



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 217 - 2022**

**Introduced by Law and Finance: Supervisors Schopf, Barrett, Grasso, Lant, Raymond, Tollisen and M. Veitch**

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

**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 August 17, 2021, the Board of Supervisors previously determined, pursuant to Resolution 239-2021 adopted August 17, 2021, 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 \$33,100,000, with the annual net cost to the typical property in the District as a result of the Project previously estimated to be \$5.08; and

**WHEREAS**, based on bids received for Project work, the estimated maximum cost of the Project has increased from \$33,100,000 to \$44,469,202; and

**WHEREAS**, as a result of the increase in the estimated maximum cost of the Project, the estimated maximum annual net cost of the typical property in the District is now estimated to be \$8.00; 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; and

**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 \$44,469,202, 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 \$44,469,202, and at a revised estimated maximum annual net cost of \$8.00 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 July 13, 2022 at 4:35 p.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 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.

June 21, 2022 Regular Meeting

Motion to Adopt: Supervisor(s):

Second: Supervisors(s):

Ayes:

Noes:

Abstain:

Absent: