

MCKOWNVILLE WATER ADVISORY BOARD

MEETING WEDNESDAY, DECEMBER 15, 1965.

Held at the McKownville Town Hall.

Present: ABELE, DASCHER, HAMME, PURDY, SWARTZ SWIRE

Absent: Feldman, Reynders, Richey, Zyniecki

Called to order at 8:15 P.M. by Chairman Abele

A vote of thanks was given to Mr. Purdy for his good work on the Board.

There comments as to long range plans of the Board. Some have been completed. The reservoir was dredged; and the pumping and filtration capacities have been doubled.

Mr. Fraser commented that there are test runs being made regarding the ~~catch~~^{oil} accumulation in the lines of the present reservoir and he thinks it is being solved. That it is ready for use and willing to go at 200 gallons per minute.

Mr. Abele felt that there was a third large problem. This was to do something about the complete upper pond, the water rights and to take care of any repairs to the dam that are necessary; that they had asked the Town Board to do something about it; that is, for an agreement with the McKownville Church. This still has to be accomplished. We have to protect the supply that is available. Preliminary steps have been taken to get the Church Board's reaction. Mr. Lapham, Chairman of the Board of Trustees of the Church was contacted, in regard to leasing the water rights and leasing the dam. The Board has inquired of Mr. Fraser how we can go about acquiring the rights we need. Mr. Fraser believes it is right to apply as though it were a new supply, then decide about the next step. Mr. Purdy commented that the Church people were interested in making money and to be rid of any responsibility; that the town needed complete control of water of the pond. It was discussed that Mr. Williams should write or see the agreement before a copy of it went to the Church so that the agreement would be legal.

The locations of the springs was discussed and the advantage of a water drawoff. The insurance policy covering the reservoir was discussed, also the "No Trespass" signs and the feasibility of fencing. Mr. Swire commented that we have the right to use the water, but we want to make repairs and that we cannot and will not make expenditures unless we have a legal right. A question was asked "could the water supply be destroyed, what protection do we have?" The answer was that the stream cannot be cut off in any physical way. It was mentioned that there is a rate of runoff at present. Under circumstances, there could be more. **THERE ARE** ~~need~~ 7M gallons in storage. Ways to protect the watershed were discussed. There are 300 acres of watershed. This located the other side of the Thruway. Mr. Fraser was asked to give an idea as to the cost of the work to be done. Mr. Fraser said an estimate was given in a letter to Mr. King when he was Supervisor of the Town of \$10,000 to \$15,000 and that was as good as any to discuss.

The Board was asked to come to an agreement. Did they believe that 4 1/2% of ~~\$~~10,000 ~~gallons~~ or \$450. to the Church annually was a fair figure and that the Church would maintain the roadway along the dam. The "Act of God" legal phrase was discussed. It was agreed that the Town should not be responsible for something that came under an "Act of God". The agreement between the Church and the Town will also have to be considered by the Troy Methodist Conference which consists of 85 Churches.

IT WAS RECOMMENDED BY THE WATER ADVISORY BOARD:

That the Town obtain complete control and use of the water contained in the Church pond including, specifically, the withdrawing from the pond all or any part of the water by any means and the

treatment of ~~the trees~~ in the pond for the purpose of reducing the vegetation or any other growths, also to prohibit anytrespassing or use of lands surrounding the pond owned by the McKownville Methodist Church that shall contaminate the water of the pond; that the Town shall have control of the dam and a privilege to service or install valves with associated appurtenances thereto with control of the pond; that the reservation will include in a policy a list of property and concessions covered by the owners of the McKownville Church to save them harmless to the same extent as the insurance policy of the Town of Guilderland, on the property controlled as stated in this agreement. The cost of this insurance to be paid by the McKownville Water District.

That repairs to the dam necessary for the proper use of the water shall be the responsibility and the expense of the McKownville Water District.

That we assume and presume no responsibility for the structure of the dam and in noway will any of the proposed repairs to the valves or the use of the water by the McKownville Water District effect or alter the safety or the condition of the existing structure. It is requested that the McKownville Water District be granted access to the dam for the purposes of this agreement.

IT IS RECOMMENDED by the McKownville Water Advisory Board that for the purposes of this agreement that a sum of money not to exceed \$450. annually for a period of 10 years be paid to the McKownville Methodist Church; that at the end of 10 years, the agreement could be extended by two 5-year options.

Mr. Fraser will check with the water resources Board on probabilities of sanctioning.

Mr. Swire read a letter of a study from the Conservation Department. Copies will be made of this letter.

After discussion, A MOTION was made by Mr. Purdy and confirmed by the Board to inform the TownWide Water Advisory Board and Town Board that the McKownville Water Advisory Board recommends that a charge be made to the Three Hills Terrace Water District of .60¢ for every 1,000 gallons of water used as registered through the master meter.

A MOTION was made and carried that the Board recommend that all newly constructed commercial buildings constructed in the area of the McKownville Water District be required to install water meters and pay for water with each meter reading.

Mr. Abele said there are no maps in existence of the Quadrini development.

The Board decided that a copy of the recommendations that have not been considered by the Town Board be made and resubmitted.

Motion was made and carried to adjourn at 10:30 P.M.