

RESOLUTION

ERIE COUNTY SEWER DISTRICT NO. 5

WHEREAS, the Board of Managers for Erie County Sewer District (ECSD) No. 5 has prepared its budget for 2027 and has determined the amount which must be assessed on the lots and parcels of land within the District and for properties served by out-of-district customer agreements; and

WHEREAS, as permitted by Section 266 of County law, the District has chosen to raise a portion of the cost for the sanitary sewerage system on user charges; and

WHEREAS, pursuant to Section 271 of the County Law, the assessment must be in proportion as nearly as may be to the benefit derived by each parcel.

NOW, THEREFORE, BE IT

RESOLVED, that the assessed value charge be spread to all lots or parcels within the District; that a footage charge be spread to all lots or parcels which have a sewer designed, under construction or built to service them, except where a property is not connected and it would be necessary for the property owner(s) to bore a State or County Road to obtain sewer service; and that a flat usage charge be assessed to all lots or parcels for which a sewer is designed, under construction, or built and where there is an improved structure on the property requiring sewer service and it has been deemed economical to connect; and be it further

RESOLVED, that a footage charge be spread to all properties who are benefitted by a sanitary sewer line owned and maintained by the County Sewer District; and be it further

RESOLVED, that sewer charges be assessed to out-of-district customers on the same basis as properties in the Sewer District; and be it further

RESOLVED, that parcels within ECSD No. 5 serviced by an adjacent ECSD shall not require an out-of-district customer agreement, but rather the collected sewer charges shall be provided to the servicing district in proportion to the services received; and be it further

RESOLVED, that a single-family dwelling be the basis used as a unit of assessment to determine flat usage charges for residential structure types other than single family dwellings; and be it further

RESOLVED, for parcels with new structures connected after August 30th and on or before October 31st, a flat usage charge will be added to such parcels as a premium assessment; and be it further

RESOLVED, for parcels with new structures connected after October 31st and on or before December 31st, in addition to the regularly added flat usage charge, an additional flat usage charge will be added to such parcels as a premium assessment; and be it further

RESOLVED, for parcels with new apartments connected after August 30th, only the corresponding 60% of the above will be applied to each new rental unit; and be it further

RESOLVED, that where this Board has elected, in the past, to charge a footage and/or a flat usage charge prior to the actual date sewer service is available, such decision shall remain in effect; and be it further

RESOLVED, that an assessment roll be prepared using the above formula to determine the amount of assessment on each lot or parcel; and be it further

RESOLVED, that certain costs of the sewer district be raised on User Charges in accordance with the Sewer District’s User Charge formula and rates established pursuant to Section 266 of County Law; and be it further

RESOLVED, that approximately _____% and _____% of the total sanitary sewer tax levy of \$_____ shall be raised from the assessed value and footage charges, respectively; and be it further

RESOLVED, that this resolution along with the proposed budget, proposed assessment rolls and proposed rates be submitted to the County Budget Officer for transmittal to the Clerk of the County Legislature for a Public Hearing as required by Section 271 of the County Law.

MOVED BY _____

SECONDED BY _____

APPROVED/DISAPPROVED _____

Flat Usage Charge: _____

Footage Charge: _____

Dated: _____

WILLIAM LARDO
SECRETARY, ECSD NO. 5
BOARD OF MANAGERS