

Land Sale Heading Scheduled Feb. 9

A public hearing will be held in Guilderland Town Hall at 10 a.m. Feb. 9 to consider the town's desire to sell six-tenths of an acre of McKownville-Birchmont Water District land to Stuyvesant Plaza.

The land is near the parking lot of Executive Park in Stuyvesant Plaza between the Niagara Mohawk Power Corp. lines and the Northway.

The hearing will be held by the Department of Environmental Conservation only if someone notifies the department by Jan. 30 that he wants to speak against the sale. The notice must be filed in writing and in duplicate at the department's Bureau of Water Regulation.

The owners of Stuyvesant Plaza, who want to purchase the land for \$2,500 are considering construction of a movie theater on the site.

The Department of Environmental Conservation has the responsibility to determine if construction on the water district lands would endanger the district's nearby water supply.

Altamont Enterprise, January 19, 1973, page 8

STATE OF NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION

In the Matter of the Request of the Town of Guilderland, acting on behalf of the McKownville-Birchmont Water District to modify the decision on Water Supply Application No. 5799

PUBLIC NOTICE

Notice is hereby given that, pursuant to Section 15-1503 of the Environmental Conservation Law, the Department of Environmental Conservation will cause a public hearing to be held in the Town Hall of the Town of Guilderland, Albany County, on the 9th day of February, 1973, at 10:00 o'clock in the forenoon of that day for the purpose of hearing all persons, waterworks corporations, municipal corporations or other civil divisions of the State of New York that may be affected by the execution of the plans of the Town of Guilderland on behalf of the McKownville-Birchmont Water District to transfer title to parcels of land totaling approximately one acre, said parcels of land being portions of land acquired at the existing reservoir of the water district and which are reserved for water supply purposes only, plans for which have been filed with the Department of Environmental Conservation at its office in Albany, New York, where the same are open for public inspection; and for the purpose of determining whether said plans are justified by public necessity, whether they provide for the proper and safe construction of all work connected therewith, whether they provide for the proper protection of the supply and watershed from contamination or provide for the proper treatment of such additional supply, whether they are just and equitable to the other municipalities affected thereby and to the inhabitants thereof, particular consideration being given to their present and future necessities for sources of water supply, and whether they make fair and equitable provisions for the determination and payment of any and all legal damages to persons and property, both direct and indirect, which will result from the execution of the plans or the acquiring of such lands.

All persons, waterworks corporations, municipal corporations or other civil divisions of the State of New York, other than the applicant, who have objections to the execution of said plans, or wish to be heard either in favor of or opposed to such plans, in order to be heard thereon, must file a notice of such desire to be heard in writing and in duplicate in the office of the Department of Environmental Conservation, Bureau of Water Regulation, Albany, New York 12201, on or before the 30th day of January, 1973. Any objections so filed must particularly specify the grounds thereof.

In the event that no notice of appearance in opposition to the proposed project is filed within the time specified, the Department is authorized by statute to dispense with the Public Hearing; and to proceed to consider and examine the petition, maps, plans, proofs and arguments submitted in support of the proposed project, and thereafter to make the determinations and decision as required by statute. If the hearing is dispensed with, due and timely notice thereof will be given only to the applicant and to any person who has filed a notice of appearance.

Dated Albany, New York, January 9, 1973.

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

EDWIN L. VOPELAK
Chief, Bureau of Water Regulation
Division of Resource Management
Services (Jan. 19-26)

This attempted sale of McKownville Reservoir and Water District property was unsuccessful; no report of the DEC hearing was found in the Altamont Enterprise, but one must have been held as there were objectors