

Sept 30, 2014

To: Tim Miller, AICP

From: Mary Bingham

of pages including cover sheet 12

Comments regarding scoping.

Tim Miller Associates, Inc.
10 North St.
Cold Spring, NY 10516
September 29, 2014

Gentlemen,

In regards to the Kiryas Joel draft scope for the proposed annexation of 164 acres from the Town of Monroe to the Village of Kiryas Joel I have the following comments, concerns, and questions:

1. Please clarify the list of parcels that are proposed for the annexation. The "Petition for Annexation of Territory" received by the Town Clerk's Office on August 20, 2014 has a signature listing of property owners that does not appear to coincide with the list of parcels noted in "Exhibit B". There appear to be more parcels listed on "Exhibit B" than there are on the petition. In addition, there are 2 "Owner of Record" on the petition that do not have a SBL or an Assessed Value assigned to them. The 2 questioned owners are Bakertown Realty Equities by Mendel Wieder and Jacob Bandua Trusrt by Moshe Bandau. Are they included in the annexation request? If they are included in the annexation, then the "Total Assessed Value" is incorrect and the witness statement submitted by Simon Gelb is incorrect as there are 10 signatures listed on the page not 8. See attachments.
2. Please discuss the Village of Kiryas Joel's "smart growth" in regards to the annexation. I have included a copy of an article by Bob Scheiner, AIA. "Smart Growth 101": Talk of the Towns & Topics: Vol.28, Issue No.5, Sept/Oct: pages 19-20.Print. I would like to know how the proposed annexation will enable the resident to have not only affordable housing, but to also have enough economic opportunities available to its residents. I have only heard rumors that the annexation is only being considered for more housing, but in order for smart growth to take place, jobs and economic growth opportunities must also be planned for.
3. Please explain should the proposed annexation request succeed, how it will affect zoning in the Town of Monroe. Would the Town of Monroe need to modify its zoning to replace the high density zones (URM) lost in the annexation to the Village of Kiryas Joel? Would the Town of Monroe have to find new locations for affordable housing?
4. Will the addition of new homes from the proposed annexation result in the need for additional parkland for the residents of the Village of Kiryas Joel? Where will the additional parkland be located?
5. Currently the parcels that are in the Town of Monroe have access to the Monroe Free Library. Since the Village of Kiryas Joel has not paid taxes to the library since 2005, residents of the Village of Kiryas Joel do not have borrowing privileges. As this proposed annexation would result in a loss of library service, how much will it cost the Village of Kiryas Joel to build and staff their own library? Where would the library be built and when?
6. According to the September 26, 2014 legal notice (see attachment) the Village of Kiryas Joel has estimated costs of \$48,000,000 for the construction of and improvements to the Village water system. What will the cost to repay the bonds be per parcel/building lot should the proposed annexation not take place? What will the costs be per parcel/building lot should the proposed annexation be approved? What are the hookup fees to the Village of Kiryas Joel compared to the hookup fees the Town of Monroe charges?

7. Please compare the assessed value and tax rates of parcels that have single family homes, versus 2 family homes, versus condos, versus townhouses. If the assessed value is lower for condos and townhouses will that not reduce the amount of revenue from property taxes available to the Town of Monroe?
8. In regards to traffic, what effect will the proposed annexation have on traffic to the local roads? Please be specific in regards to the following 3 intersections:
 - a. Rt. 208 and Mountain Rd.
 - b. Bakertown Road and Cty 105
 - c. Schunnemunk Rd and Rt. 208

Thank you for giving me this opportunity to have my concerns addressed in the scoping document as well as the DGEIS.

Sincerely yours,



Mary Bingham
17 Carol Drive
Monroe, NY 10950

**PETITION FOR ANNEXATION OF TERRITORY
FROM THE TOWN OF MONROE TO THE VILLAGE OF KIRYAS JOEL
COUNTY OF ORANGE, STATE OF NEW YORK**

TO THE: TOWN BOARD OF THE TOWN OF MONROE, ORANGE COUNTY, NEW YORK; AND
BOARD OF TRUSTEES OF THE VILLAGE OF KIRYAS JOEL, ORANGE COUNTY, NEW YORK:

Pursuant to New York State General Municipal Law Article 17, the undersigned petitioners (the 'Petitioners') in the Town of Monroe, Orange County, New York (the 'Town') hereby petition for annexation of territory (the 'Territory') comprised of 71 tax lots and approximately 164 acres from the Town to the Village of Kiryas Joel, Orange County, New York (the 'Village');

1. The Petitioners propose and petition that the Town Board of the Town of Monroe permits and allows to be annexed to the Village the Territory as more particularly described in the legal description set forth in Exhibit 'A' attached hereto and made a part of this Petition, and as outlined in the map set forth in Exhibit 'B' attached hereto and made a part of this Petition on which the location of each lot within the Territory proposed to be annexed is individually designated.

2. The Petitioners propose and petition that the Board of Trustees of the Village of Kiryas Joel permits and allows to be annexed to the Village the Territory as more particularly described in the legal description set forth in Exhibit 'A' attached hereto and made a part of this Petition, and as outlined in the map set forth in Exhibit 'B' attached hereto and made a part of this Petition on which the location of each lot within the Territory proposed to be annexed is individually designated.

3. The Petitioners herein own lots within the Territory proposed to be annexed (the

RECEIVED

AUG 20 2014

Town of Monroe
Town Clerk's Office

3. The Petitioners herein own lots within the Territory proposed to be annexed (the "Petitioners Lots") whose total assessed valuation is a majority of the total assessed valuation of all of the real property in the Territory proposed to be annexed, according to the 2014 Final Assessment Roll of the Town, dated June 26, 2014.

4. Attached hereto and marked as Exhibit "C" is a certificate signed by the assessor of the Town responsible for the preparation of the 2014 Final Assessment Roll of the Town certifying that the lots that Petitioners affirm they own within the Territory proposed to be annexed have a total assessed valuation that is a majority of the total assessed valuation of all of the real property in the Territory proposed to be annexed, according to the 2014 Final Assessment Roll of the Town.

5. Each of the Petitioners Lots within the Territory proposed to be annexed owned by an individual Petitioner is listed in this Petition on the same line as the Petitioner's signature. As to the Petitioners Lots owned by multiple parties or by a corporate or other entity, by signing this Petition in respect of such lot, the Petitioner hereby affirms that s/he is authorized to sign this Annexation petition and propose the annexation of the lot and Territory pursuant to a duly adopted corporate resolution or similar act of the board or other body of each entity which owns the lot in whole or in part and that such resolution or similar act was adopted in accordance with that entity's by-laws, operating agreement, or other governing instrument.

6. The number of inhabitants in the Territory proposed to be annexed is approximately 200.




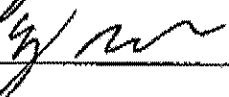
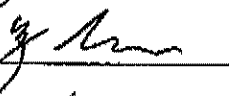
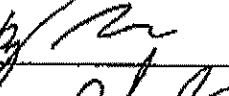


IN WITNESS WHEREOF, we have hereunto set our hands and signed the foregoing Petition.

Dated: August 15, 2014.

RECEIVED

AUG 20 2014

Town of Monroe
Town Clerk's Office

<u>Signature of Petitioner</u>	<u>Owner of Record</u>	<u>S.B.L.</u>	<u>Assessed Value</u>
	Forest Edge Development LLC BY: SHLOMO WEISS	1-2-8.21	\$181,400
	Israel Weber	1-3-9	\$55,500
	Amazon / Burdock Rlty Assoc Inc Et Al BY: ELOZER GRUBER	1-3-14.21	\$64,800
	Amazon / Burdock Rlty Assoc Inc Et Al BY: ELOZER GRUBER	1-3-15	\$62,900
	Amazon / Burdock Rlty Assoc Inc BY: ELOZER GRUBER	1-3-40	\$17,600
	Amazon Rlty Assoc Inc BY: ELOZER GRUBER	2-1-1	\$24,000
	Mordechai Goldberger	65-1-28	\$33,000
	12 Bakertown Holding, LLC BY: MOSES MIZRAHI	1-3-17.1	<u>\$71,400</u> \$510,600


STATE OF NEW YORK

COUNTY OF ORANGE

I, Simon Gelb, being duly affirmed, say: I reside at 36 Forest Road, Monroe, New York; I know each of the persons whose names are subscribed to the above sheet having 8 signatures, and each of them subscribed the same in my presence.

RECEIVED

AUG 20 2014



STATE OF NEW YORK)

)SS:

COUNTY OF ORANGE)

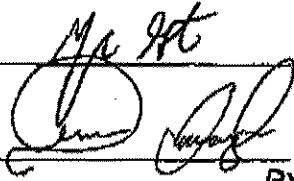
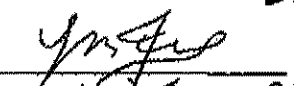
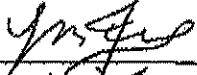


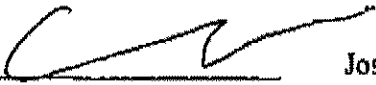


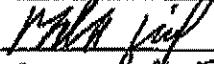

Town of Monroe
Town Clerk's Office

On this 19th day of August, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared SIMON GELB, personally known to me or provided to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



Notary Public of the State of New York

ARON SCHREIBER
Notary Public, State of New York
No. 01SC6219044
Qualified in Orange County
Commission Expires March 22, 2018

<u>Signature of Petitioner</u>	<u>Owner of Record</u>	<u>S.B.L.</u>	<u>Assessed Value</u>
	Upscale 4 Homes Corp. BY: Yael GRANWITZ	65-1-32	\$20,000
	Forest Road Capital, LLC BY: ISAAC JACOBOWITZ	1-2-6	\$116,700
	Beth Freund BY: LEOPOLD FREUND	1-2-8.222	\$147,300
	Herbst Family Holdings LLC BY: HENRY HERBST	1-2-8.6	\$93,500
	Pincus J. and Lillian Strulovitch	1-2-8.11	\$89,200
	Joseph Stulovitch 1, LLC BY: PINCUS J. STRULOVITCH	1-3-12	\$69,500
	Solomon Ellenbogen	63-1-1.-1	\$48,700
	AES 11-07 Trust, Elimelech Schwartz, Trustee	1-3-1.3	\$91,600
	Bakertown Realty Equities BY: MENDEL WIEDER ?		\$676,500
	Jacob Bandua Trusrt BY: MOSHE BANDANA ?		


STATE OF NEW YORK

COUNTY OF ORANGE

I, Simon Gelb, being duly affirmed, say: I reside at 36 Forest Road, Monroe, New York; I know each of the persons whose names are subscribed to the above sheet having 8 signatures, and each of them subscribed the same in my presence.

RECEIVED

AUG 20 2014



STATE OF NEW YORK)


)SS:


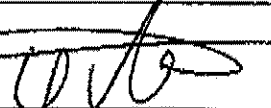
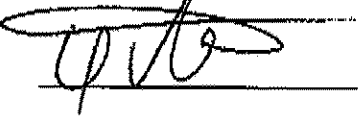
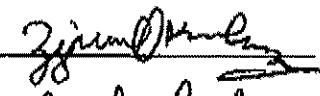

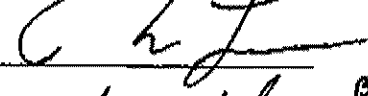


COUNTY OF ORANGE)

Town of Monroe
Town Clerk's Office

On this 19th day of August, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared SIMON GELB, personally known to me or provided to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

ARON SCHREIBER
Notary Public, State of New York
No. 01806218044
Qualified in Orange County
Commission Expires March 22, 2018


Notary Public of the State of New York

<u>Signature of Petitioner</u>	<u>Owner of Record</u>	<u>S.B.L.</u>	<u>Assessed Value</u>
<u>Joel Englander</u> 	483 105 Corp. BY: JOEL ENGLANDER	2-1-4.1	\$78,400
<u></u>	Martin Terkeltaub	2-1-2.1	\$41,700
<u></u>	Martin Terkeltaub	2-1-2.3	\$67,600
<u></u>	Zigmund Klein	2-1-3.1	\$85,300
<u></u>	Orange NY Homes Inc. BY: SAMUEL SCHWARTZ	2-1-3.2	\$80,700
<u></u>	Vintage Apartments LLC BY: MOSHE FRIEDMAN	65-1-12	\$142,400
<u></u>	Vista Pearl LLC BY: CHAIM OBERLANDER	65-1-16	\$13,600
<u></u>	Vista Pearl LLC BY: CHAIM OBERLANDER	65-1-17	\$13,600
			\$523,300
		Total	\$1,710,400

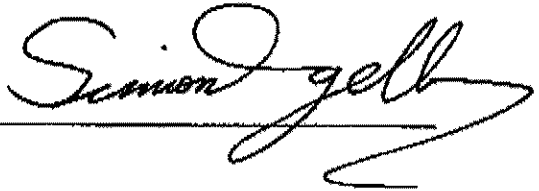
STATE OF NEW YORK

COUNTY OF ORANGE

I, Simon Gelb, being duly affirmed, say: I reside at 36 Forest Road, Monroe, New York; I know each of the persons whose names are subscribed to the above sheet having 8 signatures, and each of them subscribed the same in my presence.

RECEIVED

AUG 20 2014



STATE OF NEW YORK)

).SS:

Town of Monroe
Town Clerk's Office

COUNTY OF ORANGE)

On this 19th day of August, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared SIMON GELB, personally known to me or provided to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

ARON SCHREIBER
Notary Public, State of New York
No. 01SC6219044
Qualified in Orange County
Commission Expires March 22, 2018

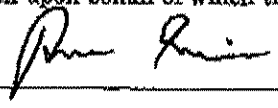

Notary Public of the State of New York

Exhibit B

Area I SBL
 1 2-1-4.1 ✓
 2 2-1-4.2 ✓

Area II SBL
 1 2-1-2.1 ✓
 2 2-1-2.2 ✓
 3 2-1-2.3 ✓
 4 2-1-3.1 ✓
 5 2-1-3.2 ✓

Area III SBL
 1 1-2-3.1 ✓
 2 1-2-3.2 ✓
 3 1-2-3.3 ✓
 4 1-2-3.21 ✓
 5 62-1-1.1 ✓
 6 62-1-1.2 ✓
 7 65-1-1 ✓
 8 65-1-2 ✓
 9 65-1-3 ✓
 10 65-1-4 ✓
 11 65-1-5.2 ✓
 12 65-1-7 ✓
 13 65-1-8 ✓
 14 65-1-9 ✓
 15 65-1-10 ✓
 16 65-1-11 ✓
 17 65-1-12 ✓
 18 65-1-13 ✓
 19 65-1-14 ✓
 20 65-1-15 ✓
 21 65-1-16 ✓
 22 65-1-17 ✓
 23 65-1-18 ✓
 24 65-1-19 ✓
 25 65-1-20 ✓
 26 65-1-21 ✓
 27 65-1-22 ✓
 28 65-1-23 ✓
 29 65-1-24 ✓
 30 65-1-25 ✓
 31 65-1-26 ✓
 32 65-1-27.2 ✓
 33 65-1-28 ✓
 34 65-1-29 ✓
 35 65-1-30 ✓
 36 65-1-31 ✓
 37 65-1-32 ✓

Area IV SBL
 1 1-2-6 ✓
 2 1-2-7 ✓
 3 1-2-8.222 ✓

Area V SBL
 1 1-2-8.6 ✓

Area VI SBL
 1 1-2-8.11 ✓
 2 1-3-1.1 ✓
 3 1-3-1.2 ✓
 4 1-3-1.3 ✓
 5 1-3-2 ✓
 6 1-3-3 ✓
 7 1-3-4 ✓
 8 1-3-5 ✓
 9 1-3-7 ✓
 10 1-3-8 ✓
 11 1-3-9 ✓
 12 1-3-11 ✓
 13 1-3-12 ✓
 14 1-3-13 ✓
 15 1-3-14.21 ✓
 16 1-3-15 ✓
 17 1-3-40 ✓
 18 62-1-1.1 ✓
 19 62-1-1.2 ✓

Area VII SBL
 1 2-1-1 ✓

Area VIII SBL
 1 61-1-1.1 ✓
 2 61-1-1.1 ✓
 3 61-1-1.2 ✓

RECEIVED
 AUG 28 2014
 Town of Monroe
 Town Clerk's Office

SMART GROWTH 101

How smart growth planning principles create more sustainable, accessible communities

By Bob Scheiner, AIA, PP, H2M architects + engineers

In recent years, "smart growth" has become an increasingly popular phrase. As a concept, it has garnered support from the likes of designers, developers and public officials. However, it has also become a term that is frequently tossed around without a full understanding of what it means.

Smart growth is a planning principle that focuses heavily on creating communities that are accessible for residents to both work and live. It gives communities more choices — from transportation to housing to the workplace — and encourages the investment and development of existing communities to meet the needs of all households.

Too often, an area becomes increasingly expensive to live, pricing out parts of its population. Conceptually, smart growth has the ability to at least slow down the numbers of people leaving for more affordable communities by creating a range of housing options, including affordable housing.

The focus on creating affordable homes ensures they are compact and green in design. The construction of smaller, greener homes leads to more densely populated communities, giving them the capacity to be more self-sufficient. It also cuts the cost to homeowners by reducing energy and water consumption.

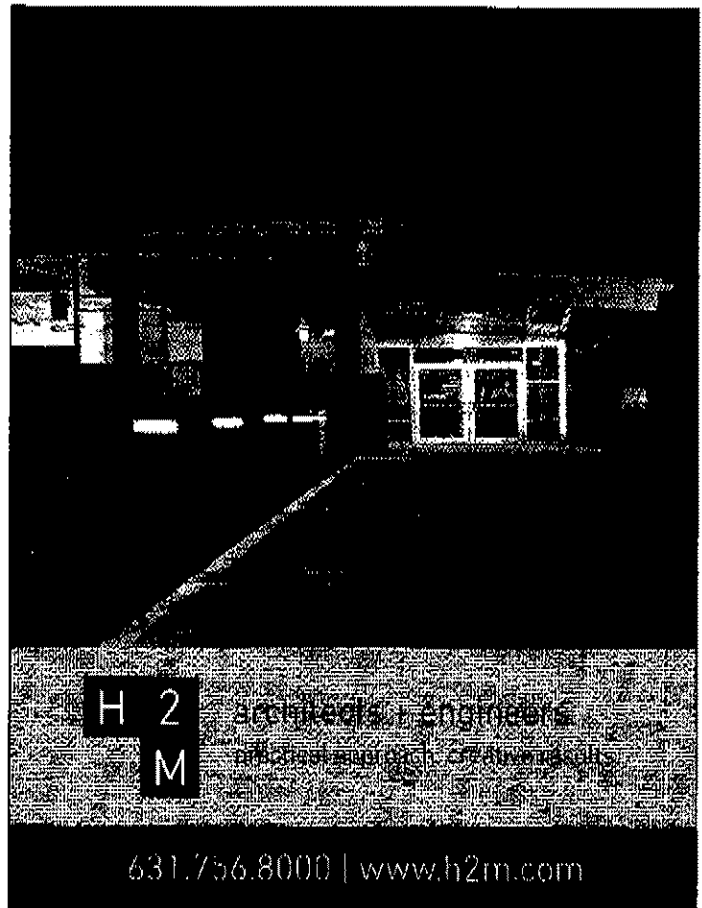
Despite the communities becoming more densely populated, smart growth accounts for ways to reduce traffic. In addition to creating environments where people can afford to live closer to their jobs, smart growth develops alternative means of transportation, including sidewalks, bicycle paths and more intuitive public transportation systems. It increases accessibility, providing new opportunities to those who previously lacked a way to reach their destinations.

In addition to its economic advantages, smart growth also improves the health of communities. By using public transit to cut down traffic, congestion and air pollution are reduced. The addition of physical activity to the daily lives of residents is an added benefit. Wider sidewalks and bike paths

encourage residents who would typically drive to their destinations to travel in healthier ways.

Other environmental advantages to smart growth include the protection of water quality. The proximity of homes to schools, stores and jobs creates less of a need for paved roads, which preserve natural spaces for public parks and athletic fields. With this accomplished, stormwater runoff becomes secondary. The natural spaces used for parks and recreation act as a filter for stormwater, where the stormwater runoff from paved surfaces collects

See: Boost on Page 20



H 2
M

architects + engineers
interior + exterior design

631.756.8000 | www.h2m.com

From Page 19: Smart Growth Can Provide Boost to Struggling Economies

pollutants that are hazardous to surrounding bodies of water.

On Long Island, examples of smart growth are beginning to pop up with more frequency as these areas become heavily invested in the concept. The village of Patchogue is one of the island's more predominant smart growth success stories.

Patchogue, which was at one time a destination for many, found itself in the midst of an economic downturn. Many of the downtown storefronts that were there for generations were being boarded-up. Residents were flocking to the surrounding areas that seemed to have a more promising future. However, over the last decade, Patchogue's downtown has been reborn.

With the support of political officials and the surrounding community, the boarded-up storefronts have become a central hub for entertainment, dining and the arts. There has been development of affordable housing, mixed-use development and townhouse complexes. Updates have been made to the village's infrastructure, such as those made to its wastewater treatment plants to support the growth. In just a matter of years, smart growth has provided

a boost to a community that was struggling to get back on its feet.

Around Long Island, other communities are beginning to show signs of smart growth as the concept gains more steam. Farmingdale is nearing completion on a \$38 million mixed-use apartment building near their railroad station. The development, which will contain 39 apartments and 6,200 square feet of retail space, plans to open its doors in 2015.

The village of Hempstead has put in place a \$2.5 billion downtown redevelopment plan that will develop everything within a half-mile of the train station. In the works are new residences, shops, a hotel, new entertainment venues and parking. The plan will create more than 13,500 jobs, 10,000 of which will be in construction, with the remainder going to local residents.

Following years of traditional suburban sprawl in our communities, smart growth requires a significant ideological shift, and turning the concept into a reality will not be simple. However, if the right balance is achieved, smart growth can help support local economies, improve quality of life and protect our environment. □

ENVIRONMENTAL PERMITTING & COMPLIANCE
SPECIAL INSPECTIONS & MATERIALS TESTING
TRANSPORTATION & INFRASTRUCTURE
HYDRAULIC & HYDROLOGIC ANALYSIS
STRUCTURAL DESIGN & ANALYSIS
HAZARD MITIGATION PLANNING
CONSTRUCTION MANAGEMENT
ZONING COMPLIANCE REVIEW
GEOTECHNICAL ENGINEERING
SITE PLANNING & DESIGN
SURVEYING & MAPPING
WATER RESOURCES
POWER & ENERGY

HEADQUARTERS
 70 Pleasant Hill Road
 Mountainville, NY 10953
 T 845-534-5969
 F 845-534-5999



TECTONIC

Practical Solutions, Exceptional Service

WWW.TECTONICENGINEERING.COM

SUPPLEMENTAL SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF SULLIVAN
Index No. 2013-3029

Sun West Mortgage Company, Inc.
Plaintiff, against **Janis William Elliott aka Janice W. Elliott aka Janice W. Elliott**, and all the heirs at law, next of kin, distributees, devisees, grantees, trustees, legatees, creditors, assignees and successors in interest of any of the aforesaid defendants at law, next of kin, distributees, devisees, grantees, trustees, legatees, creditors, assignees and successors in interest of the aforesaid classes of persons, if they or any of them be dead, and their respective husbands, wives or widows, if any, all of whom and whose names and places of residence are unknown to the Plaintiff, except as herein stated, **Louise Elliott aka Louise A. Elliott**, and all the heirs at law, next of kin, distributees, devisees, grantees, trustees, legatees, creditors, assignees and successors in interest of any of the aforesaid defendants at law, next of kin, distributees, devisees, grantees, trustees, legatees, creditors, assignees and successors in interest of the aforesaid classes of persons, if they or any of them be dead, and their respective husbands, wives or widows, if any, all of whom and whose names and places of residence are unknown to the Plaintiff, except as herein stated, **New York State Department of Taxation and Finance-Civil Enforcement-Call Year Support Unit, United Stationery Supply, Lovers Paper, The People Of The State Of New York, and The United States Of America**, Defendant(s).

TO THE ABOVE DEFENDANTS:
YOU ARE HEREBY SUMMONED to answer the complaint in this action, and to serve a copy of your answer, or if the complaint is not served with this summons, to serve a Notice of Appearance on the Plaintiff's attorneys within twenty (20) days after the service of the summons, exclusive of the day of service or within thirty (30) days after completion of service where service is made in any other manner than by personal delivery within the State. In case of your failure to appear, or answer, judgment will be taken against you by default for the relief demanded in this Complaint.

NOTICE YOU ARE IN DANGER OF LOSING YOUR HOME: If you do not respond to this summons and complaint by serving a copy of your answer on the attorney for the mortgage company who filed this foreclosure proceeding against you and filing the answer with the court, a default judgment may be entered and you can lose your home. Speak to an attorney as soon as the court where your case is pending for further information on how to answer the summons and protect your property. Sending a payment to the mortgage company will not stop the foreclosure process. **YOUR MUST RESPOND BY RESPONSE A COPY OF THE ANSWER ON THE ATTORNEY FOR THE PLAINTIFF (MORTGAGE COMPANY) AND FILING THE ANSWER WITH THE COURT.**

We are attempting to collect a debt. Any information obtained will be used for that purpose. The foregoing summons is served upon you by publication pursuant to an order of the Honorable Frank J. Ladd, J.C.C., Sullivan County, dated on July 1, 2014.
Dated: June 6, 2014.

STEIN, WIENER & ROTH, L.L.P.
Attorney's for Plaintiff, By: **Kiyun J. Poulson, Esq.**, One Old Century Road, Suite 113, Carlisle Place, NY 11514
(516) 462-1212 SWR FILE # 64102/ULSTER

NOTICE OF NATURE OF ACTION AND REQUEST FOR JUDICIAL INTERVENTION
The object of this action is to foreclose a mortgage to secure a \$30,000 and interest, that was duly recorded in the Office of the Clerk of the County of SULLIVAN on August 23, 2005 in Document #2005-006697K that filing the County wherein the said real property was then situated, and at the same time and place the mortgagee duty paid to said County Clerk Office the recording fee on said mortgage covering the premises located at 88 Highland Avenue, Westfield, NY 12189 located at Section 102 Block 3 and Lot 33.
The said court in the within matter of a final judgment, according to the rate of the premises described above, to satisfy the debt secured by the mortgage described above.

NOTICE OF FORMATION
NEW YORK LIMITED LIABILITY COMPANY
The status of the Limited Liability Company (the "Company") is Lakeview Estates of Monticello, LLC; the date of filing of the Articles of Organization with the New York Department of State was September 17, 2014; the County in New York in which the office of the Company is located is Sullivan County, New York; the street address of the Company in Sullivan County, New York is 829 Auwauke Lake Road, Monticello, New York 12701; the Secretary of State has been designated as agent of the Company upon whom process may be served and the Secretary of State shall mail a copy of any process against the Company served upon him to counsel for the Company, **Kalter, Kaplan, Zeiger & Forman**, 6166 State Route 42, PO Box 34, Woodbourne,

VILLAGE OF KIRYAS JOEL, NEW YORK
NOTICE

PLEASE TAKE NOTICE that on September 19, 2014 the Board of Trustees of the Village of Kiryas Joel in the County of Orange, New York, adopted a resolution for the amending the bond resolution adopted by said Board of Trustees on July 8, 2004 and previously amended on June 1, 2010 and March 22, 2013, which bond resolution, as further amended, is entitled: "Bond Resolution of the Village of Kiryas Joel, New York, adopted July 8, 2004, amended on June 1, 2010 and further amended on March 22, 2013 and September 19, 2014, authorizing the construction of improvements to the Village water system, including establishment of connection to the New York City Catskill Aqueduct and other water system improvements, including the estimated maximum cost thereof is \$48,000,000, representing said amount to said project, and authorizing the issuance of Village bonds to fund same." The Board of Trustees, upon approval, an abstract of such bond resolution, including the purpose and effect thereof, shall be duly filed.

FIRST: AUTHORIZING the Village of Kiryas Joel to construct improvements to the Village water system, in phases, including establishment of a connection to New York City's Catskill Aqueduct, construction of several pump stations, a water treatment facility, a backflow prevention field supply source and approximately 13 miles of water supply improvements including a pressure mains system, design and construction of the Blountsville West and Pump Station and Ridge Road Pump Station, development costs, construction oversight and a water treatment facility and all other related costs and treatment for millinery work, land acquisition, materials, equipment, restoration, HVAC, electrical and engineering, legal and consulting costs, contingencies and other related costs as described in the report prepared for the Village by CDM Smith Engineers dated July 2009, the revised report dated August 2009 and the further revised and supplemental reports dated October 2012, May 2013 and August 2014; **STATING** the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing amount is \$48,000,000; **APPROPRIATING** said amount for such purposes; **STATING** the plan of financing includes the issuance of \$48,000,000 serial bonds of the Village to finance said appropriations, and the levy of taxes upon all the taxable real property within the Village to pay the principal of said bonds and the interest thereon; and **STATING** that it is expected that grant funds may be received by the Village in conjunction with the project described herein and any such grant funds are authorized to be applied toward the cost of said project or redemption of the Village's bonds as authorized to finance the project, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of said interest on said bonds as notes.

SECOND: AUTHORIZING the issuance of \$48,000,000 serial bonds of the Village pursuant to the Local Finance Law of the State of New York to finance said appropriations.

THIRD: DETERMINING and **STATING** that (a) the period of probable maturity of the bonds as provided for which the bonds are authorized is forty (40) years; (b) the proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of their issuance; and (c) the proposed maturity of said serial bonds will exceed five (5) years.

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds, and the removal of said bond anticipation notes shall be general obligations of the Village, and **PLEADING** in their payment the faith and credit of the Village.

FIFTH: DELEGATING to the Village Treasury the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewal thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 19, 2014
GERALD W. SZEGEDIN
VILLAGE CLERK

NOTICE OF SALE
SUPREME COURT COUNTY OF ORANGE

Bank of America, N.A., Plaintiff, against **Sharon Milmore, et al.; Deborah (A) Pappano**, et al., Judgment of Foreclosure and Sale only dated July 18, 2014. The undersigned Referee will sell all rights, title and interest in the Third Floor Lobby/Recreation Level Area of the Orange County Courthouse, 253 Main Street, Canton, New York, in the County of Orange on October 10, 2014 at 10:00AM, premises known as 11 Estate Drive, Middletown, NY 10940. All that certain plot piece or parcel of land, with the buildings and improvements erected, situate, lying and being in the City of Middletown, County of Orange and State of NY, Section 37, Block 1 Lot 1-6. Approximate dimensions of subject: 151,37.17 plus interest and costs. Proceeds will be held subject to provisions of said Judgment, Index 2013-08632, Kara M. Gentry, Esq., Jackson Square, Deane &