

Town of Andes
Public Hearing: Local Law to Override the tax cap and 2015 Budgets
November 6, 2014 at 6:45PM
Andes Town Hall

Present:

Supervisor Martin Donnelly
Councilman Thomas Hall
Councilman Wayland Gladstone

Councilman Thomas Joyce
Councilman Dale Cole
Town Clerk Kimberly Tosi

Others:

Tom Coddington-Walton Reporter
Bob Lidsky

Beverly Travis

Call to Order:

The public hearing was called to order by Supervisor Donnelly at 6:55PM.

Pledge:

The pledge of allegiance was led and recited by Councilman Joyce.

Public Comment/Questions:

N/A

Adjourn:

Motion to adjourn the public hearing made by Councilman Gladstone, Seconded by Councilman Joyce. All in favor, 6:56PM.

Town of Andes
Regular Board Meeting
November 6, 2014 at 7:00PM
Andes Town Hall

Privilege of the Floor:

Bob Lidsky RE: Fracking Waste

Mr. Lidsky read a letter written by himself to the board suggesting that the board adopt a local law concerning the use of fracking waste within the Town of Andes.

Councilman Joyce read the local law that is under consideration by the board.

Reports:

Highway Report 10/15/14 – 11/6/14

Equipment

2011 Dodge Ram 2500 – Inspected and had warranty work completed that fixed front tie rod ends. 58,100 miles

2011 Dodge Ram 5500 – Inspected and warranty work completed on tie rod ends.

2009 International 6x6 – Replaced rear brake can and air hose. 39,200 miles

2009 International 4x4 – Currently at Ben Funks getting the front end rebuilt under warranty.

2004 International 7600 – Replaced oil fill tube, replaced rear wheel seal and inner bearing, greased and checked all fluids. 125,000 miles

2004 International 4x4 – Replaced junction box for plow lights. 52,250 miles

1992 Oshkosh – Working on converting plow equipment off totaled 2000 International and installing wing setup on this truck.

Road work

Installed new road culvert crossings on Lower Dingle hill road above Soderback's 2' x 40', Brace Hollow Road above Trazino's 2' x 40' and Brace Hollow Road above Mahler's 5' x 40' Dingle Hill Road – Currently installing shoulders along the new black top.

Shaver Hollow Road – Graveled various sections of road.

Other Business

Fuel System – We are waiting on some parts to get the system up and running 100% but we were able to retrieve records on fueling and all bills have been sent out to the respective parties. Andes School - \$ 6,307.74, Andes Fire Dept. - \$ 1535.40, Andes Building Dept. - \$ 525.92

Grader Quotes – Please see attached quotes for your review.

The Supervisor paid one highway employee two weeks vacation pay when he did not use the time. This was not authorized by the Town Board at any board meeting. The Supervisor also paid another highway employee 6.5 hours of unauthorized time that was denied by the Highway Superintendent. I need to know whether or not the town board wants the 6.5 hours to be approved or for it to be deducted from his pay. Vacation time must be approved by the Highway Superintendent and all procedures must be followed. These actions must be taken at a public meeting so that a record can be maintained. It is the responsibility of the highway superintendent to maintain the records of the vacation time, sick time, etc.

Another highway employee has requested that his vacation time be changed to sick time. The union contract states that you must use your vacation time or you lose it.

Respectfully Submitted,

Michael McAdams

*Councilman Hall stated that he did not think employees should be allowed to change their sick time into vacation time. Councilman Gladstone felt it should be taken on a case by case basis.

Motion to table the personnel decisions until the December Board meeting, made by Councilman Hall, Seconded by Councilman Gladstone. All in favor, motion carried.

Supervisor's Report

- 1.) A question was raised in reference to anyone storing or spreading fracking waste on their property or on any roads in Andes. This would not be allowed under a ban or in the NYC Watershed. This prohibition is subject to override by the State or the Feds.
- 2.) We are applying for a shade tree grant from the DEC. We must have a shade tree committee in place, I would like to appoint Councilman Joyce, Maria Ditchcheck, and Susan Day to this Committee. Marge Merzig will be the advisor/consultant.
- 3.) Local Law to exceed the 2% tax cap established by the State on our budget
- 4.) Open Meetings Law and Committees see attached e-mail dated 10/23/2014 from Keough Consulting.
- 5.) Mike has been able to bill the school for their fuel on 11/5/14, we received their check for \$6307.74 and it has been deposited.
- 6.) The 2015 budget will be presented and voted on tonight. The proposed increase is 5.2%.
- 7.) We has a problem at the transfer station with the piston. Shayne Moshier was able to get it working it's very old.
- 8.) For your information in the first 8 months of 2014 the Andes Rail Trail had 2,870 users on it.

*Councilman Gladstone asked Supervisor Donnelly if he could speak with his NYC DEP contact Paul Rush in regards to the City's opinion on fracking waste.

**Some work at the Library has been completed by Dale Kirby. He stated however that more work will be needed in the near future.

***Supervisor Donnelly received a letter from the Delaware County Historical Society asking for \$500.

****Supervisor Donnelly also received a letter from Keauhou Properties in response to the letter they received from Councilman Joyce regarding the General Store. Keauhou states that they do not own the property. This was already known, however some of their properties are managed by the same individuals.

Committees:

Pool: Councilman Joyce reported that he and Artie Short cut holes in the lining of the kiddie pool and drained the water out. He read his email to the Pool Warranty Company regarding this issue. He stated that he is trying to get the timing in place so that the company will be able to come out next spring. A meeting will be happening soon with Jim Suzzao concerning switching over to the chlorine system. Within the next week Artie will be pumping out the pool and pump house. Then the installation of the stop gap valve will be able to happen to hopefully preventing any freezing over the winter.

New Courthouse Construction: The courthouse construction is going great. Supervisor Donnelly reported that the Electrician has been instructed not to make any more changes without board approval.

Committee Meetings: The advertisement and times of committee meetings were discussed. A form was sent to all board members that should be used to take note of what happens during any committee meeting

Other: Councilman Cole met with Martin Mason regarding the Herr Road cemetery discussed at the last board meeting. The board discussed having volunteers clean up the cemetery in the spring. Supervisor Donnelly thanked Councilman Cole for his work on this.

Motions:

Motion to authorize the payment of the bill for Romo Machine for the work done at the transfer station for \$125.00 prior to the December board meeting, made by Councilman Joyce, Seconded by Councilman Gladstone. All in favor, motion carried.

Motion to authorize the highway committee to advertise for the purchase of a new grader, made by Councilman Gladstone, Seconded by Councilman Hall. All in favor, motion carried.

Motion to create the Shade Tree Committee with members consisting of Councilman Joyce, Maria Ditchcock and Susan Day, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, motion carried.

Motion to set a policy of the Andes Town Board that the effluent or by-product of hydraulic fracturing shall not be used by the Town for road surfacing or road treatment anywhere in the Town of Andes, made by Councilman Gladstone, Seconded by Councilman Hall. All in favor, motion carried.

Motion to authorize the supervisor to execute a change order for Forest Day not to exceed _____ for the additional access door in the Phase 1 portion of the Court Facility construction. TABLED

Motion to authorize the supervisor to execute a change order for Forest Day not to exceed _____ in the Phase 2 portion of the Court Facility construction. TABLED

Motion to authorize the supervisor to execute a change order for Treffeisen & Sons Electric not to exceed \$39,000 for the Electric/HVAC service in the Court Facility construction, made by Councilman Gladstone, Seconded by Councilman Joyce. All in favor, motion carried.

Motion to authorize Treffeisen & Sons Electric to purchase certain supplies and equipment for the Court Facility construction not to exceed \$14,000 and with the warranties provided by the contractor, made by Councilman Joyce, Seconded by Councilman Cole. All in favor, motion carried.

Motion to approve the October Regular Meeting Minutes, October Town Clerk's Financial Report, Supervisor's Financial Report, and Justice's Financial Report, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, motion carried.

Motion to hold the public hearing for the local law concerning fracking waste on December 9, 2014 at 12:45PM, made by Councilman Gladstone, Seconded by Councilman Joyce. All in favor, motion carried.

Resolutions:

Resolution 30 of 2014 Authorizing a contract with the Catskill Watershed Corporation for a Municipal Loan to finance the purchase of a grader for the Town Highway Department

Whereas, the Catskill Watershed Corporation provides low interest loans to Towns which are signatories to the Watershed MOA and are voting members of the Catskill Watershed Corporation, such loans benefiting both the municipality and the Corporation by providing a safe rate of interest, rather than purchasing bonds on the open market; and

Whereas, the Town of Andes seeks to replace its highway grader under such a contract; and

Whereas, the interest rate for such a loan shall be 2% per annum or one and one quarter percent (1¼%) below the Prime Rate, whichever is higher and shall be adjustable each year, and the maturity of the loan shall be no more than one year, renewable for up to five years; and

Whereas, the Town of Andes by this action insures the lowest cost for this equipment purchase; therefore, be it

RESOLVED, that the Town Board, acting in its fiduciary capacity on behalf of the taxpayers of the Town, hereby authorizes the Town Supervisor to execute such contract with the Catskill Watershed Corporation for an amount not to exceed \$200,000.

Proposed by Councilman Hall
Seconded by Councilman Joyce

Roll Call:
Councilman Gladstone-----Aye
Councilman Cole-----Aye
Councilman Hall-----Aye
Councilman Joyce-----Aye
Supervisor Donnelly-----Aye

Resolution 31 of 2014 Control of Snow on New York City Roads

Be it resolved as authorized by agreement between New York City and the County of Delaware and by Resolution No. 46 of 1991 of the Delaware County Board of Supervisors, the Town Board of the Town of Andes hereby approves a certain agreement executed by the Town Superintendent

of Highways of the Town of Andes with the County Superintendent of Highways of Delaware County for the performance by the Town of Andes of the work of control of snow on the New York City Roads within the boundaries of the Town, upon the terms, rules and regulations as are contained in copy of such agreement that is annexed hereto and made a part hereof.

Proposed by Councilman Hall
Seconded by Councilman Joyce

Roll Call:

Councilman Gladstone-----Aye
Councilman Cole-----Aye
Councilman Hall-----Aye
Councilman Joyce-----Aye
Supervisor Donnelly-----Aye

*Councilman Gladstone inquired whether or not there was a way to contract with the NYC DEP to have a similar working relationship. Then the Town could fix the ends of the roads (ex. Beech Hill) and they would pay us for the work. Supervisor Donnelly stated that he would speak to Wayne Reynolds at Delaware County.

Resolution 32 of 2014 Budget Transfer

Be it resolved by the Town Board of Andes to authorize the following budget transfers to be made by the Bookkeeper,
\$2,500 from DA5120.4 Bridge Expense, \$5,000 from DA5110.1 General Repairs Salary and \$5,000 from DA5142.1 Snow Removal Expense to DA5130.4 Machinery Expense to cover the purchase of the Loader approved at the October Special Meeting.

Proposed by Councilman Hall
Seconded by Councilman Gladstone

Roll Call:

Councilman Gladstone-----Aye
Councilman Cole-----Aye
Councilman Hall-----Aye
Councilman Joyce-----Aye
Supervisor Donnelly-----Aye

Local Law:

Resolution 33 of 2014 A local law to override the tax levy limit established in General Municipal Law 3-c

In the Matter of Adoption of Local Law No. 2 of 2014 entitled "A local law to override the tax levy limit established in General Municipal Law 3-c"

WHEREAS, the Town Board has reviewed and considered the proposed local law; and

WHEREAS, the Local Law was presented to the Town Board at least 10 days prior to the Town Board meeting on November 6, 2014; and

WHEREAS, the public hearing on the proposed local law was held on November 6, 2014 at 6:45PM at the Town Hall; and

WHEREAS, the public hearing was properly noticed in the Town's official newspaper on October 29, 2014; and

WHEREAS, the Town Board reviewed and considered all public comments received on the proposed Local Law; and

WHEREAS, the proposed Local Law was on file for inspection at the Town Clerk's office prior to the hearing and during the public review process;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF ANDES, DELAWARE COUNTY, NEW YORK:

THAT THE Town Board of the Town of Andes hereby determines that the proposed Local Law, attached hereto and made a part hereof, is hereby adopted as a Local Law entitled "A local law to override the tax levy limit established in General Municipal Law 3-c"

IT IS FURTHER RESOLVED, that the Town Clerk and Attorney for the Town are hereby directed to take such actions as are necessary to implement this resolution and effect adoption of the Local Law

Proposed by Councilman Gladstone
Seconded by Councilman Hall

Roll Call:

Councilman Gladstone-----Aye
Councilman Cole-----Aye
Councilman Hall-----Aye
Councilman Joyce-----Aye
Supervisor Donnelly-----Aye

Budget:

Resolution 34 of 2014 Town of Andes Budget, Water District Budget and Sewer District Budget

WHEREAS, the Town Board and the Districts' Board have presented the 2015 Town Budget and 2015 Special Districts Budgets at a Public Hearing held on November 6, 2014 at the Andes Town Hall at 6:45PM; and

WHEREAS, said public hearing and meeting were advertised;

THEREFORE BE IT RESOLVED that the 2015 Town Budget, 2015 Water District Budget, and the 2015 Sewer District Budget are hereby adopted as presented.

Proposed by Councilman Gladstone

Seconded by Councilman Joyce

Roll Call:

Councilman Gladstone-----Aye

Councilman Cole-----Aye

Councilman Hall-----Aye

Councilman Joyce-----Aye

Supervisor Donnelly-----Aye

Approval of Bills:

Motion to amend the October Highway Warrants, to remove #165 to Mirabito for \$650.27, making the total \$148,727.04 and the October WWTP Warrants to remove #136 for \$643.50, making the total \$50,923.56, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, motion carried.

Motion to authorize the November 2014 General Warrants #345-383 totaling \$49,842.61

Highway Warrants #188-217 totaling \$198,412.76

WWTP Warrants #149-160 totaling \$28,060.61

Water Warrants #95-103 totaling \$11,352.60 and

Shavertown Warrant #11 totaling \$617.50, made by Councilman Joyce, Seconded by Councilman Hall. All in favor, motion carried.

Districts-

Water-

Sewer-

Adjourn:

Motion to adjourn the meeting, made by Councilman Hall, Seconded by Councilman Joyce. All in favor, 9:17PM.

DELAWARE OPERATIONS, INC.

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-432-8073 • FAX 607-432-0432

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY DELAWARE OPERATIONS
November 6, 2014**

1. Water System

- Daily usage of treated water from the water system averaged 20,195 gallons per day for the month of October 2014.
- The Water Use Restriction remains in effect. The Spring System is not keeping up with the water demand.

2. Plant Purchases

3. O&M

4. Equipment

5. Distribution System

6. Library Well

- Monthly use of treated water from the Library Well was 124,880 gallons.
- Since October 5th the Library Well is being run to the water system on an as needed basis to keep up with the demand.

DELAWARE OPERATIONS, INC.

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-432-8073 • FAX 607-432-0432

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY DELAWARE OPERATIONS
November 6, 2014**

1. WWTP Plant

- Plant effluent flows averaged 27,568 gallons per day for the month October 2014.

2. SPDES Compliance/NYSDEC, NYCDEP

- The plant discharges of treated effluent to the Tremper Kill Brook; permit compliance for October 2014 met all parameters.

3. Collection System

- High Street is being maintained as required.

4. Plant Purchases.

5. Plant O&M

6. Plant Equipment.

7. Gladstone Hollow Septic System

- Yearly inspections and filter changes to the Gladstone Hollow Septic System were completed on October 8th.

Good Evening
My Name is Bob Lidsky

Frack Waste Ban Proposal 11-6- 2014

If you think you and the town of Andes are safe from the effects of gas and oil drilling and hydro-fracking, please think again. Even though we are in the watershed and even though we have banned fracking in Andes, we are not exempt or safe from the toxic effects of fracking taking place elsewhere.

New York is becoming one of many dumping grounds for Pennsylvania's drilling waste. Frack brine or flow-back is a radioactive, chemical laden, heavy metal laced brew of unlisted, unregulated, hazardous chemicals. Flowing back from fracked wells after they are drilled, untold millions of gallons of this toxic stew are exempt from regulation by the Federal Law. Because of this loophole, this waste is legally labeled as industrial waste instead of hazardous waste, and can be shipped across state lines and dumped with little regulation.

Shipped to other states and injected in old wells or injection disposal wells, flow-back has contaminated aquifers. These wells are scarce and becoming full. There are already active disposal wells in New York State and the search is on for additional sites.

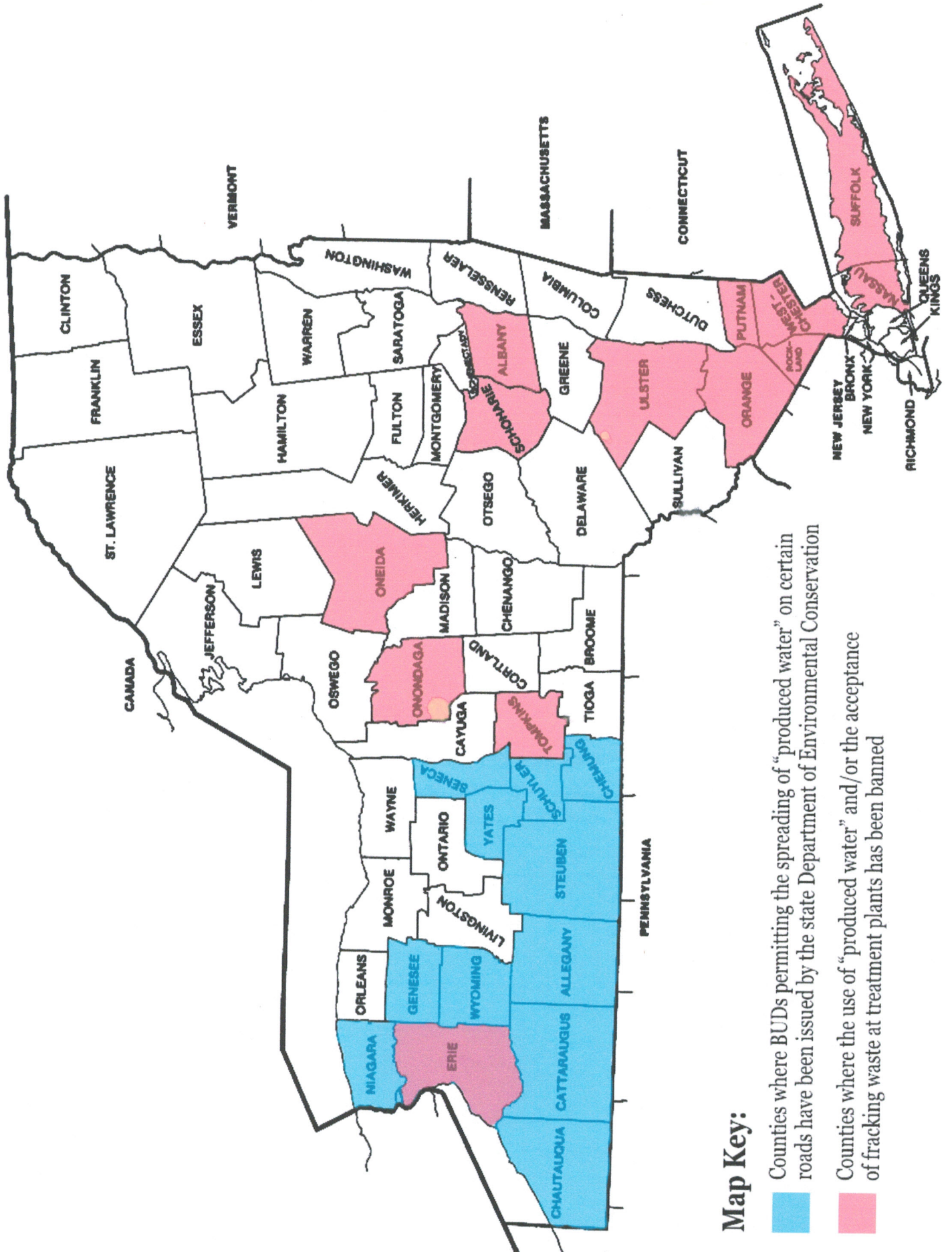
The flow-back brine has also been used to de-ice roads in some towns in New York State. Acutely aware of the health problems associated with this toxic brine, other towns in New York State, twelve counties in New York State, and the state of Connecticut have entirely banned its use. Unfortunately Delaware County has not passed such a ban. As of now Andes is unprotected.

In addition to fracking flow-back, solid waste from drilling for gas and oil, consisting mainly of contaminated radioactive rock, drill cuttings and mud laced with similar chemicals as fracking brine, is being dumped both out of state and in some New York landfills. The search is on for additional sites. In time these landfills leak and leach, spilling into the environment, threatening the health of landfill workers, local residents and water supplies.

The extraction industry is rapidly building fracking infrastructure. In short time we will be surrounded. To our east a Pipeline is proposed from Albany NY to Linden NJ running parallel to I87. To our west two pipelines running parallel to I88 are proposed running through five Delaware County towns. To our south is the Millennium pipeline running parallel to Route 17. These infrastructure projects and many others make possible and are the prelude, to fracking in NY State, with an even greater need for dumping sites.

If we don't ban the disposal of drilling waste in Andes, we will, in time, have this waste dumped here. Now is the time to act... to ban all types of Gas and Oil Drilling Waste from being dumped anywhere in Andes. This ban must include roads, public and private lands. Lets keep our home safe and clean. Please stop all forms of Gas and Oil drilling wastes from being disposed of in our Town. Thank You.

Bob Lidsky, Andes, NY



Map Key:

- Counties where BUDs permitting the spreading of "produced water" on certain roads have been issued by the state Department of Environmental Conservation
- Counties where the use of "produced water" and/or the acceptance of fracking waste at treatment plants has been banned

WASTE: The Soft & Dirty Underbelly of Fracking

Fact Sheet • April 2012

Drilling and fracking a single shale well can produce millions of gallons of toxic wastewater and hundreds of tons of potentially radioactive solid waste. Disposal of these wastes poses serious environmental and public health risks.

The Fracking Nightmare

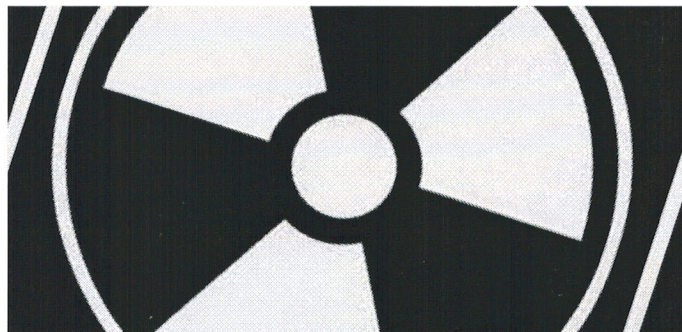
New drilling and fracking technologies have made it feasible to extract large amounts of oil and gas from shale and similar underground rock formations.¹ While this shale development has been a boon for the oil and gas industry, it has been a nightmare for communities living with the water pollution, air pollution, explosions and fires, and ruined landscapes. Fracking for oil and gas also contributes to climate-threatening levels of greenhouse gas emissions.

Rivers of Toxic Wastewater

To frack a shale gas well, millions of gallons of fracking fluid — a blend of water, sand and chemicals — are pumped underground at high pressure to break up shale rock, allowing gas to flow into the well.² The technology for shale oil development is essentially the same.³ Some of the fracking fluid stays underground indefinitely and the rest flows back up out of the well, mixed with naturally contaminated waters from deep below ground.⁴

Fracking wastewater contains numerous chemical additives, many of which are far from safe:

- Known and suspected carcinogens that have been present in fracking fluids include naphthalene, benzene and acrylamide.⁵ Other environmental toxins present in some fracking fluids, such as toluene, ethylbenzene and xylenes, can result in nervous system, kidney and/or liver problems.⁶
- Since fracking fluid recipes are proprietary, and since there is no federal requirement for disclosure, fracking fluid can contain unknown chemical additives.⁷ This means the full threat of fracking wastewater is also unknown.



Fracking wastewater contains potentially extreme levels of often naturally occurring but harmful contaminants that are brought to the surface:

- Harmful contaminants can include arsenic, lead, hexavalent chromium, barium, strontium, benzene, polycyclic aromatic hydrocarbons, toluene, xylene, corrosive salts and naturally occurring radioactive material, such as radium-226.⁸

The *New York Times* reviewed documents on gas wells in Pennsylvania and West Virginia and found that at least 116 wells produced wastewater with radiation levels that were a hundred times the U.S. EPA's drinking water standard; at least 15 of these wells had wastewater at more than a thousand times the standard.⁹

Since conventional treatment facilities are not equipped to treat radioactive material and other contaminants in fracking wastewater, many of these contaminants simply flow through conventional treatment facilities and get discharged into public rivers and streams.¹⁰ This could contaminate drinking water supplies for downstream communities and could harm aquatic life essential to sustaining recreational and commercial fisheries.

Researchers at the University of Pittsburgh tested water being discharged, after treatment, into a creek from a facility in Pennsylvania and found average concentrations of benzene at twice the U.S. EPA's drinking water standard, barium at 14 times the standard, total dissolved solids at 373 times the standard, strontium at 746 times the EPA's recommended level for drinking water and bromide at 2,138 times the level that triggers regulatory reporting requirements under the treatment plant's permit in Pennsylvania.¹¹

Bromides cause particular problems for downstream drinking water utilities. Bromides can react during water treatment to form brominated trihalomethanes, which are linked to cancer and birth defects and which are difficult to remove once they've been added to drinking water supplies.¹²

Mountains of Toxic Waste

New York estimated that drilling a typical shale gas well would generate about 5,859 cubic feet of rock cuttings — enough to cover an acre of land more than 1.5 inches deep.¹³ These cuttings, about the size of coarse grains of sand, are coated with used drilling fluids that can contain contaminants such as benzene, cadmium, arsenic, mercury and radium-226.¹⁴

Dumping this toxic waste in landfills could expose workers to harmful levels of some of these environmental toxins.¹⁵ Radium-226 contamination would persist for more than a thousand years after the landfill closed, ruining the productivity of the land for many generations.¹⁶

Dumping loads of drilling cuttings in landfills could lead to operational problems as well. The landfill linings could be degraded, resulting in leaks of radioactive material and other harmful contaminants.¹⁷ Also, layers of drilling cutting wastes could plug up the flow of landfill fluids, causing spills out the sides of the landfill.¹⁸

Take Action

Fracking wastes are clearly hazardous, yet they are not regulated as hazardous waste under federal law.¹⁹ Disposing of these wastes by injecting them deep below ground is believed to have caused numerous earthquakes, and such disposal can also mean the wastes are hauled long distances over public roads, risking accidents and spills.²⁰ If the oil and gas industry succeeds in bringing drilling and fracking to new areas of the country, the problems with disposing of these wastes will only grow.

**To find out how you can
help the nationwide effort
to ban fracking, visit:**

www.foodandwaterwatch.org

Endnotes

- 1 National Petroleum Council. "Prudent Development: Realizing the Potential of North America's Abundant Natural Gas and Oil Resources." September 2011 at 192 and 193.
- 2 United States Environmental Protection Agency. "Plan to Study the Potential Impacts of Hydraulic Fracturing on Drinking Water Resources." (EPA/600/R-11/122). November 2011 at 15 and 22.
- 3 National Petroleum Council. September 2011 at 192.
- 4 United States Environmental Protection Agency. November 2011 at 15 and 23, 42 and 43.
- 5 United States House of Representatives. Committee on Energy and Commerce. [Minority Staff Report]. "Chemicals used in hydraulic fracturing." April 2011 at 9.
- 6 *Ibid.* at 10.
- 7 *Ibid.* at 4.
- 8 Urbina, Ian. "Regulation lax as gas wells' tainted water hits rivers." *The New York Times*. February 26, 2011; 76 U.S. Fed. Reg. 66286, 66296 (October 26, 2011); Mall, Amy and Dianne Donnelly. Natural Resources Defense Council. "Petition for Rulemaking Pursuant to Section 6974(a) of the Resource Conservation and Recovery Act." September 8, 2010 at 8 to 9.
- 9 Urbina (February 26, 2011).
- 10 Urbina (February 26, 2011); 76 U.S. Fed. Reg. 66286, 66296 (October 26, 2011).
- 11 Volz, Conrad Daniel. Center for Healthy Environments and Communities, University of Pittsburgh Graduate School of Public Health. Testimony on Natural Gas Drilling, Public Health and Environmental Impacts. Subcommittee on Water and Wildlife. Committee on Environment and Public Works. United States Senate. April 12, 2011 at 4 to 6.
- 12 Hopey, Don. "Bromide: a concern in drilling wastewater." *Pittsburgh Post-Gazette*. March 13, 2011.
- 13 New York State Department of Environmental Conservation. "Revised Draft Supplemental Generic Environmental Impact Statement on the Oil, Gas and Solution Mining Regulatory Program: Well Permit Issuance for Horizontal Drilling and High-Volume Hydraulic Fracturing to Develop the Marcellus Shale and Other Low-Permeability Gas Reservoirs." September 7, 2011 at 5-34.
- 14 Resnikoff, Marvin et al. Radioactive Waste Management Associates. [Report prepared for Residents for the Preservation of Lowman and Chemung]. "Radioactivity in Marcellus Shale." May 19, 2010 at 7; Mall and Donnelly. September 8, 2010 at 10.
- 15 Resnikoff et al. May 19, 2010 at 7 to 8.
- 16 *Ibid.* at 7 to 8.
- 17 *Ibid.* at 8; North Carolina Departments of Environment and Natural Resources, Commerce, and Justice and RAFI-USA. [Draft]. "North Carolina Oil and Gas Study under Session Law 2011-276." March 2012 at 190.
- 18 North Carolina Departments of Environment and Natural Resources, Commerce, and Justice and RAFI-USA. [March 2012 at 189 to 190.
- 19 Mall and Donnelly. September 8, 2010 at 7, 37 to 41.
- 20 Soraghan, Mike. "Wastewater injection well sparked earthquake — Ohio officials." *E&E Publishing, LLC*. March 9, 2012; Niquette, Mark. "Ohio tries to escape fate as a dumping ground for fracking fluid." *Bloomberg*. February 1, 2012.

For more information:

web: www.foodandwaterwatch.org

email: info@fwwatch.org

phone: (202) 683-2500 (DC) • (415) 293-9900 (CA)

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Local Law No 2 of the year 2014

Town of Andes County of Delaware

A local law to override the tax levy limit established in General Municipal Law 3-c

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Andes, County of Delaware pursuant to General Municipal Law § 3-c, and to allow the Town of Andes, County of Delaware to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2015 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

This legislation is required because of the potential for difficulty in determining the actual tax limit for 2015, as well as to meet contractual expenses.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Andes, County of Delaware is hereby authorized to adopt a budget for the fiscal year 2015 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately upon filing with the Secretary of State.

TOWN BUDGET

For 2015

TOWN OF ANDES

In County of Delaware

CERTIFICATION OF TOWN CLERK

I, Kimberly Tosi, Town Clerk, certify that the following is a true and correct copy of the 2015 budget of the Town of Andes as adopted by the Town Board on the _____ day of _____, 2014.

Signed: _____
Town Clerk

Dated: _____

Summary of the Town Budget

Fund	Appropriations	Less:		Amount to be Raised by Tax
		Estimated Revenues	Unexpended Balance	
A	\$ 693,333.00	\$ 59,950.00	\$ 12,000.00	\$ 621,383.00
DA	\$ 1,151,500.00	\$ 292,010.00	-	\$ 859,490.00
Fire Districts				
Arena Fire District	\$ 48,359.00	\$ 6,701.00	\$ 6,245.00	\$ 35,413.00
		Andes	\$ 14,212.04	
		Hardenburg	\$ 6,502.65	
		Middletown	\$ 14,698.31	
Andes Fire District			\$ 35,413.00	
TOTAL	\$ 1,893,192.00	\$ 358,661.00	\$ 18,245.00	\$ 1,516,286.00
SPECIAL DISTRICTS: (Fee Based)				
Water District #1	\$ 62,190.00	\$ 62,190.00		\$ -
Sewer District #1	\$ 467,773.00	\$ 467,773.00		\$ -
Street Lighting District:	\$ 8,000.00			\$ 8,000.00
				\$ 1,524,286.00

Town of Andes
2015 Budget

	Actual Jan-9/15/14	2014 Budget	2015 Budget	
			Tentative	Preliminary Adopted
Income				
A1001 Property Taxes	584,914.00	584,914.00	631,339.00	621,383.00
A1090 Int. & Penalty on Taxes	10,639.09	10,000.00	10,000.00	10,000.00
A1255 Town Clerk Fees	1,635.72	800.00	800.00	800.00
A2115 Planning Board Fees	700.00	500.00	500.00	500.00
A2401 Interest & Earnings	637.48	1,000.00	1,000.00	1,000.00
A2555 Licenses & Bldg. Permits	2,344.00	10,000.00	10,000.00	10,000.00
A2610 Fines & Bail	4,928.00	10,000.00	10,000.00	10,000.00
A2611 Dog Money	166.00	300.00	300.00	300.00
A2770 Election Exp. Reimbursed	0.00	4,000.00	4,000.00	4,000.00
A3001 Per Capita State Aid	0.00	8,000.00	8,000.00	8,000.00
A3004 - Youth Program	332.00	350.00	350.00	350.00
A3005 Mortgage Tax	11,024.26	15,000.00	15,000.00	15,000.00
A599 Appropriated Fund Balance	0.00	20,000.00	0.00	12,000.00
Total Income	617,320.55	664,864.00	691,289.00	693,333.00

A1010.1 Councilman Salary	11,999.88	16,000.00	16,000.00	16,000.00
A1110.1 Justice Salary	11,275.47	15,034.00	15,485.00	15,335.00
A1110.11 Justice Clerk	4,480.27	5,970.00	6,210.00	6,210.00
A1110.4 Justice Expense	4,256.65	4,000.00	4,400.00	4,400.00
A1220.1 Supervisor Salary	11,250.00	15,000.00	15,450.00	16,000.00
A1220.13 Dept Supervisor Salary	375.03	500.00	500.00	500.00
A1220.4 Supervisor Expense	1,436.83	1,000.00	1,400.00	1,400.00
A1220.41 Bookkeeper Contractual	7,405.81	10,000.00	10,000.00	10,000.00
A1330.1 Tax Collector Salary	6,180.03	8,240.00	8,487.00	8,405.00
A1330.4 Tax Collector Expense	675.35	600.00	650.00	650.00
A1355.1 Assessor Salary	28,500.00	39,000.00	39,000.00	39,780.00
A1355.11 Bd. Of Assessment Rev.	800.00	800.00	800.00	800.00
A1355.4 Assessor Expense	2,012.79	3,000.00	3,000.00	3,000.00
A1410.1 Town Clerk Salary	16,281.48	22,280.00	22,950.00	22,725.00
A1410.11 Dept Town Clerk Salary	500.00	1,000.00	1,030.00	1,000.00
A1410.4 Town Clerk Expense	840.91	3,000.00	2,000.00	2,000.00
A1420.11 Attorney (Merzig)	2,275.00	3,900.00	4,017.00	3,978.00
A1420.4 Attorney Expense	3,090.64	2,000.00	2,000.00	2,000.00
A1450.4 Election Expense	82.24	4,000.00	4,240.00	4,240.00
A1460.1 R.M.O. Salary	902.78	1,250.00	1,287.00	1,250.00
A1620.4 Bld. Expense Town Hall	9,307.91	15,000.00	15,000.00	15,000.00

Town of Andes
2015 Budget

	Actual Jan-9/15/14	2014 Budget	2015 Budget	
			Tentative	Preliminary Adopted
A1620.41 Bid. Expense Court	19,884.92	7,000.00	8,000.00	8,000.00
A1650.2 Shared Vehicle Expense	230.99	3,000.00	2,000.00	2,000.00
A1670.4 Central Mailing & Print	3,588.37	4,000.00	4,000.00	4,000.00
A1910.4 Insurance	150.01	40,000.00	50,100.00	50,100.00
A1920.4 Municipal Dues	2,000.00	1,800.00	2,000.00	2,000.00
A1990.4 Contingency	0.00	10,000.00	10,000.00	10,000.00
A3310.1 School Cross Gd.	1,051.05	1,633.00	1,682.00	1,665.00
A3510.1 Dog Control Off. Sal.	2,317.50	3,090.00	3,183.00	3,150.00
A3510.4 Dog Control Exp	0.00	100.00	100.00	100.00
A4010.1 Health Officer Salary	0.00	750.00	773.00	765.00
A4020.1 Reg. of Vital Stat. Sal	902.78	1,250.00	1,287.00	1,250.00
A5010.1 Hwy Supt Salary	33,337.02	45,619.00	47,000.00	46,530.00
A5010.12 Deputy Hwy Supt Salary	0.00	775.00	800.00	775.00
A5010.4 Hwy Supt Expense	414.21	800.00	800.00	800.00
A5032.4 Hwy Garage Expense	27,957.08	25,000.00	30,000.00	30,000.00
A6510.4 Andes American Legion	450.00	450.00	450.00	450.00
A6772.4 Andes Senior Citizens	650.00	650.00	1,150.00	1,150.00
A7140.1 Pool Employee Wages	12,669.62	15,000.00	15,000.00	15,000.00
A7140.11 Pool Director Salary	500.00	500.00	500.00	0.00
A7140.4 Pool Expense	10,452.01	15,500.00	20,500.00	20,500.00
A7410.4 Library	26,000.00	26,000.00	30,000.00	30,000.00
A8010.1 Code Enforcement Off.	3,876.76	5,305.00	5,465.00	5,410.00
A8010.11 ZBA Clerk	1,064.97	1,420.00	1,463.00	1,450.00
A8020.1 Building Insp. Salary	16,668.89	22,810.00	26,000.00	25,000.00
A8020.13 Planning Bd Clerk Sal.	2,387.25	3,183.00	3,280.00	3,250.00
A8020.4 CEO/BdIn/PIBd/ZBA Exp.	697.20	1,000.00	1,000.00	1,000.00
A8030.4 Planning & ZBA	624.96	850.00	850.00	850.00
A8020.41 Del. Co. Planning Bd.	3,500.00	3,500.00	3,500.00	3,500.00
A8160.1 Transfer Stn Att Wages	9,271.44	13,200.00	13,600.00	13,465.00
A8160.11 Transfer Stn Seasonal	3,402.24	3,090.00	2,500.00	2,500.00
A8160.4 Transfer Station Exp.	8,133.01	20,000.00	15,000.00	15,000.00
A9055.8 - Unemployment Taxes	1,536.55	0.00	1,000.00	1,000.00
A9010.8 State Retirement	0.00	28,000.00	33,000.00	33,000.00
A9030.8 Social Security	13,971.23	20,000.00	20,000.00	20,000.00
A9060.8 Health Insurance	48,265.89	63,000.00	58,000.00	61,500.00
A9962.4-Drug Testing & Training	1,018.75	1,000.00	1,000.00	1,000.00
A9730.6 BAN Principal	47,000.00	47,000.00	47,000.00	47,000.00
A9730.7 BAN Interest	28,293.75	56,000.00	54,000.00	54,000.00
A8810.4 Shavertown Cemetery	2,387.50	1,000.00	1,500.00	1,500.00
Total Appropriations	458,585.02	664,849.00	691,289.00	693,333.00

	Actual 1/1-9/15/14	2014 Adopted Budget	2015 Budget Tentative	2015 Budget Preliminary	2015 Budget Adopted
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Income					
DA1001 Property Taxes	819,490.00	819,490.00	841,990.00	859,490.00	859,490.00
DA2300 Transportation Services	0.00	8,510.00	8,510.00	8,510.00	8,510.00
DA2301 Services to Other Govts	14,899.54	20,000.00	20,000.00	20,000.00	20,000.00
DA2401 Interest & Earnings	769.25	1,000.00	1,000.00	1,000.00	1,000.00
DA2680-Insurance Recoveries	20,832.50	0.00	0.00	0.00	0.00
DA2701 Scrap Metal	741.60	1,500.00	1,500.00	1,500.00	1,500.00
DA2770 Unclassified Revenue	2,121.52	1,000.00	1,000.00	1,000.00	1,000.00
DA3501 CHIPS	0.00	260,000.00	260,000.00	260,000.00	260,000.00
DA3960 FEMA	226,510.94	0.00	0.00	0.00	0.00
DA599 Appropriated Fund Balance	0.00	0.00	0.00	0.00	0.00
Total Income	1,085,365.35	1,111,500.00	1,134,000.00	1,151,500.00	1,151,500.00
Appropriations					
DA5110.1 General Repairs Salary	103,297.27	146,000.00	155,000.00	155,000.00	155,000.00
DA5110.4 General Repair Expense	78,707.72	185,000.00	185,000.00	185,000.00	185,000.00
DA5112.2 CHIPS Project Capital	179,830.70	260,000.00	260,000.00	260,000.00	260,000.00
DA5120.4 Bridge Expense	21,415.02	24,000.00	4,000.00	4,000.00	4,000.00
DA5130.4 Machinery Expense	98,747.08	115,000.00	136,500.00	136,500.00	136,500.00
DA5140.4 Brush & Weeds Expense	0.00	1,500.00	0.00	0.00	0.00
DA5142.1 Snow Removal Salary	93,051.36	155,000.00	163,000.00	163,000.00	163,000.00
DA5142.4 Snow Removal Expense	37,565.53	75,000.00	80,000.00	80,000.00	80,000.00
DA9010.8 State Retirement	0.00	55,000.00	50,000.00	50,000.00	50,000.00
DA9030.8 Social Security	15,339.98	23,500.00	24,500.00	24,500.00	24,500.00
DA9050.8 Unemployment Insurance	2,175.47	1,000.00	1,500.00	1,500.00	1,500.00
DA9055.8 Disability Insurance	137.90	500.00	500.00	500.00	500.00
DA9060.8 Health Insurance	70,657.17	70,000.00	74,000.00	91,500.00	91,500.00
Total Appropriations	700,925.20	1,111,500.00	1,134,000.00	1,151,500.00	1,151,500.00

Andes Water District #1 – September 1, 2014

2015 Budget Estimate:

1. There are approximately 136 customers of the water system, plus about 5 units of the higher use category. The Higher Use properties are the school (3x use), the Hotel, Woody's, Old Tarts and Hogan's (2x use). There is a small surcharge instituted for multi-use properties
2. There are annual debt payments of \$25,565 to the Environmental Facilities Corporation. Please note has been reduced by 30% and now represents only 35% of the total budget. The water system has also begun to experience higher costs in purchased supplies.

By Category:

Code	Line		Change from 2014
8310.5	Personal Service Clerk	\$1,000.00	NC
8310.4	Professional services	\$9,000.00	NC
8320.1	Utilities	\$7,500.00	8%
8320.5	Telephone	\$900.00	(40%)
8330.1	Chemicals	\$2,000.00	(75%)
8330.4	Testing	\$900.00	80%
8330.4	Permits	\$550.00	NC
8330.4	Purchased supplies	\$10,000.00	200%
8340.4	Property maintenance	\$1,500.00	9%
1910.4	Insurance	\$1,275.00	25%
Contingency	Contingency	\$1,000.00	12%
Bond debt	Debt Service	\$25,565.00	(30%)
Capital Reserve	Capital Reserve Account	\$1,000.00	
TOTAL Expenses		\$62,190.00	4.5%

Recommended residential dwelling unit semi-annual charge:

Higher use semi-annual charge:

\$210 (5% increase from 2014)

- Andes Central School \$ 630
- Andes Hotel \$ 420
- Woody's Restaurant \$ 420
- Hogan's \$ 420
- Old Tarts \$ 420

Multi-Family/Apartment \$ 260 (second billing \$210)

The additional \$1,550 will be raised through the fees the unpaid bills generate.

2014 Total Budget \$58,900 (revised February 2014)

Total per residential dwelling unit semi-annual charge \$200

Higher use semi-annual charge:

- Andes Central School \$ 600
- Andes Hotel \$ 400
- Woody's Restaurant \$ 400
- Hogan's \$ 400

Multi-Family/Apartment \$ 250 (second billing \$200)

Dated: _____, N.Y. _____, 2014.

Town Clerk

ANDES SEWER DISTRICT #1
Operation and Maintenance Budget
2015

Code	Expenditure Type	2013 Adopted	2014 Adopted	2014 Expended To 8/14	2015 Proposed	Notes
.100	Personal Services	\$10,000.00	\$10,548.00	\$ 10,548.00	\$11,000.00	1
.200	Asset Management Qualified purchases	\$5,000.00	\$10,000.00	\$ 942.50	\$5,000.00	2
.401	Lab Testing Supplies	\$10,000.00	\$8,000.00	\$ 1,952.90	\$5,000.00	3
.403	Chemical Supplies - primary	N/A	\$9,000.00	\$ 3,477.45	\$6,000.00	4
.403	Chemical Supplies - secondary	\$11,000.00	\$5,000.00	\$ 2,692.25	\$6,600.00	4
.407	Office Supplies	\$1,000.00	\$1,000.00	\$ 428.56	\$1,000.00	NC
.409	Working Supplies	\$5,000.00	\$6,000.00	\$ 4,328.79	\$7,500.00	5
.410	Postage/Delivery Fees	\$800.00	\$650.00	\$ 79.86	\$700.00	5
.420	Telephone/Internet	\$2,500.00	\$3,000.00	\$ 1,657.48	\$3,000.00	N/C
.421	Utilities - demand	N/A	\$7,000.00	\$ 4,884.83	\$8,500.00	6
.421	Utilities - supply	\$41,075.00	\$20,000.00	\$ 20,660.27	\$36,000.00	6
.422	Utilities Fuel Supplies	\$29,200.00	\$29,200.00	\$ 8,150.13	\$17,578.00	6
.430	Lease/Rental Agrmnts	\$0.00	\$0	\$ 0	\$0	
.431	Maintenance Contractual	\$14,000.00	\$13,100.00	\$ 9,351.92	\$13,850.00	7
.440	Maint./Rep. Bldg/Grnds	\$5,000.00	\$6,000.00	\$ 970.00	\$3,000.00	8
.441	Maint/Rep Equipment	\$3,250.00	\$3,250.00	\$ 0	\$3,250.00	N/C
.442	Maint./Rep Collection sys	\$10,000.00	\$10,000.00	\$ 0	\$10,000.00	N/C
.451	Fees/Dues	\$4,672.00	\$4,135.00	\$ 1,393.51	\$4,645.00	9
.452	Insurance	\$9,490.00	\$9,635.00	\$ 0	\$12,200.00	10
.460	Admin Serv Legal	\$6,500.00	\$6,500.00	\$ 7,606.10	\$7,500.00	11
.463	Professional Services	\$16,000.00	\$16,000.00	\$ 1,537.50	\$10,000.00	12
.464	Purchased Services	\$258,500	\$247,500.00	\$ 147,324.49	\$259,600.00	13
.465	Liquid Sludge Handling	\$17,100.00	\$15,000.00	\$ 8,885.00	\$16,100.00	14
.467	Septage management	\$3,000.00	\$4,000.00	\$ 1,000.00	\$4,000.00	N/C
.480	Contingency	\$0	\$0	\$0	\$0	
.481	MBR Cap Acct	\$3,000.00	\$3,000.00	\$0	\$3,000.00	
.482	Judgments/Claims	\$0	\$0	\$0	\$0	
	Soc. Security/Medicare	\$1000.00	\$1,000.00	\$0	\$1,000.00	
Total NYCDEP shared cost				\$237,871.54	\$456,023.00	Town
	Debt Service - Principal	\$ 9,067.00	\$ 9,067.00	\$9,067.00	\$ 9,067.00	\$29,836.12
		\$2,176.00	\$2,538.68	\$2,538.68	\$2,683.00	
	TOTAL	\$478,930.00	\$460,124.00	\$249,477.22	\$467,773.00	

Notes:

1. Clerk receives annual increase of 2.5%.
2. Need for additional assets lower due to new process.
3. This line is reduced due to efficiency of new process.
4. An analysis of the costs show higher costs in the secondary treatment chemicals than last year.
5. Increased rates.
6. An analysis of the energy costs show higher costs last year.
7. An analysis of the contractual costs show higher costs for next year. However, the 2014 costs were quite high based on changes in computer technology, so the projection is not based on 2014 costs alone.
8. Grounds maintenance has been less costly than anticipated.
9. Small projected increase.
10. Agent projects a 5% increase in premiums, plus an additional \$2,000 for the increase in liability for the DOT highway work permit.
11. New budget categories and reporting requires a 15% increase.
12. Efficient new process requirements project a decrease in this line.
13. Prevailing wage increases.
14. Small projected increase.

Equalized Total Assessed Value 461,949,804

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
12100	NYS - GENERALLY	RPTL 404(1)	2	976,500	0.21
13100	CO - GENERALLY	RPTL 406(1)	1	345,400	0.07
13500	TOWN - GENERALLY	RPTL 406(1)	7	2,739,400	0.59
13510	TOWN - CEMETERY LAND	RPTL 446	7	142,000	0.03
13650	VG - GENERALLY	RPTL 406(1)	2	248,500	0.05
13660	VG - CEMETERY LAND	RPTL 446	1	68,800	0.01
13800	SCHOOL DISTRICT	RPTL 408	2	2,218,200	0.48
21600	RES OF CLERGY - RELIG CORP OWN	RPTL 462	5	1,217,700	0.26
25120	NONPROF CORP - EDUCL(CONST PR	RPTL 420-a	2	1,905,300	0.41
25130	NONPROF CORP - CHAR (CONST PR	RPTL 420-a	1	2,859,258	0.62
25300	NONPROF CORP - SPECIFIED USES	RPTL 420-b	2	522,100	0.11
26250	HISTORICAL SOCIETY	RPTL 444	2	297,600	0.06
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	1	470,000	0.10
27350	PRIVATELY OWNED CEMETERY LANI	RPTL 446	3	50,700	0.01
41101	VETS EX BASED ON ELIGIBLE FUND	RPTL 458(1)	2	4,300	0.00
41123	ALT VET EX-WAR PERIOD-NON-COMI	RPTL 458-a	39	679,890	0.15
41133	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	42	1,173,550	0.25
41143	ALT VET EX-WAR PERIOD-DISABILI	RPTL 458-a	15	574,515	0.12
41700	AGRICULTURAL BUILDING	RPTL 483	10	525,761	0.11
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	53	4,808,134	1.04
41730	AGRIC LAND-INDIV NOT IN AG DIS	AG MKTS L 306	13	606,351	0.13
41800	PERSONS AGE 65 OR OVER	RPTL 467	5	541,064	0.12
41803	PERSONS AGE 65 OR OVER	RPTL 467	2	138,800	0.03
41806	PERSONS AGE 65 OR OVER	RPTL 467	32	2,117,050	0.46
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	17	212,806	0.05
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	44	6,059,571	1.31
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	1	29,500	0.01

Equalized Total Assessed Value 461,949,804

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
50000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	8	2,518,300	0.55
50001	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	4	442,290	0.10
50006	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	1	161,400	0.03
51000	SYSTEM CODE	STATUTORY AUTH NOT DEFINED	1	290,033	0.06

Total Exemptions Exclusive of System Exemptions:

Total System Exemptions:

Totals:

313	31,532,750	6.83
14	3,412,023	0.74
327	34,944,773	7.56

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: _____