



BOARD OF SUPERVISORS

07/16/2024

RESOLUTION 181 – 2024

Introduced by Law and Finance: Supervisors M. Veitch, Edwards, Grasso, Lant, Ostrander, Tollisen, and K. Veitch

**SETTING A PUBLIC HEARING FOR THE PURPOSE OF
CONSIDERING THE PROPOSED INCREASE IN THE MAXIMUM
ESTIMATED COST OF PROPOSED UPGRADES TO THE SARATOGA
COUNTY SEWER DISTRICT NO. 1 WASTEWATER TREATMENT
PLANT TO PROPERLY TREAT AMMONIA AND MEET NEW LIMITS
PROPOSED BY THE NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION**

WHEREAS, by proceedings heretofore duly had and taken pursuant to Article 5-A of the County Law, the Board of Supervisors of Saratoga County, New York, established a county sewer district designated and known as Saratoga County Sewer District No. 1, in said County (the “District”); and

WHEREAS, Saratoga County Sewer District No. 1 operates pursuant to the terms and conditions of a State Pollution Discharge Elimination System (SPDES) Permit issued and regulated by the Department of Environmental Conservation (DEC); and

WHEREAS, the Sewer District’s SPDES Permit contains limits on the discharge of various pollutants and requirements for the measurement of said pollutants and the reporting of said measurements; and

WHEREAS, Saratoga County Sewer District No. 1 resolved violations of its SPDES permit by entering into administrative consent order with the DEC approved by Board Resolution 226-2019, and with the United States Environmental Protection Agency (USEPA) by Board Resolution 39-2020 and both consent orders called for Saratoga County Sewer District No. 1 to upgrade its existing facilities and properly treat ammonia (the “Project”); and

WHEREAS, following a public hearing held on July 13, 2022, the Board of Supervisors determined, pursuant to Resolution 251 - 2022 adopted July 19, 2022, that it is in the public interest of the people of the County of Saratoga residing within the boundaries of the District to undertake the Project at a maximum estimated cost of \$44,469,202, with the annual net cost to the typical property in the District as a result of the Project previously estimated to be \$8.00; and

WHEREAS, following a public hearing held on June 12, 2024, the Board of Supervisors subsequently determined, pursuant to Resolution 163-2024 adopted June 18, 2024, that it is in the public interest of the people of the County of Saratoga residing within the boundaries of the District to undertake the Project at an increased maximum estimated cost of \$48,228,452, at a revised annual net cost to the typical property in the District of \$11.63; and

WHEREAS, the estimated maximum cost of the Project has increased from \$48,228,452 to \$52,628,452; and

WHEREAS, as a result of the increase in the estimated maximum cost of the Project, the estimated maximum annual net cost to the typical property in the District is now estimated to be \$11.63 and

WHEREAS, all conditions precedent to the financing of such objects or purposes, including compliance with the provisions of the State Environmental Quality Review Act, will be performed; and

WHEREAS, it would appear that the construction of said sewer facility improvements would be in the best interests of the people of the County of Saratoga residing within the boundaries of Saratoga County Sewer District No. 1; now, therefore be it

WHEREAS, the Board of Supervisors now desires to call a public hearing regarding the proposal to construct the Project at the increased maximum estimated cost of \$52,628,452 as required by County Law §268; now, therefore be it

RESOLVED, that the proposal by Saratoga County Sewer District No. 1 to upgrade the Saratoga County Sewer District No. 1 Wastewater Treatment Plant to properly treat ammonia and meet new limits proposed by an administrative order on consent imposed by DEC at a total revised cost not to exceed \$52,628,452, and at a revised estimated maximum annual net cost of \$11.63 to the typical property in the District, is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on August 14, 2024 at 4:30p.m. in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York 12020, on the matter of upgrades to the Saratoga County Sewer District No. 1's Wastewater Treatment Plant to properly treat ammonia and meet new limits proposed by an administrative order on consent imposed by DEC, and the Clerk of this Board of Supervisors be and she hereby is directed to give notice of such Public Hearing in the manner prescribed by law; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

July 16, 2024 Regular Meeting

Motion to Adopt: Supervisor Ostrander

Second: Supervisor Tollisen

AYES (188,426): Eric Connolly (11831), Philip C. Barrett (19014.5), Angela Thompson (19014.5), C. Eric Butler (6500), Diana Edwards (819), Jean Raymond (1333), James D. Arnold (3525), Kevin Veitch (8004), Arthur M. Wright (1976), Kevin Tollisen (25662), Cynthia Young (17130), Thomas Richardson (5163), Scott Ostrander (18800), Jesse Fish (16202), Sandra Winney (2075), Ian Murray (5808), David Ball (8208), John Lant (17361)

NOES (0):

ABSENT (47,083): Joseph Grasso (4328), Willard H. Peck (5242), Michele Madigan (14245.5), Matthew E. Veitch (14245.5), Edward D. Kinowski (9022)