them back to see if they had any issues with the Town of Lewiston becoming the lead agent for this project. However, the State Office of Parks, Recreation and Historical Preservation called SHPO requested a more detailed location map in terms of whether or not that leads to anything more with archeological investigation. We have since sent that back to them. However, we have not heard their planning data as of yet. We hope to hear within the next week or two to determine whether or not we need to do anything more. Until we hear from them and address their concerns we cannot do a full SEQRA process until that time

Dowd: Is it in our benefit right now to reschedule a public hearing until March 14<sup>th</sup> or March 28<sup>th</sup>.

Robert Lannon: They remain the one wild card in the process. We can leave it open at the Board's request. The public hearing as I understand it is for the map plan report. SEQRA itself is on a separate path. If you want to keep the public hearing open until

such time as we hear officially from SHPO that is at the Board's discretion. If you didn't want to keep it open I would say maybe March. It could even be April. If they come back and say no further action, at which time we can start. Or they could come back and say we want you to do a Phase 1 A or Phase 1 B.

Reiter asked what is the best interest of us and the entire time frame of construction etc

Dowd: The public period for the bond issue is possibly ??? and we still issue a Negative Declaration assuming we get it. So we wait for the State to get back to us and we issue a Negative Declaration and close the public part of the hearing and then authorize the bond. There is a 20 day waiting period after that and then we could go out and borrow our self.

Reiter said at this time it is to no advantage to schedule anything.

Lannon said as soon as he hears anything he will let us know.

Reiter: Mr. Ritter, every one (the other townships) is on board at this time with their payment plans and responsibilities (Yes)

Catlin: Don't the agencies have a time limit when they have to respond?

Lannon: Yes. All interested and involved agencies have 30 days to respond.

Catlin: So technically we have how many days before the State Parks etc. have to respond.

Lannon: At the end of the 30 day window, to request additional information.

Reiter: Any other comments? So, we will leave the public hearing open. We are basically done till the regular meeting.

The meeting ended at 5:45 p.m.

Respectfully Submitted and Transcribed by:

Carol J. Brandon  
Town Clerk