

THOMAS P. DiNAPOLI  
STATE COMPTROLLER



STATE OF NEW YORK  
OFFICE OF THE STATE COMPTROLLER

DIVISION OF LEGAL SERVICES  
110 State Street - 14<sup>th</sup> Floor  
Albany, NY 12236  
Tel: (518) 474-3444  
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June 20, 2018

Diana M. Christodaro  
Clerk of the Monroe County Legislature  
407 County Office Building  
39 West Main Street  
Rochester, NY 14614

<b>OFFICIAL FILE COPY</b>
No. <u>180205</u>
Not to be removed from the Office of the Legislature of Monroe County
Committee Assignment
READ-PRINT -L

Re: Town of Brighton; **Additional Material on File**  
Establishment of **in the Clerk's Office**  
Browncroft Lighting District  
File No. 2017-55

Dear Ms. Christodaro:

The duplicate copy of the application of the Town Board referred to above is hereby filed in your office pursuant to Town Law §194(3)(b).

Kindly sign, date and return the copy of this letter as a receipt in the enclosed envelope.

Very truly yours,

Mitchell S. Morris  
Associate Counsel

MSM:jaw  
Enclosure  
(518) 486-1127

cc: Kenneth W. Gordon, Esq.  
Chad Roscoe, Town of Brighton DPW

Filed: \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Clerk

**Gordon & Schaal, LLP**  
**Attorneys at Law**

**1039 Monroe Avenue**  
**Rochester, New York 14610**

**Telephone (585) 244-1070**  
**Facsimile (585) 244-1085**

June 13, 2018

State of New York  
Office of the State Comptroller  
Thomas P. DiNapoli  
110 State Street  
Albany, NY 12236

Attention: Sean McDermott

Re: Establishment of Browncroft Lighting District  
File No. 2017-55

**RECEIVED**  
Legal Services

JUN 19 2018

Office of the State Comptroller  
Albany

Dear Mr. McDermott,

You have requested a letter confirming that the above reference district resolution and notice included an estimate of cost that a typical benefitted property in the proposed district would pay. The cost in the resolution represented the mathematical average of the costs borne by each property within the district. There is no precise mathematical mode for the benefitted properties in the district, and the method used by the Town to compute the estimated cost for the typical property in the district was the best method to approximate the cost a typical benefitted property in the proposed district would pay and is consistent with the intent of Town Law 193.

Please direct any questions or concerns to my attention,

Very truly yours,

GORDON & SCHAAL, LLP



*Kenneth W. Gordon*

Kenneth W. Gordon



Town of

## Brighton

# Public Works Department

Commissioner of Public Works – Tim Keef, P.E.

**Chad Roscoe**  
Junior Engineer

February 27, 2018

Jennifer Wade  
Office of the State Comptroller  
Legal Services – 14<sup>th</sup> Floor  
110 State Street  
Albany, New York 12236

RECEIVED  
LEGAL SERVICES

MAR 03 2018

Office of the State Comptroller  
ALBANY

Re: Town of Brighton  
Establishment of Browncroft Lighting District  
File No. 2017-55

Dear Ms. Wade:

Thank you for the comments regarding the establishment of the above mention Lighting District. Enclosed you will find the Town of Brighton's response to the comments dated November 30, 2017.

1. The cost(mode) to a typical property is \$430.88. This is outlined in Table 3 on page 12 Annual District Charges that each benefited property will be paying. The \$397.43 that is mentioned is only for reference as to what the average cost would be.
2. The type of use (residential, single family) and assessed value of the properties within the district can be seen on page 22 (p). The highest amount that a property (357 Corwin, 243, 251, 259, 260, 267, 274, 291 Windemere) will be charged for the first year of debt service including O/M and electricity is \$430.88. This is outlined in Table 3 on page 12.
3. Enclosed you will find a statement from town council addressing the "benefit basis" question.

If you find that there is still information that is lacking please contact me at the numbers below.

Sincerely,

Chad Roscoe  
Junior Engineer  
Town of Brighton, DPW  
585-784-5224  
chad.roscoe@townofbrighton.org

# Gordon & Schaal, LLP

## Attorneys at Law

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1039 Monroe Avenue  
Rochester, New York 14620

February 20, 2018

Members of the Town Board of  
The Town of Brighton  
2300 Elmwood Avenue  
Rochester, New York 14618

Re: Browncroft Lighting District

This letter is provided pursuant to the provisions of Section 85.5 as required in Section 85.3(b)(2), and it is intended to supplement my opinion letter of September 27, 2017 regarding formation of the above district so that the State Comptroller may rely on the underlying representations in reviewing the formation of the proposed district.

In my capacity as Attorney to the Town of Brighton, I have examined originals or true and complete copies of those records, documents and other instruments necessary to render my opinion, and based upon my review of said documents and in response to the inquiry of the Office of the State Comptroller dated November 30, 2017 inquiring "as to whether the petition establishing the proposed lighting district on a benefit basis is legally sufficient notwithstanding that the petition did not contain a statement indicating that the cost will be assessed on a benefit basis and that the application at p. 7 refers to the petition as 'informal petitions' ", it is my opinion that the petition establishing the proposed lighting district is legally sufficient, in that:

- (1) the Map, Plan and Report clearly sets forth that the district charges will be assessed on a benefits basis and provides in its text the benefit unit for each property in the district upon which such charges will be assessed;
- (2) Said Map, Plan and Report were expressly referred to and incorporated in the petition as an attached Appendix A;
- (3) The petition in form and substance constitutes a formal petition meeting all of the legal requirements of Town Law Article 12.

Respectfully submitted,



/s/ Kenneth W. Gordon

Kenneth W. Gordon  
Attorney to the Town

# Part 85

# Application for

# Permission of

# State Comptroller

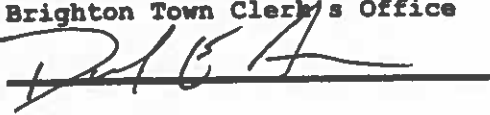
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Formation of the Browncroft Lighting District along Corwin Road & Windemere Road within the Town of Brighton, Monroe County, New York.



Town of  
**Brighton**

Certified to be a true copy  
of a record on file in the  
Brighton Town Clerk's Office



At a Town Board Meeting of the Town of  
Brighton, Monroe County, New York, held  
at the Brighton Town Hall, 2300 Elmwood  
Avenue, in said Town of Brighton on the  
11th day of October, 2017.

**PRESENT:**

WILLIAM W. MOEHLE,  
Supervisor

JAMES R. VOGEL  
LOUISE NOVROS  
CHRISTOPHER K. WERNER  
JASON S. DIPONZIO

Councilpersons



**WHEREAS** the Town Board adopted a resolution on May 24, 2017 approving the establishment of the Browncroft Lighting District pursuant to the provisions of Article 12 of the New York State Town Law and directed that an application be prepared to the New York State Department of Audit and Control to seek permission to create said district pursuant to New York State Town Law Section 194(3) (a); and

**WHEREAS** said application to the New York State Department of Audit and Control to seek permission to create the Browncroft Lighting District has been prepared by Town Staff and reviewed by the Attorney to the Town; now

**BE IT RESOLVED**, that said application together with correspondence from Junior Town Engineer Chad Roscoe regarding said application, be received and filed; and it is further

**RESOLVED**, that said application was prepared at the direction of the Town Board of the Town of Brighton, that the Town Board believes that the contents of the application to be accurate, that the Town Board has determined that the proposed district for which permission is sought is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof, and that all the real property to be assessed with the cost of the district will be benefited by the proposed district and no benefited property has been excluded.

Dated: October 11, 2017

William W. Moehle, Supervisor	Voting	<u>Y</u>
James R. Vogel, Councilperson	Voting	<u>Y</u>
Louise Novros, Councilperson	Voting	<u>Y</u>
Christopher K. Werner, Councilperson	Voting	<u>Y</u>
Jason S. DiPonzio, Councilperson	Voting	<u>Y</u>

**PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

These documents have been compiled to help the Comptroller to make a prompt determination whether or not the Town has permission to establish an improvement district and to establish streamlined procedures for the performance of the statutorily required approval function without requiring additional information or documents from the Town of Brighton.

The Town of Brighton is requesting permission from the New York State Comptroller to establish a Street Lighting District along Corwin Road and Windemere Road which includes ten (10) single family homes, located within the Town of Brighton, Monroe County, New York.

The Application includes multiple sections and the attached information is separated by tabs and contained within each tab is the required information which is outlined in the Application for Permission of State Comptroller.

Section 85.1 - Background

Section 85.3 - Authority for submitting application

Section 85.4 - Information required in application

Section 85.5 – Opinion of Legal Counsel

This document was prepared by:  
Chad Roscoe – Junior Engineer, DPW  
2300 Elmwood Avenue  
Rochester, NY 14618  
585-784-5224  
chad.roscoe@townofbrighton.org





# Section 85.1

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

85.1 Background.

- (c) The Town's legal counsel will provide an opinion that the town or county has undertaken all necessary proceedings in the manner required by statute. (see exhibit "A")
  - (1) Submit a verified statement detailing the nature of the proposed improvements, the need for such improvements, and the information necessary to calculate the cost of the proposed improvements to the properties which will be required to pay for them. (see exhibit "B")

# Section 85.3

**PART 85**  
**APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

**85.3 Authority for Submitting Application.**

- (a) The Town of Brighton is requesting permission from the State Comptroller to set forth the statute pursuant to the formation of a the Browncroft Lighting District along Corwin Road and Windemere Road which includes ten (10) single family homes, located within the Town of Brighton, Monroe County, New York. Below is the executed and verified "VERIFICATION" form signed by the Town of Brighton's Supervisor. (see exhibit "C")
- (b) All applications for permission of the State Comptroller shall be accompanied by the following:
  - (1) Certified copy of the resolution from the town board. (see exhibit "D")
  - (2) One or more opinions of legal counsel that comply with the requirements of Section 85.5 of this part. (see exhibit "E")

# Section 85.4

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

85.4 Information required in application:

The following information is required for the application for Permission of State Comptroller:

- (a) General provisions under Article 12 and 12-A of the Town Law of the State of New York permits the Town to form special districts to provide improvements to residents. Informal petitions for the establishment of the Browncroft Lighting District, have been received from the owners of a majority of properties in the proposed Corwin Road and Windemere Road. (see exhibit "F")

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (b) The formation of a street lighting district will be required to provide a mechanism to fund the proposed improvements. The District formation will provide a method to borrow money and distribute the project costs among the parcels in the Town of Brighton that benefit from the improvements. The Street Lighting District is proposed to include 2 properties along Corwin Road and 8 properties along Windemere Road. (see exhibit "G")

The proposed district improvements include the installation of approximately 777 feet of electrical conduit and cable, 5 decorative concrete poles, QL induction luminaires to match the existing City of Rochester light poles and 6 fiberglass handholes. The proposed electrical system will connect to the existing City of Rochester power system located on both Corwin and Windemere Roads. (see exhibit "H")

The district boundary and proposed improvements are shown on the attached map (see exhibit "G"). A legal description of the proposed district boundary is also included. (see exhibit "I")

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (c) The maximum cost of the proposed improvements required to service the residents with lighting in the proposed Lighting District is \$54,100.00 which also includes a 30% contingency cost.

The 30% contingency cost includes legal fees for advertisements of the project in local news outlets and clearinghouses. It also includes the cost of the in house engineering and design of the project along with administrative costs.



PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (d) Residents along Corwin and Windemere Roads in the Browncroft neighborhood expressed interest in establishing a street lighting district subsequent to the installation of new streets lights in neighboring portions of the City of Rochester in 2014.

The residents expressed concerns over the lack of ambient street lighting within the Town of Brighton portion of the aforementioned streets as street lights from the City of Rochester abruptly stop at the City/Town municipal border. Among the concerns conveyed by the residents were safety concerns due to lack of visibility and security concerns due to recent break-ins within the neighborhood.

The District formation will provide a mechanism for the Town to borrow money and distribute the project costs among the parcels within the Town of Brighton that benefit from the improvements. The photo below is looking easterly along Windemere Road which shows the last light in the City of Rochester street light system.



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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

(e) Financing the cost of the Improvements

See attached letter from Jeffery R. Smith of Municipal Solutions, Inc. regarding the borrowing of money for the proposed district (see exhibit "J").

(1) The estimated total cost of construction including a 30% contingency cost for this project is estimated to be \$54,100.00.

- a. Project Total: \$54,100
- b. Financing Type: Bond
- c. Term: 30 years
- d. Interest Rate: 4.25%

A financial evaluation was performed to provide a better understanding of the annual costs associated with the construction of the proposed lighting improvements. The financial evaluation considers the capital cost of the improvements and the operation and maintenance associated with the lighting system.

The project will be financed by issuing a bond to fund the proposed district improvements. It is expected that the bond term will be 30 years and carry an interest rate of about 4.25%. The anticipated annual cost to a typical resident in the proposed Street Lighting District will be approximately \$397.43 per year.

(2) There is no State or Federal aid associated with this project.

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (f) The annual district charges shown in Table 3 include anticipated charges for operation and maintenance of the proposed street lighting infrastructure. The estimated fees associated with operation and maintenance for the system are expected to be similar to the O&M costs for other street lighting districts within the Town of Brighton. The fees collected for operation and maintenance will provide a funding mechanism for any future repairs and replacements associated with maintaining the system. For budgetary purposes, an annual charge of \$50.00 per unit was used in the financial analysis of the proposed district. The Town Board, as commissioner of the street lighting district, would review and adjust the O&M annual fee on a periodic basis or as needed by the district.

In addition to the operation and maintenance fee, each property within the Browncroft Lighting District will incur the cost for electricity consumed by the proposed street lights. The cost of electricity for the system was estimated by multiplying the number of light fixtures in the proposed system, to the number of hours that the system is expected to operate. The electrical consumption calculation assumed a dusk to dawn operation schedule along with an average cost of \$0.115 per kWh of electricity and QL light fixtures rated at 85watts. Based on the aforementioned parameters, a typical property in the proposed district would pay about \$25.00 annually. The cost of electricity will vary based on market fluctuations and utility fees.

**Table 3- Annual District Charges per Parcel**

Address	Annual Debt Service	Annual O&M	Annual Cost of Electricity*	Total Annual District Charge
357 Corwin	\$355.88	\$50.00	\$25.00	\$430.88
341 Corwin	\$341.64	\$50.00	\$25.00	\$416.64
260 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
274 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
243 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
240 Windemere	\$35.59	\$50.00	\$25.00	\$110.59
251 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
259 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
267 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
291 Windemere	\$355.88	\$50.00	\$25.00	\$430.88
Average=	\$322.43	\$50.00	\$25.00	\$397.43

\*Annual cost per 85W QL/Induction=\$42, for 5 lights=\$210

**PART 85**  
**APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

- (g) The Town Board will act as the Commissioner of the Street Lighting District and each year shall review and set forth the annual Operation and Maintenance charge. Each property will be charged as one (1) unit per occupied lot.

**PART 85**  
**APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

- (h) The total Assessed Valuation of the ten (10) benefitted parcels is \$1,825,000.00 and the total Assessed Valuation of the eight (8) parcels that are in favor of the proposed drainage district is \$1,458,000.00 which represents 80% in agreement. This data is from the 2015 assessment roll as of 6/22/2016. See attached letter from Elaine Ainsworth, Town Assessor (see exhibit "K").

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (i) The Town of Brighton does not have Section 54 or Section 209-q in the Town Code. However we can supply information for (1).
- (1) The total Assessed Valuation of the ten (10) benefitted parcels is \$1,825,000.00 and the total Assessed Valuation of the eight (8) parcels that are in favor of the proposed drainage district is \$1,458,000.00 which represents 80.00% in agreement. This data is from the 2015 assessment roll as of 6/22/2016. See Table 1 below.
- (2) There will be no cost assessed against the Town because the Town is not part of any Village.

Table 1 - Parcel Assessment within the Proposed Browncroft Lighting District

TAN	Owner	Address	Signed	Assessed \$	Signed \$
122.08-1-5	Merz	240 Windemere Rd	yes	\$20,000.00	\$20,000.00
122.08-1-12	Schickler	243 Windemere Rd	no	\$203,000.00	
122.08-1-11	Schafrath	251 Windemere Rd	yes	\$214,000.00	\$214,000.00
122.08-1-10	Scheidt	259 Windemere Rd	yes	\$270,000.00	\$270,000.00
122.08-1-6	Marcus	260 Windemere Rd	no	\$164,000.00	
122.08-1-9	Rodzinka	267 Windemere Rd	yes	\$215,000.00	\$215,000.00
122.08-1-7	Van Graafeiland	274 Windemere Rd	yes	\$264,000.00	\$264,000.00
122.08-1-8	Fletcher	291 Windemere Rd	yes	\$180,000.00	\$180,000.00
122.08-1-4	White	341 Corwin Road	yes	\$158,000.00	\$158,000.00
122.08-1-3	Fraser	357 Corwin Road	yes	\$137,000.00	\$137,000.00
				\$1,825,000.00	\$1,458,000.00

Total Assessed Value:	\$1,825,000.00
Total Assessed Value (signed):	\$1,458,000.00
Total Signed:	8
Percent signed:	80.00%
% of Assessed Value signed:	79.89%

**PART 85**  
**APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

- (j) The application is not pursuant to the sections called out in this category.**

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- (k) The average full valuation of the taxable real property based upon the requirements outline in the first paragraph of subdivision seven-a of section 2.00 of the Local Finance Law and the interpretation of the requirements are shown in the Table-1 below.

**Table -1**  
**Average Full Valuation 2011-2015**

<u>Year</u>	<u>County</u>	<u>Town/City</u>	<u>School</u>
2011	\$ 2,544,788,486.00	\$ 2,554,844,921.00	\$ 2,589,836,588.00
2012	\$ 2,565,099,972.00	\$ 2,574,006,133.00	\$ 2,606,485,903.00
2013	\$ 2,569,282,689.00	\$ 2,577,379,684.00	\$ 2,608,432,978.00
2014	\$ 2,589,395,453.00	\$ 2,594,124,808.00	\$ 2,504,994,600.00
2015	\$ 2,615,059,656.00	\$ 2,622,730,052.00	\$ 2,649,424,574.00
2016	\$ 2,622,495,302.00	\$2,630,527,352.68	\$ 2,649,187,434.68
2017	\$ 2,642,710,733.00	\$ 2,650,804,698.51	\$ 2,669,608,621.23
<i>Total Taxable Value</i>	\$ 18,148,832,291.00	\$18,204,417,649.19	\$18,277,970,698.91
<i>Average Full Valuation</i>	\$2,592,690,327.29	\$2,600,631,092.74	\$2,611,138,671.27

The data required to determine the average full valuation of taxable real property came from the NYS – Real Property System, County of Monroe, Town of Brighton 2620, Roll Section Town Summary.



PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (i) The Town has submitted a debt statement in lieu of this section. (see exhibit "L").

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (m) The Town has submitted a debt statement in lieu of this section. (see exhibit "L") Also see attached letter from the Director of Finance Suzanne Zaso regarding the statement of all appropriations made during the current fiscal year.

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (n) Town of Brighton's Debt Statement as described in title 10 of article 2 of the Local Finance Law: (see exhibit "L")

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (o) The current Tax rates and assessments applicable to the taxable real property which will bear the cost of the proposed improvements are:

	<u>Tax Type</u>	<u>Current Tax Rates</u>
1	County (Monroe)	8.12 per \$1000
2	Town & Highway (Brighton)	5.570314 per \$1000
3	School (Brighton Central School District)	27.10 per \$1000
4	Fire (Brighton Fire District)	2.305691 per \$1000
5	Ambulance (Brighton Ambulance)	.127841 per \$1000
6	Pure Waters (Monroe County Water Authority)	1.4525123
7	Con Sidewalk Ph2	\$53.35
8	Refuse Collection (Fairhaven Refuse)	\$211.35312
9	Monroe County Water Authority	\$2.84 per 1000 gal.
10	BR Cons Sewer District	\$75.77

The estimated annual costs to be borne by those properties connecting to the lighting system within the proposed Street Lighting District along Corwin Road and Windemere Road will be approximately \$397.43 per year.

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (p) Below you will find a table of all the properties within the proposed Browncroft Lighting District along with the assessed value of the properties and a letter from the Town's Assessor Elaine Ainsworth (see exhibit "K")

T.A.N	Address	Assessed Value
122.08-1-5	240 Windemere Road	\$ 20,000.00
122.08-1-12	243 Windemere Road	\$ 203,000.00
122.08-1-11	251 Windemere Road	\$ 214,000.00
122.08-1-10	259 Windemere Road	\$ 270,000.00
122.08-1-6	260 Windemere Road	\$ 164,000.00
122.08-1-9	267 Windemere Road	\$ 215,000.00
122.08-1-7	274 Windemere Road	\$ 264,000.00
122.08-1-8	291 Windemere Road	\$ 180,000.00
122.08-1-4	341 Corwin Road	\$ 158,000.00
122.08-1-3	357 Corwin Road	\$ 137,000.00

*\*all assessment data is from the 2015 data*

Based upon the assessed value of the typical property within the proposed district and the table above the mode of the proposed district is \$215,000.

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

(q) The estimated cost that the owner of a typical property owner will be required to pay in the first year following approval of the application for debt service, operation and maintenance and other charges, such as users charges or hook-up fees, related to the proposed improvements and how the charges were computed.

a) Yearly Debt service charge:	\$3224.27
b) Annual O&M charges:	\$500.00
c) Annual Cost of Electricity	<u>\$250.00</u>
-Total Annual Charge:	\$3974.27
-# of Benefited Parcels:	10

d) Charge per Parcel per year: \$397.43

e) The estimated total cost of construction was computed using current construction prices for lighting projects. This project cost includes a 30% contingency and the cost for this project is estimated to be as follows:

1. Project Total:	\$54,100
2. Financing Type:	Bond
3. Term:	30 years
4. Interest Rate:	4.25%

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

(r) The maximum amount any real property owner will be required to pay in the first year following approval is \$397.43 which includes Debt service, O&M. Below is how the charges were computed.

1. Total Project Cost:	\$54,000.00
2. # of Benefited Parcels:	10
3. Yearly Debt service charge:	\$322.43
4. Annual Electricity cost	\$25.00
5. Annual O&M charges:	<u>\$50.00</u>
-Total Annual Charge:	\$397.43
-# of months per year:	12
6. Charge per Parcel per month:	\$33.12

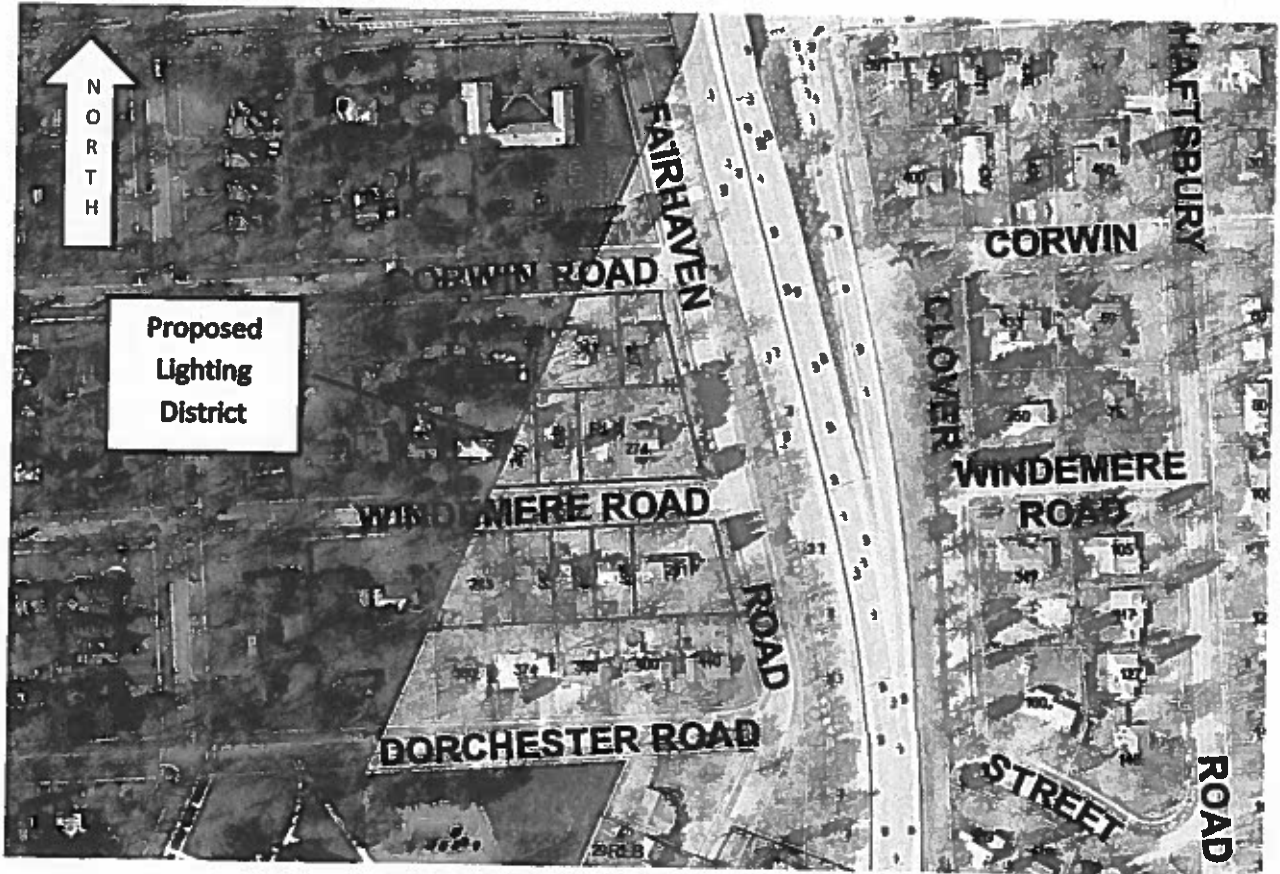
**PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

- (s) There is no State lands within the proposed district area and therefore will not bare any project costs.



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- (t) The proposed Lighting district is not located within an agricultural district but is located within Residential – Low Density District (RLA) as defined in Section 209-8 of the Town Code. Below is a portion of the Town of Brighton Zoning Map.

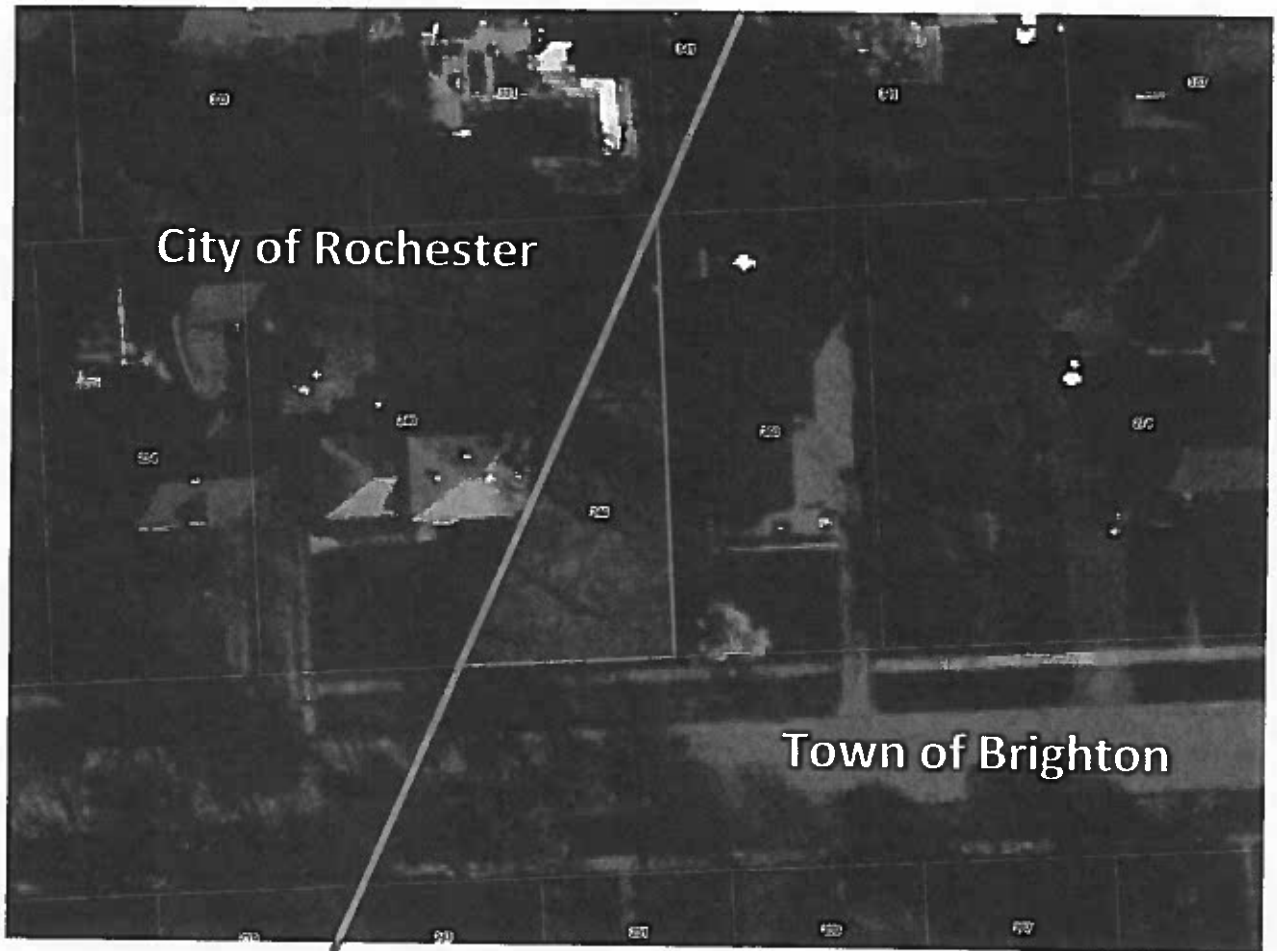


**PART 85**  
**APPLICATION FOR PERMISSION OF STATE COMPTROLLER**

- (u)** The population within the proposed district boundary and that will bear the cost of the improvements are as follows:
- a. The population within the proposed lighting district is made up of families with school age children, middle age people and some elderly people.
  - b. There are 10 single family homes within the proposed district boundaries.
  - c. Typical assessed values of the single family homes within the district boundary are shown in the table below.
  - d. There are no non-residential properties within the proposed lighting district.

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- (v) There is one vacant property within the proposed lighting district. The property located at 240 Windemere which is situated within the Town of Brighton and the City of Rochester. The structure that is located on this property is primarily located in the City of Rochester while the vacant portion is in the Town of Brighton. This property has two (2) different Tax Account Numbers, 122.08-1-5 for the Town of Brighton and 122.27-2-14 City of Rochester.



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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (w) No service will be sold to users outside of the proposed lighting district, extension or area benefited by an improvement.

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (x) There are no orders issued by a State or Federal agency or court relating to the proposed district.

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (y) All actions taken by the Town Board regarding the proposed lighting district have been required by the applicable provisions of the Town Code and the owners of the properties that will bear the cost of the proposed improvements have been notified about the improvement cost.

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APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- (z) The Town of Brighton has not received any written or verbal objections from the owners of the real properties that will bear the cost of the improvements expressing opposition to undertaking the improvements.

# Section 85.5



PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

85.5 Opinion of Legal Counsel: (see exhibit "M")

The legal opinion(s) required by section 85.3(b) of this Part shall be addressed to the town or county, expressly provide that the State Comptroller may rely thereon, and contain the following:

- (a) A statement that, in his or her capacity as legal counsel for the town or county, he or she has examined originals or true and complete copies of those records, documents and other instruments necessary to render his or her opinion, including, but not limited to:
- (1) Constitution of the State and relevant statutes, SEQR Act (see exhibit "N")
  - (2) The petitions
  - (3) All resolutions pertaining to application
  - (4) Proof of posting/publication
  - (5) Any petitions requesting a referendum
  - (6) Any certificate stating that no petition requesting a referendum was received or certifying the result of the vote on the proposition submitted at a referendum
  - (7) Map or plan
  - (8) Proposed contracts or agreements referred to within the application
  - (9) The application to be submitted to this office
- (b) An Expression of his or her opinion that:
- (1) The application contains all required information
  - (2) That the Town has taken all steps required for the application
  - (3) The creation of this district has been authorized by the town except for:
    - i. Obtain permission or consent of the Comptroller
    - ii. The adoption of any order or resolution required to be adopted after the Comptroller has granted such consent or permission; and
    - iii. Any publication of any notice required to be published after receipt of such consent or permission;
  - (4) Town or county officials, as the case may be, are not aware of any material pending or threatened lawsuits or claims relating to the district, extension, improvement, expenditure or increase in maximum for which permission or consent is being sought; and
  - (5) Any assessments, charges or taxes levied or imposed to finance the improvements or services to be provided are authorized by statute and all necessary action has been taken by the municipality to authorize the imposition or levy of such assessments, charges or taxes.

PART 85  
APPLICATION FOR PERMISSION OF STATE COMPTROLLER

85.6 Amending the application

The town or county, on its own initiative or at the request of the Comptroller, may provide any additional information which will assist the Comptroller in making determinations of public interest and undue burden.

85.7 Final order of the Comptroller

Upon receipt of an application for permission of the State Comptroller that complies with the requirements of sections 85.3, 85.4, 85.5 and 85.6 of this Part, the Comptroller, after reviewing the same, shall make his final determination and make an order, in duplicate, granting or denying the permission sought.

PART 85

APPLICATION FOR PERMISSION OF STATE COMPTROLLER

- EXHIBIT "A" Town of Brighton's Legal Opinion
- EXHIBIT "B" Verified Statement of Improvements – Engineers Report
- EXHIBIT "C" Verification from the Town Supervisor
- EXHIBIT "D" Certified Resolution from the Town Board
- EXHIBIT "E" Town of Brighton's Legal Opinion
- EXHIBIT "F" Blank Petition & Original Informal Signed Petitions
- EXHIBIT "G" Proposed Browncroft Lighting District Boundaries
- EXHIBIT "H" Proposed Browncroft Lighting District
- EXHIBIT "I" Map & Description
- EXHIBIT "J" Reasonable Financing Letter
- EXHIBIT "K" Town of Brighton's Assessors Letter
- EXHIBIT "L" Town of Brighton's Appropriations & Excluded Debt  
Town of Brighton's Debt Statement (per Article 2 Title 10)  
Town of Brighton's Itemized Statement of Indebtedness
- EXHIBIT "M" Town of Brighton's Legal Opinion
- EXHIBIT "N" SEQR Application & Negative Declaration

VERIFICATION

STATE OF NEW YORK )

COUNTY OF Monroe ) SS.:

Michael E Guyon, being duly sworn, deposes and says that (s)he is the Town Engineer of the Town of Brighton, the corporation named in the within entitled action; that (s)he has read the foregoing application and knows the contents thereof; and that the same is true to (her) his own knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters (s)he believes to be true.

[Signature]  
Town Engineer



P.E. Stamp

Sworn to before me this

2<sup>nd</sup> day of OCTOBER 2017

[Signature]  
Notary

DANIEL E. AMAN  
Notary Public - State of New York  
Monroe County - 01AM6303724  
Commission Expires: May 19, 2018



**TOWN OF BRIGHTON**  
MONROE COUNTY, NEW YORK

**Map, Plan & Report**  
**Browncroft Subdivision Street Lighting District**  
**9.16.2016**

**Town of Brighton**  
**2300 Elmwood Avenue**  
**Rochester, NY 14618**

**Prepared by**  
**Department of Public Works**



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## **I. Introduction and Background**

Residents along Corwin and Windemere Roads in the Browncroft neighborhood have expressed interest in exploring the possibility of establishing a street lighting district subsequent to the installation of new streets lights in neighboring portions of the City of Rochester in 2014.

General provisions under Article 12 and 12-A of the Town Law of the State of New York permits the Town to form special districts to provide improvements to residents. This Map, Plan and Report has been prepared as required by Article 12 and 12-A of Town Law to outline the proposed lighting improvements serving the properties in the Browncroft neighborhood along Corwin and Windemere Roads and facilitate the district formation process.

## **II. Description of Proposed Lighting District**

The formation of a street lighting district will be required to provide a mechanism to fund the proposed improvements. The District formation will provide a method to borrow money and distribute the project costs among the parcels in the Town of Brighton that benefit from the improvements. The Street Lighting District is proposed to include 2 properties along Corwin Road and 8 properties along Windemere Road.

The proposed district improvements include the installation of approximately 777 feet of electrical conduit and cable, 5 decorative concrete poles, QL induction luminaires to match the existing City of Rochester light poles and 6 fiberglass handholes. The proposed electrical system will connect to the existing City of Rochester power system located on both Corwin and Windemere Roads.

The district boundary and proposed improvements are shown on the attached map in Appendix A. A legal description of the proposed district boundary is also included in Appendix A.

## **III. District Charges**

A preliminary design for the street lighting improvements in the proposed Street Lighting District was developed and the capital and operation and maintenance costs for said improvements were estimated.

Table 1 provides an estimate of probable cost of the improvements required to service the residents with street lights in the proposed district. The total cost of construction including a 20% cost for Engineering, Legal and Administration and a 10% contingency cost for this project is estimated to be about \$54,100.



**Table 1- Estimated Probable Cost of Improvements**

Item Description	Quantity	Unit	Unit Price	Extension
Conduit and Cable (Including Excavation, Backfill and Surface Restoration)	725	LF	\$28.00	\$20,300.00
Conduit and Cable in Roadway (Including Excavation, Backfill and Surface Restoration)	52	LF	\$38.00	\$1,976.00
Light Duty Driveway Restoration	110	SF	\$9.00	\$990.00
Decorative Concrete Pole	5	EA	\$1,327.00	\$6,635.00
Luminaire	5	EA	\$690.00	\$3,450.00
Pole Installation	5	EA	\$758.00	\$3,790.00
Luminaire Installation	5	EA	\$94.00	\$470.00
Fiberglass Handholes/Junction Boxes	6		\$500.00	\$3,000.00
Installation of Handholes	6		\$160.00	\$960.00
<b>Subtotal</b>				\$41,571.00
ELA(20%)				\$8,314.20
Contingency (10%)				\$4,157.10
<b>Grand Total</b>				<b>\$54,042.30</b>

Say \$54,100.00

**IV. Financial Evaluation**

A financial evaluation was performed to provide a better understanding of the annual costs associated with the construction of the proposed street lighting improvements. The financial evaluation considers the capital cost of the improvements and the anticipated operation and maintenance associated with the system.

**A. Indebtedness**

The annual debt service for each parcel within the proposed street lighting district was calculated on a unit benefit basis. It is proposed that each parcel with a principal structure on it shall be considered as one unit for these purposes, with the exceptions of 341 Corwin Road and 240 Windemere Road. The units allocated to these properties were determined by dividing the assessed value of the property within the Town by the Total assessed value of the property in both the city and town. This fraction represents a percentage of a single unit. A summary of the benefit units for each parcel within the proposed special district is shown in Table 2 below.





**Table 2- Benefitted Units per Parcel**

Parcel Address	Total Units (ea)
357 Corwin	1
341 Corwin	0.96
260 Windemere	1
274 Windemere	1
243 Windemere	1
240 Windemere	0.1
251 Windemere	1
259 Windemere	1
267 Windemere	1
291 Windemere	1
<b>Total Number of Units</b>	<b>9.06</b>

It is anticipated that the project will be financed by issuing a bond to fund the proposed district improvements. It is expected that the bond term will be 30 years and carry an interest rate of about 4.25%. Table 3 lists the estimated annual costs to be borne by those properties within the proposed Browncroft Street Lighting District.

**Table 3- Annual District Charges per Parcel**

Address	Annual Debt Service	Annual O&M	Annual Cost of Electricity*	Total Annual District Charge
357 Corwin .	\$355.88	\$50.00	\$25.00	\$430.88
341 Corwin .	\$341.64	\$50.00	\$25.00	\$416.64
260 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
274 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
243 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
240 Windemere .	\$35.59	\$50.00	\$25.00	\$110.59
251 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
259 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
267 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
291 Windemere .	\$355.88	\$50.00	\$25.00	\$430.88
<b>Average=</b>	<b>\$322.43</b>	<b>\$50.00</b>	<b>\$25.00</b>	<b>\$397.43</b>

\*Annual cost per 85W QL/Induction=\$42, for 5 lights=\$210

*\$ 33.12 month*



## **B. Operation and Maintenance and Electrical Fees**

The annual district charges shown in Table 3 include anticipated charges for operation and maintenance of the proposed street lighting infrastructure. The estimated fees associated with operation and maintenance for the system are expected to be similar to the O&M costs for other street lighting districts within the Town of Brighton. The fees collected for operation and maintenance will provide a funding mechanism for any future repairs and replacements associated with maintaining the system. For budgetary purposes, an annual charge of \$50.00 per unit was used in the financial analysis of the proposed district. The Town Board, as commissioner of the street lighting district, would review and adjust the O&M annual fee on a periodic basis or as needed by the district.

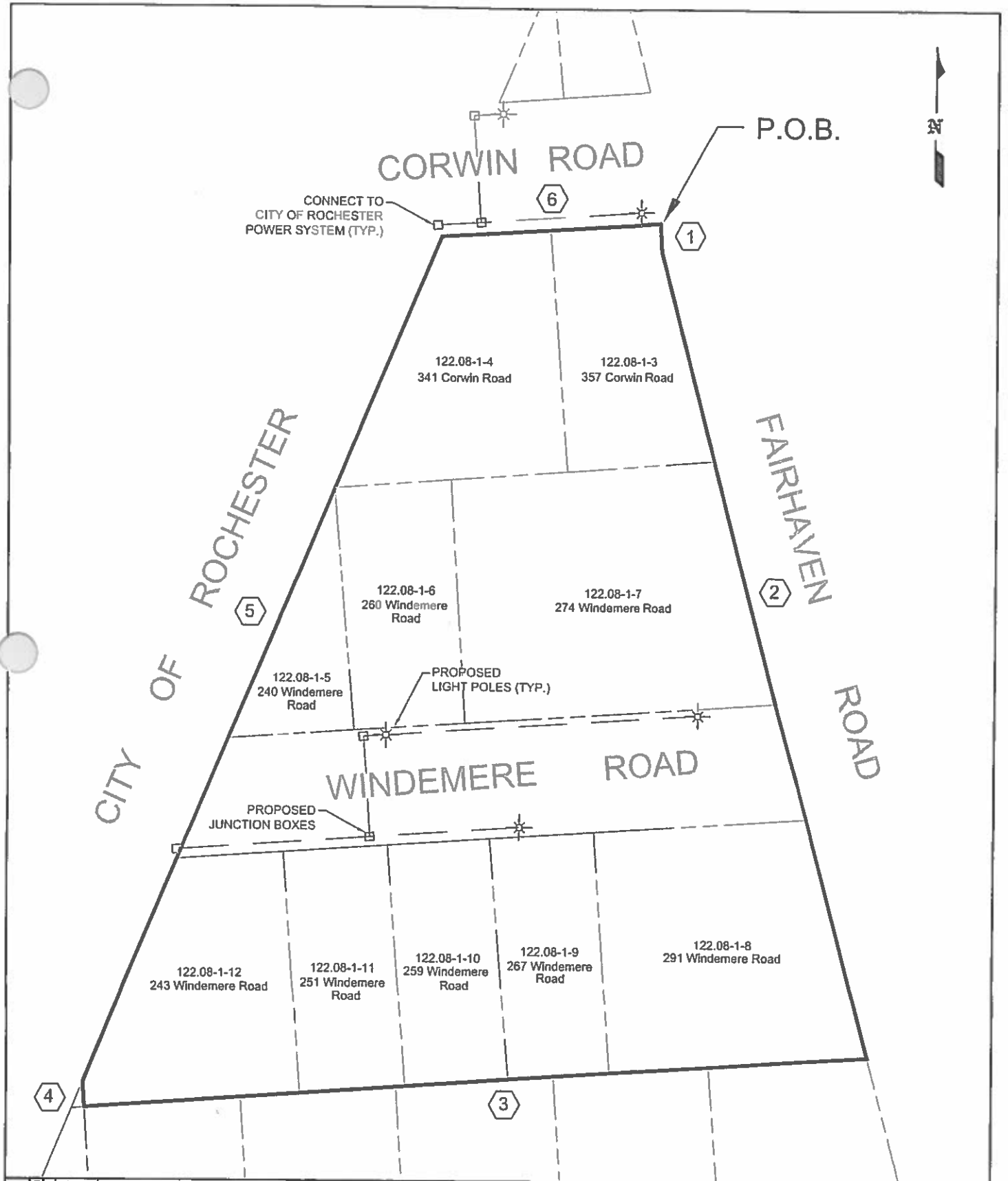
In addition to the operation and maintenance fee, each property within the Browncroft Lighting District will incur the cost for electricity consumed by the proposed street lights. The cost of electricity for the system was estimated by multiplying the number of light fixtures in the proposed system, to the number of hours that the system is expected to operate. The electrical consumption calculation assumed a dusk to dawn operation schedule along with an average cost of \$0.115 per kWh of electricity and QL light fixtures rated at 85watts. Based on the aforementioned parameters, a typical property in the proposed district would pay about \$25.00 annually. The cost of electricity will vary based on market fluctuations and utility fees.

## **VI. Conclusions and Next Steps**

If agreeable by residents and subsequent to the review of this Map, Plan and Report for the proposed Street Lighting District, residents will provide the Town with a formal petition for district formation. The district formation process will follow the petition method identified in Article 12 Section 191 of New York State Town Law. The successful petition must be signed by the owners of residential taxable real property situate in the proposed district owning in the aggregate at least one-half of the assessed valuation of all the residential taxable real property of the proposed district. The petition will be presented to the Town Board who will schedule a public hearing for comment. Following the public hearing the Town Board will rule on the establishment of the proposed street lighting district.

If this project were to proceed and a special district is formed, the anticipated annual cost to a typical resident in the proposed Street Lighting District will be \$406 per year for the improvements and residents can anticipate to pay approximately \$25.00 annually for electricity to the proposed lighting system. The New York State Comptroller's Office has not established a threshold of affordability for Town Street Lighting Districts. Therefore, the district must be submitted to the Comptroller for review and approval.

# APPENDIX A



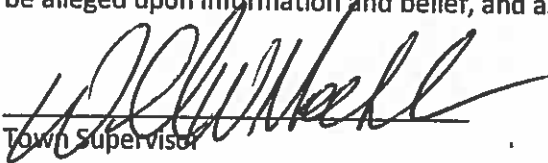
DRAWN: [ ] SCALE: NTS DATE ISSUED: 7/21/2016 PROPOSED DISTRICT BOUNDARY	BROWNCROFT SUBDIVISION	 Department of Public Works 2300 Elmwood Avenue Rochester, NY 14618 585-784-5250	REV. #	REVISION DESCRIPTION	DATE	BY
	PROPOSED LIGHTING IMPROVEMENTS					
	TOWN OF BRIGHTON					
	MONROE COUNTY					

VERIFICATION

STATE OF NEW YORK )

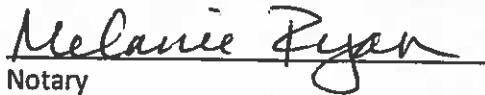
COUNTY OF Monroe ) SS.:

William Moehle, being duly sworn, deposes and says that (s)he is the Supervisor of the Town of Brighton, the corporation named in the within entitled action; that (s)he has read the foregoing application and knows the contents thereof; and that the same is true to (her) his own knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters (s)he believes to be true.

  
Town Supervisor

Sworn to before me this

16<sup>th</sup> day of October, 2017

  
Notary

Melanie Ryan  
Notary Public - State of New York  
Monroe County, License 01RY6364200  
Commission Expires September 11, 2021

At a Town Board Meeting of the Town of  
Brighton, Monroe County, New York,  
held at the Brighton Town Hall, 2300  
Elmwood Avenue, in said Town of  
Brighton on the 24th day of May, 2017.

  
PRESENT:

WILLIAM W. MOEHLE,

Supervisor

JAMES R. VOGEL  
LOUISE NOVROS  
CHRISTOPHER K. WERNER  
JASON S. DIPONZIO

Councilpersons

WHEREAS, a Map, Plan and Report regarding the formation of the Browncroft Lighting District was filed in the Town Clerk's office on March 13, 2017 and a petition requesting the formation of said District was signed by residents representing in excess of one half of the assessed value of all residential taxable parcels in the proposed District, all pursuant to the provisions of Article 12 of the New York State Town Law; and

WHEREAS, the proposed District will provide a mechanism to fund proposed lighting improvements the cost of which will be distributed among the parcels that benefit from the proposed improvements. Said proposed District is to include two properties on Corwin Road and eight properties on Windemere Road. The proposed improvements include the installation of approximately 777 feet of electrical conduit and five decorative concrete poles together with QL induction luminaries to match the existing City of Rochester light poles and six fiberglass handholds. The proposed electrical conduit would connect to the City of Rochester electrical system already in place on Corwin and Windemere Roads. It is estimated that the total cost of the design and installation for this project will not exceed \$54,100.00 which cost is to be bonded for a thirty year term at an estimated interest rate of 4.25% which would result in an approximate average annual cost per single family home for the debt service in the proposed District of \$322.43 plus an initial estimated annual cost of \$75.00 per home for electrical service, operation and maintenance, the computation of which is set forth in detail in the Map, Plan and Report on file with the Town Clerk; and

WHEREAS, the Town Board held a public hearing to consider the formation of said proposed District on May 24, 2017 at 7:00 p.m. at Brighton Town Hall, 2300 Elmwood Avenue, in the Town of Brighton, County of Monroe and State of New York and all persons who have an interest in said proposed District formation having had an opportunity to be heard; now, it is hereby

RESOLVED, that the Town Board makes the following findings:

1. The petition was signed and acknowledged as required by law;
2. All of the property and property owners within the proposed district are benefited thereby;
3. All of the property and the property owners benefited are included within the limits of the proposed district; and
4. It is in the public interest to form the proposed district; and it is further hereby

RESOLVED, that the Town Board hereby adopts the previously proposed Negative Declaration pursuant to SEQR regarding the formation of said district and approves the establishment of the above referenced district and authorizes the Town Supervisor and the Town Clerk to execute and verify an application to be submitted within ten days to the New York State Department of Audit and Control for permission to create the above referenced district pursuant to New York State Town Law Section 194(3)(a)

Dated: May 24, 2017

William W. Moehle, Supervisor	Voting	<u>Y</u>
James R. Vogel, Councilperson	Voting	<u>Y</u>
Louise Novros, Councilperson	Voting	<u>Y</u>
Jason S. DiPonzio, Councilperson	Voting	<u>Y</u>
Christopher K. Werner, Councilperson	Voting	<u>Y</u>

# Gordon & Schaal, LLP

## Attorneys at Law

---

1039 Monroe Avenue  
Rochester, New York 14620

September 27, 2017

Members of the Town Board of  
The Town of Brighton  
2300 Elmwood Avenue  
Rochester, New York 14618

Re: Browncroft Lighting District

This letter is provided pursuant to the provisions of Section 85.5 as required in Section 85.3(b)(2), and it is intended to be provided so that the State Comptroller may rely on the underlying representations in reviewing the formation of the proposed district.

In my capacity as Attorney to the Town of Brighton, I have examined originals or true and complete copies of those records, documents and other instruments necessary to render my opinion, including, but not limited to:

- (1) the Constitution of the State and relevant statutes, including but not limited to, Town Law Article 12 pursuant to which the application is made and the State Environmental Quality Review Act;
- (2) any petitions for the establishment of the district;
- (3) all orders and resolutions of the governing board pertaining to such application;
- (4) proof of any posting and publication of required notice;
- (5) any petitions requesting a referendum;
- (6) any certificate stating that no petition requesting a referendum was received;
- (7) any map or plan required by statute;
- (8) any proposed contracts or agreements referred to in the application; and
- (9) the application to be submitted to this office; and

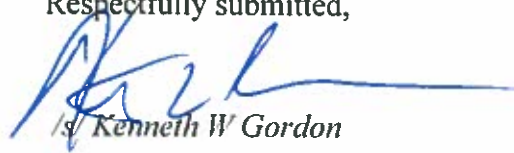
Based upon my review of all of the above, it is my opinion that:

- (1) the application to this office contains all information required by the applicable statutes and regulations;
- (2) the town, in relation to the district, for which the permission or consent of the Comptroller is sought, has undertaken all actions and proceedings required by applicable provisions of law, or at a minimum that there was no substantial or material deviation from the applicable statutes;
- (3) such district has been duly authorized by the town as required by statute except for:



- (i) obtaining the permission or consent of the Comptroller;
  - (ii) the adoption of any order or resolution required to be adopted after the Comptroller has granted such consent or permission; and
  - (iii) any publication of any notice required to be published after receipt of such consent or permission;
- (4) town officials are not aware of any material pending or threatened lawsuits or claims relating to the district for which permission or consent is being sought; and
- (5) any assessments, charges or taxes to be levied or imposed to finance the improvements or services to be provided are authorized by statute and all necessary action has been taken by the municipality to authorize the imposition or levy of such assessments, charges or taxes.

Respectfully submitted,



*/s/ Kenneth W Gordon*

Kenneth W. Gordon

Attorney to the Town

White

**PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK**

**TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:**

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

1. Petitioners propose, pursuant to Article 12 of the Town Law of the State of New York (the "Town Law"), that the Town Board establish a lighting district in the Town (to be known as the Browncroft Lighting District) in the territory listed as follows:

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

Beginning at a point, that point being the northeasterly property corner of #357 Corwin Road, Tax ID 122.08-1-3;

1. thence in a direction that is generally southerly, along the eastern property line of #357 Corwin Road (Tax ID 122.08-1-3), a distance of 16'±;
2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476±'; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
4. thence in a direction that is generally northerly, along the western property line of #243 Windemere Road (Tax ID 122.08-1-12), a distance of 15'±;
5. thence in a direction that is generally northeasterly, along the western property line within the Town of Brighton limits of #243 Windemere Road (Tax ID 122.08-1-12), #240 Windemere Road (Tax ID 122.08-1-5) and #341 Corwin Road (Tax ID 122.08-1-4), a distance of 527'±; which is a point being the northwesterly property corner of #341 Corwin Road within the Town of Brighton limits (Tax ID 122.08-1-4);
6. thence in a direction that is generally easterly, along the northerly property lines of

#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

District Parcel List:

- Corwin Road
  - 341 - T.A.N. 122.08-1-4
  - 357 - T.A.N. 122.08-1-3
  
- Windemere Road
  - 240 - T.A.N. 122.08-1-5
  - 243 - T.A.N. 122.08-1-12
  - 251 - T.A.N. 122.08-1-11
  - 259 - T.A.N. 122.08-1-10
  - 260 - T.A.N. 122.08-1-6
  - 267 - T.A.N. 122.08-1-9
  - 274 - T.A.N. 122.08-1-7
  - 291 - T.A.N. 122.08-1-8

The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID #122.08-1-4; and
- b. Real property located at 357 Corwin Road identified by Tax Map ID #122.08-1-3; and
- c. Real property located at 240 Windemere Road identified by Tax Map ID #122.08-1-5; and
- d. Real property located at 243 Windemere Road identified by Tax Map ID #122.08-1-12; and
- e. Real property located at 251 Windemere Road identified by Tax Map ID #122.08-1-11; and
- f. Real property located at 259 Windemere Road Drive identified by Tax Map ID #122.08-1-10; and
- g. Real property located at 260 Windemere Road identified by Tax Map ID #122.08-1-6; and
- h. Real property located at 267 Windemere Road identified by Tax Map ID #122.08-1-9; and

- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
  - j. Real property located at 291 Windemere Road identified by Tax Map ID # 122.08-1-8; and
2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.

7. Petitioners are the owners of the taxable real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Property Owners	Assessed Valuation
Maureen White 341 Corwin Road Rochester, NY 14610	<u>\$158,000.00</u>

Petitioners are the resident owner of the real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Resident Property Owners	Assessed Valuation
Maureen White 341 Corwin Road Rochester, NY 14610	<u>\$158,000.00</u>

WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a drainage district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such drainage district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: October 8 2016

Maureen White  
Maureen White

STATE OF NEW YORK )

COUNTY OF MONROE )ss.:  
)

On this 8<sup>th</sup> day of October 2016, before me, the undersigned, personally appeared Maureen White, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

TRACEY A. EASTERLY  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01EA6089551  
Qualified in Monroe County  
My Commission Expires March 24, 2019.

  
Notary Public

**PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK**

**TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:**

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

1. Petitioners propose, pursuant to Article 12 of the Town Law of the State of New York (the "Town Law"), that the Town Board establish a lighting district in the Town (to be known as the Browncroft Lighting District) in the territory listed as follows:

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

Beginning at a point, that point being the northeasterly property corner of #357 Corwin Road, Tax ID 122.08-1-3;

1. thence in a direction that is generally southerly, along the eastern property line of #357 Corwin Road (Tax ID 122.08-1-3), a distance of 16'±;
2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476±'; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
4. thence in a direction that is generally northerly, along the western property line of #243 Windemere Road (Tax ID 122.08-1-12), a distance of 15'±;
5. thence in a direction that is generally northeasterly, along the western property line within the Town of Brighton limits of #243 Windemere Road (Tax ID 122.08-1-12), #240 Windemere Road (Tax ID 122.08-1-5) and #341 Corwin Road (Tax ID 122.08-1-4), a distance of 527'±; which is a point being the northwesterly property corner of #341 Corwin Road within the Town of Brighton limits (Tax ID 122.08-1-4);
6. thence in a direction that is generally easterly, along the northerly property lines of

#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

District Parcel List:

- Corwin Road
  - 341 - T.A.N. 122.08-1-4
  - 357 - T.A.N. 122.08-1-3
  
- Windemere Road
  - 240 - T.A.N. 122.08-1-5
  - 243 - T.A.N. 122.08-1-12
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  - 259 - T.A.N. 122.08-1-10
  - 260 - T.A.N. 122.08-1-6
  - 267 - T.A.N. 122.08-1-9
  - 274 - T.A.N. 122.08-1-7
  - 291 - T.A.N. 122.08-1-8

The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID # 122.08-1-4; and
- b. Real property located at 357 Corwin Road identified by Tax Map ID # 122.08-1-3; and
- c. Real property located at 240 Windemere Road identified by Tax Map ID # 122.08-1-5; and
- d. Real property located at 243 Windemere Road identified by Tax Map ID # 122.08-1-12; and
- e. Real property located at 251 Windemere Road identified by Tax Map ID # 122.08-1-11; and
- f. Real property located at 259 Windemere Road Drive identified by Tax Map ID # 122.08-1-10; and
- g. Real property located at 260 Windemere Road identified by Tax Map ID # 122.08-1-6; and
- h. Real property located at 267 Windemere Road identified by Tax Map ID # 122.08-1-9; and



- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
  - j. Real property located at 291 Windemere Road identified by Tax Map ID # 122.08-1-8; and
2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.

7. Petitioners are the owners of the taxable real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Property Owners	Assessed Valuation
Jefferson & Alleen Fraser 357 Corwin Road Rochester, NY 14610	<u>\$137,000.00</u>

Petitioners are the resident owner of the real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Resident Property Owners	Assessed Valuation
Jefferson & Alleen Fraser 357 Corwin Road Rochester, NY 14610	<u>\$137,000.00</u>

WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a drainage district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such drainage district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: Oct. 8, 2016

  
Jefferson Fraser

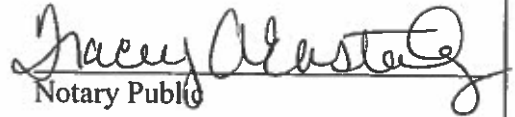
  
Alleen Fraser

STATE OF NEW YORK )

COUNTY OF MONROE )ss.:  
)

On this 8<sup>th</sup> day of October, 2016, before me, the undersigned, personally appeared Jefferson & Alleen Fraser, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

**TRACEY A. EASTERLY**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 01EA6089551**  
**Qualified In Monroe County**  
**My Commission Expires March 24, 2019**

  
Notary Public

PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK

TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

1. Petitioners propose, pursuant to Article 12 of the Town Law of the State of New York (the "Town Law"), that the Town Board establish a lighting district in the Town (to be known as the Browncroft Lighting District) in the territory listed as follows:

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

Beginning at a point, that point being the northeasterly property corner of #357 Corwin Road, Tax ID 122.08-1-3;

1. thence in a direction that is generally southerly, along the eastern property line of #357 Corwin Road (Tax ID 122.08-1-3), a distance of 16'±;
2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476'±; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
4. thence in a direction that is generally northerly, along the western property line of #243 Windemere Road (Tax ID 122.08-1-12), a distance of 15'±;
5. thence in a direction that is generally northeasterly, along the western property line within the Town of Brighton limits of #243 Windemere Road (Tax ID 122.08-1-12), #240 Windemere Road (Tax ID 122.08-1-5) and #341 Corwin Road (Tax ID 122.08-1-4), a distance of 527'±; which is a point being the northwesterly property corner of #341 Corwin Road within the Town of Brighton limits (Tax ID 122.08-1-4);
6. thence in a direction that is generally easterly, along the northerly property lines of

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TOWN OF BRIGHTON  
DEPT. OF PUBLIC WORKS

#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

District Parcel List:

- Corwin Road
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  - 357 - T.A.N. 122.08-1-3
  
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  - 259 - T.A.N. 122.08-1-10
  - 260 - T.A.N. 122.08-1-6
  - 267 - T.A.N. 122.08-1-9
  - 274 - T.A.N. 122.08-1-7
  - 291 - T.A.N. 122.08-1-8

The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID # 122.08-1-4; and
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- e. Real property located at 251 Windemere Road identified by Tax Map ID # 122.08-1-11; and
- f. Real property located at 259 Windemere Road Drive identified by Tax Map ID # 122.08-1-10; and
- g. Real property located at 260 Windemere Road identified by Tax Map ID # 122.08-1-6; and
- h. Real property located at 267 Windemere Road identified by Tax Map ID # 122.08-1-9; and

- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
  - j. Real property located at 291 Windemere Road identified by Tax Map ID # 122.08-1-8; and
2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.

7. Petitioners are the owners of the taxable real property situate in the proposed lighting district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:


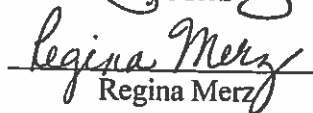
Names and addresses of Property Owners	Assessed Valuation
Gary & Regina Merz 240 Windemere Road Rochester, NY 14610	<u>\$20,000.00</u>

Petitioners are the resident owner of the real property situate in the proposed lighting district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Resident Property Owners	Assessed Valuation
Gary & Regina Merz 240 Windemere Road Rochester, NY 14610	<u>\$20,000.00</u>

WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a lighting district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such lighting district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: 10/8, 2016

  
\_\_\_\_\_  
Gary Merz  
  
\_\_\_\_\_  
Regina Merz

STATE OF NEW YORK                    )  
  )ss.:  
COUNTY OF MONROE                 )

On this 8 day of October, 2016, before me, the undersigned, personally appeared Gary & Regina Merz, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

*Kaylee Anne Kilpatrick*  
Notary Public

KAYLEE ANNE KILPATRICK  
Notary Public, State of New York  
No. 01K16344157  
Qualified in Monroe County  
Commission Expires 06/27/2020



**PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK**

**TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:**

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

1. Petitioners propose, pursuant to Article 12 of the Town Law of the State of New York (the "Town Law"), that the Town Board establish a lighting district in the Town (to be known as the Browncroft Lighting District) in the territory listed as follows:

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

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2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476'±; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
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6. thence in a direction that is generally easterly, along the northerly property lines of

#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

**District Parcel List:**

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2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
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7. Petitioners are the owners of the taxable real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Property Owners	Assessed Valuation
Marie Van Graafeiland 274 Windemere Road Rochester, NY 14610	<u>\$264,000.00</u>

Petitioners are the resident owner of the real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

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WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a drainage district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such drainage district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: October 6, 2016

  
Marie Van Graafeiland

STATE OF NEW YORK )

COUNTY OF MONROE )ss.:  
)

Marie  
Van Graafeiland

On this 6th day of October, 2016, before me, the undersigned, personally appeared ~~Carolyn Lawson~~, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

  
Notary Public

ROHINI DALIYA  
Notary Public, State of New York  
No. 01DA6206487  
Qualified in Monroe County  
Commission Expires May 18, 2017

**PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK**

TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

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  - 357 - T.A.N. 122.08-1-3
  
- Windemere Road
  - 240 - T.A.N. 122.08-1-5
  - 243 - T.A.N. 122.08-1-12
  - 251 - T.A.N. 122.08-1-11
  - 259 - T.A.N. 122.08-1-10
  - 260 - T.A.N. 122.08-1-6
  - 267 - T.A.N. 122.08-1-9
  - 274 - T.A.N. 122.08-1-7
  - 291 - T.A.N. 122.08-1-8

The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID # 122.08-1-4; and
- b. Real property located at 357 Corwin Road identified by Tax Map ID # 122.08-1-3; and
- c. Real property located at 240 Windemere Road identified by Tax Map ID # 122.08-1-5; and
- d. Real property located at 243 Windemere Road identified by Tax Map ID # 122.08-1-12; and
- e. Real property located at 251 Windemere Road identified by Tax Map ID # 122.08-1-11; and
- f. Real property located at 259 Windemere Road Drive identified by Tax Map ID # 122.08-1-10; and
- g. Real property located at 260 Windemere Road identified by Tax Map ID # 122.08-1-6; and
- h. Real property located at 267 Windemere Road identified by Tax Map ID # 122.08-1-9; and

- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
  - j. Real property located at 291 Windemere Road identified by Tax Map ID # 122.08-1-8; and
2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.



7. Petitioners are the owners of the taxable real property situated in the proposed lighting district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

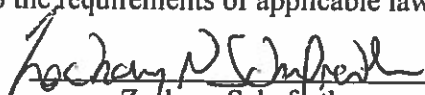
Names and addresses of Property Owners	Assessed Valuation
Zachary & Jennifer Schafrath 251 Windemere Road Rochester, NY 14610	<u>\$214,000.00</u>

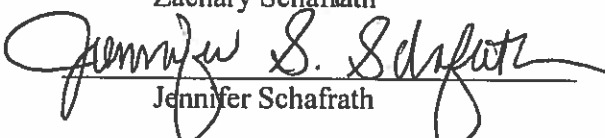
Petitioners are the resident owner of the real property situated in the proposed lighting district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Resident Property Owners	Assessed Valuation
Zachary & Jennifer Schafrath 251 Windemere Road Rochester, NY 14610	<u>\$214,000.00</u>

WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a lighting district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such lighting district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: 10/06/ 2016

  
Zachary Schafrath

  
Jennifer Schafrath

STATE OF NEW YORK )

COUNTY OF MONROE )ss.:  
)

On this 16<sup>th</sup> day of October, 2016, before me, the undersigned, personally appeared Zachary & Jennifer Schafrath, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

TRACEY A. EASTERLY  
NOTARY PUBLIC - STATE OF NEW YORK  
No. 01E46089551  
Qualified in Monroe County  
My Commission Expires March 24, 2019

  
Notary Public

**PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK**

TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

1. Petitioners propose, pursuant to Article 12 of the Town Law of the State of New York (the "Town Law"), that the Town Board establish a lighting district in the Town (to be known as the Browncroft Lighting District) in the territory listed as follows:

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

Beginning at a point, that point being the northeasterly property corner of #357 Corwin Road, Tax ID 122.08-1-3;

1. thence in a direction that is generally southerly, along the eastern property line of #357 Corwin Road (Tax ID 122.08-1-3), a distance of 16'±;
2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476±'; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
4. thence in a direction that is generally northerly, along the western property line of #243 Windemere Road (Tax ID 122.08-1-12), a distance of 15'±;
5. thence in a direction that is generally northeasterly, along the western property line within the Town of Brighton limits of #243 Windemere Road (Tax ID 122.08-1-12), #240 Windemere Road (Tax ID 122.08-1-5) and #341 Corwin Road (Tax ID 122.08-1-4), a distance of 527'±; which is a point being the northwesterly property corner of #341 Corwin Road within the Town of Brighton limits (Tax ID 122.08-1-4);
6. thence in a direction that is generally easterly, along the northerly property lines of

#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

**District Parcel List:**

- **Corwin Road**
  - 341 - T.A.N. 122.08-1-4
  - 357 - T.A.N. 122.08-1-3
  
- **Windemere Road**
  - 240 - T.A.N. 122.08-1-5
  - 243 - T.A.N. 122.08-1-12
  - 251 - T.A.N. 122.08-1-11
  - 259 - T.A.N. 122.08-1-10
  - 260 - T.A.N. 122.08-1-6
  - 267 - T.A.N. 122.08-1-9
  - 274 - T.A.N. 122.08-1-7
  - 291 - T.A.N. 122.08-1-8

The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID # #122.08-1-4; and
- b. Real property located at 357 Corwin Road identified by Tax Map ID # #122.08-1-3; and
- c. Real property located at 240 Windemere Road identified by Tax Map ID # #122.08-1-5; and
- d. Real property located at 243 Windemere Road identified by Tax Map ID # 122.08-1-12; and
- e. Real property located at 251 Windemere Road identified by Tax Map ID # 122.08-1-11; and
- f. Real property located at 259 Windemere Road Drive identified by Tax Map ID # 122.08-1-10; and
- g. Real property located at 260 Windemere Road identified by Tax Map ID # 122.08-1-6; and
- h. Real property located at 267 Windemere Road identified by Tax Map ID # 122.08-1-9; and

- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
  - j. Real property located at 291 Windemere Road identified by Tax Map ID # 122.08-1-8; and
2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.

7. Petitioners are the owners of the taxable real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Property Owners	Assessed Valuation
Robert & Judene Scheidt 259 Windemere Road Rochester, NY 14610	<u>\$270,000.00</u>

Petitioners are the resident owner of the real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Resident Property Owners	Assessed Valuation
Robert & Judene Scheidt 259 Windemere Road Rochester, NY 14610	<u>\$270,000.00</u>

WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a drainage district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such drainage district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: 10/06, 2016

  
\_\_\_\_\_  
Robert Scheidt

  
\_\_\_\_\_  
Judene Scheidt

STATE OF NEW YORK )

COUNTY OF MONROE )ss.:  
)

On this 6<sup>th</sup> day of October 2016, before me, the undersigned, personally appeared Robert & Judene Scheidt, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

**TRACEY A. EASTERLY**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 01EA6089551**  
**Qualified in Monroe County**  
**My Commission Expires March 24, 2019**

  
Notary Public

**PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK**

TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

1. Petitioners propose, pursuant to Article 12 of the Town Law of the State of New York (the "Town Law"), that the Town Board establish a lighting district in the Town (to be known as the Browncroft Lighting District) in the territory listed as follows:

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

Beginning at a point, that point being the northeasterly property corner of #357 Corwin Road, Tax ID 122.08-1-3;

1. thence in a direction that is generally southerly, along the eastern property line of #357 Corwin Road (Tax ID 122.08-1-3), a distance of 16'±;
2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476'±; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
4. thence in a direction that is generally northerly, along the western property line of #243 Windemere Road (Tax ID 122.08-1-12), a distance of 15'±;
5. thence in a direction that is generally northeasterly, along the western property line within the Town of Brighton limits of #243 Windemere Road (Tax ID 122.08-1-12), #240 Windemere Road (Tax ID 122.08-1-5) and #341 Corwin Road (Tax ID 122.08-1-4), a distance of 527'±; which is a point being the northwesterly property corner of #341 Corwin Road within the Town of Brighton limits (Tax ID 122.08-1-4);
6. thence in a direction that is generally easterly, along the northerly property lines of



#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

District Parcel List:

- Corwin Road
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- Windemere Road
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  - 259 - T.A.N. 122.08-1-10
  - 260 - T.A.N. 122.08-1-6
  - 267 - T.A.N. 122.08-1-9
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The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID #122.08-1-4; and
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- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
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2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.

7. Petitioners are the owners of the taxable real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:


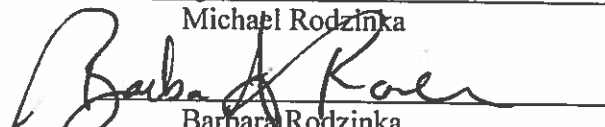
Names and addresses of Property Owners	Assessed Valuation
Michael & Barbara Rodzinka 267 Windemere Road Rochester, NY 14610	<u>\$215,000.00</u>

Petitioners are the resident owner of the real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

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WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a drainage district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such drainage district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

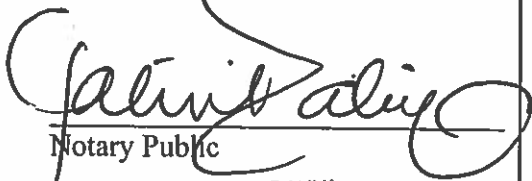
Dated: 12 28, 2016

  
\_\_\_\_\_  
Michael Rodzinka  
  
\_\_\_\_\_  
Barbara Rodzinka

STATE OF NEW YORK )

COUNTY OF MONROE )  
 )ss.:

On this 28<sup>th</sup> day of DECEMBER, 2016, before me, the undersigned, personally appeared Michael & Barbara Rodzinka, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.



Notary Public

ROHINI DALIYA  
Notary Public, State of New York  
No. 01DA6206487  
Qualified in Monroe County  
Commission Expires May 18, 2017

**SIGNATURE/NAME AFFIDAVIT AND AKA STATEMENT**

DATE: March 10, 2017

THIS IS TO CERTIFY THAT MY LEGAL SIGNATURE IS AS WRITTEN AND TYPED BELOW.

Barbara A. Rodzinka  
(Print or Type Name)

Barbara A. Rodzinka  
Signature

**AKA STATEMENT**

I, Barbara A. Rodzinka

certify that I am also known as:

Barbara A. Lembo  
Print Name (Variation)

Barbara A. Lembo  
Sample Signature (Variation)

\_\_\_\_\_  
Print Name (Variation)

\_\_\_\_\_  
Sample Signature (Variation)

\_\_\_\_\_  
Print Name (Variation)

\_\_\_\_\_  
Sample Signature (Variation)

STATE OF NEW YORK    )  
  ) ss  
COUNTY OF MONROE    )

Subscribed and sworn to before me this 10th day of March, 2017, by Barbara Ann Rodzinka, personally known to me or proved to me on the basis of satisfactory evidence to be the person who appeared before me.

Margaret Green Lull  
Notary Public

MARGARET GREEN LULL  
Notary Public - State of New York  
Monroe County, License 01LU6154299  
Commission Expires October 23, 2018

RECEIVED  
NOV 21 2015  
TOWN OF BRIGHTON  
DEPT. OF PUBLIC WORKS

PETITION FOR CREATION OF STREET LIGHTING DISTRICT PURSUANT TO  
ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK

TO THE TOWN BOARD OF THE TOWN OF BRIGHTON, COUNTY OF MONROE, STATE  
OF NEW YORK:

The undersigned (collectively, "Petitioners" and each a "Petitioner"), being the owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town of Brighton, Monroe County, New York (the "Town"), aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, and the resident owners of the taxable real property situate in the lighting district hereinafter described and proposed to be established in the Town, aggregating at least one-half of the assessed valuation of all the taxable real property owned by resident owners of said proposed district, as shown upon the latest completed assessment roll of said Town, does hereby petition the Town Board of the Town (the "Town Board") as follows:

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#341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

District Parcel List:

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The parcels of real property contained within the proposed Browncroft Street Lighting District (is) (are) as follows:

- a. Real property located at 341 Corwin Road identified by Tax Map ID #122.08-1-4; and
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- c. Real property located at 240 Windemere Road identified by Tax Map ID #122.08-1-5; and
- d. Real property located at 243 Windemere Road identified by Tax Map ID # 122.08-1-12; and
- e. Real property located at 251 Windemere Road identified by Tax Map ID # 122.08-1-11; and
- f. Real property located at 259 Windemere Road Drive identified by Tax Map ID # 122.08-1-10; and
- g. Real property located at 260 Windemere Road identified by Tax Map ID # 122.08-1-6; and
- h. Real property located at 267 Windemere Road identified by Tax Map ID # 122.08-1-9; and

- i. Real property located at 274 Windemere Road identified by Tax Map ID # 122.08-1-7; and
  - j. Real property located at 291 Windemere Road identified by Tax Map ID # 122.08-1-8; and
2. Said properties are located wholly in the Town and are outside of any city or incorporated village.
3. Attached hereto and made a part hereof as Appendix A is a map and general plan showing the boundaries of the proposed lighting district, as well as each proposed light fixture, light pole, electric line and other public works (if any), together with their location, within such proposed district.
4. The map and general plan attached hereto and made a part hereof as Appendix A was prepared by Michael E. Guyon, Town of Brighton Town Engineer, with offices located at 2300 Elmwood Avenue, Rochester, NY 14618, a competent engineer duly licensed by the State of New York.
5. The maximum amount proposed to be expended for the construction and acquisition of the above described improvement is \$54,100, all or a portion of which shall be financed by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor.
6. The assessed valuation of all the taxable real property situate in the proposed lighting district, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000. The assessed valuation of all the taxable real property situate in the proposed lighting district, owned by resident owners thereof, as such valuations appear upon the latest completed assessment roll of the Town is \$1,825,000.



7. Petitioners are the owners of the taxable real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Property Owners	Assessed Valuation
Brandi Fletcher 291 Windemere Road Rochester, NY 14610	<u>\$180,000.00</u>

Petitioners are the resident owner of the real property situated in the proposed drainage district aggregating at least one-half of the assessed valuation of all the taxable real property of said proposed district owned by resident owners, as shown upon the latest completed assessment roll of said Town, which property according to the latest completed assessment roll of the Town shows the assessed valuations respectively set out next to the name of each Petitioner as follows:

Names and addresses of Resident Property Owners	Assessed Valuation
Brandi Fletcher 291 Windemere Road Rochester, NY 14610	<u>\$180,000.00</u>

WHEREFORE, the undersigned Petitioner respectfully requests that, pursuant to Article 12 of the Town Law, the Town Board of the Town of Brighton establish a drainage district hereinabove proposed and that the Town Board take such actions as required under Article 12 of the Town Law to effectuate the establishment of such drainage district, including, but not limited to, the scheduling of a public hearing thereon to be held according to the requirements of applicable law.

Dated: 10/28, 2016

  
Brandi Fletcher

STATE OF NEW YORK )

COUNTY OF MONROE )ss.:  
)

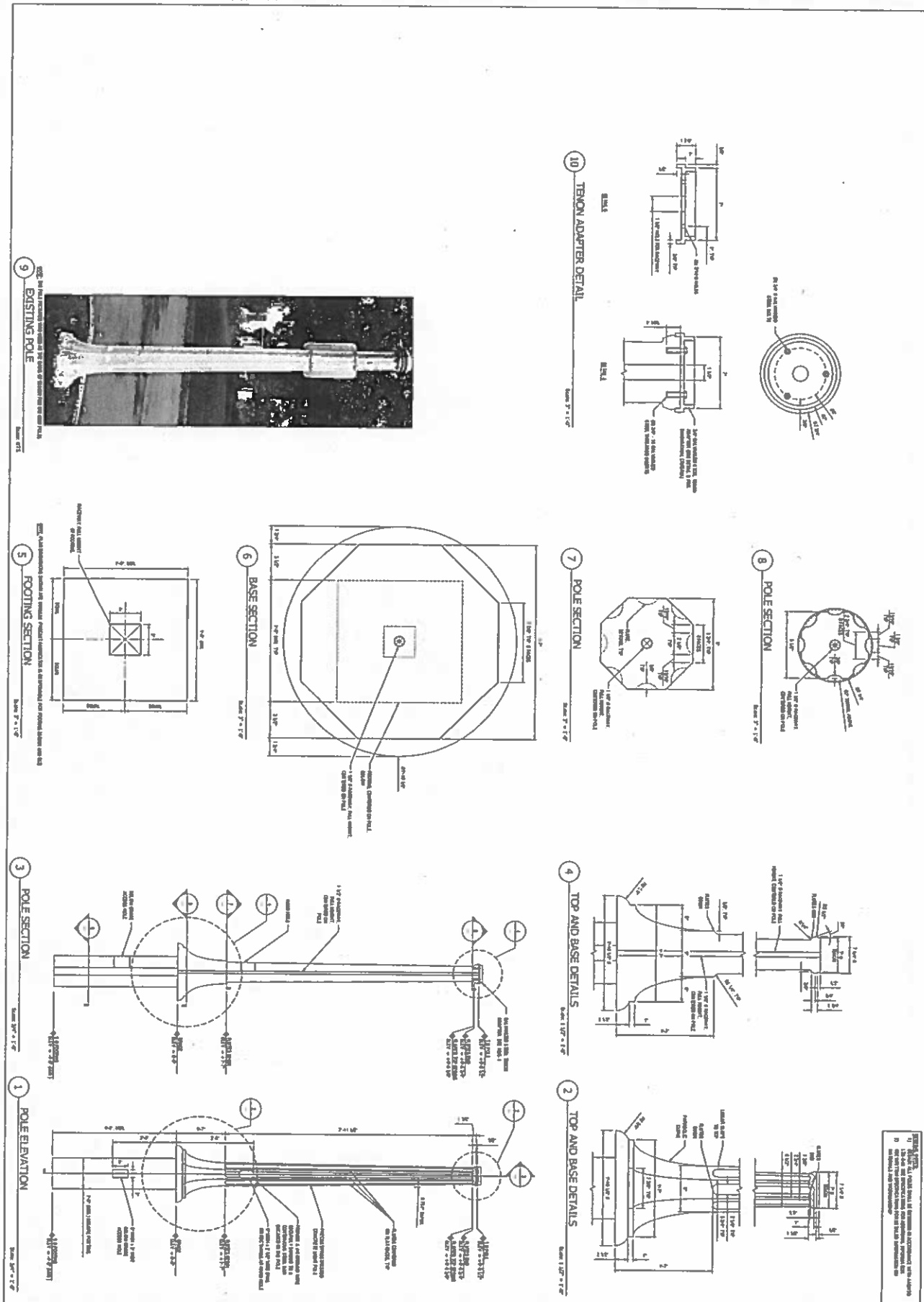
On this 28<sup>th</sup> day of October, 2016, before me, the undersigned, personally appeared Brandi Fletcher, to me known or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.



Notary Public

ARLENE K. GRIFFIN COYNE  
Notary Public, State of New York  
No. 01GR6318934  
Qualified in Monroe County  
Commission Expires Feb. 2, 2019





1. ALL DIMENSIONS ARE IN FEET AND INCHES UNLESS OTHERWISE SPECIFIED.  
2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE SPECIFIED.  
3. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE SPECIFIED.  
4. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE SPECIFIED.  
5. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE SPECIFIED.

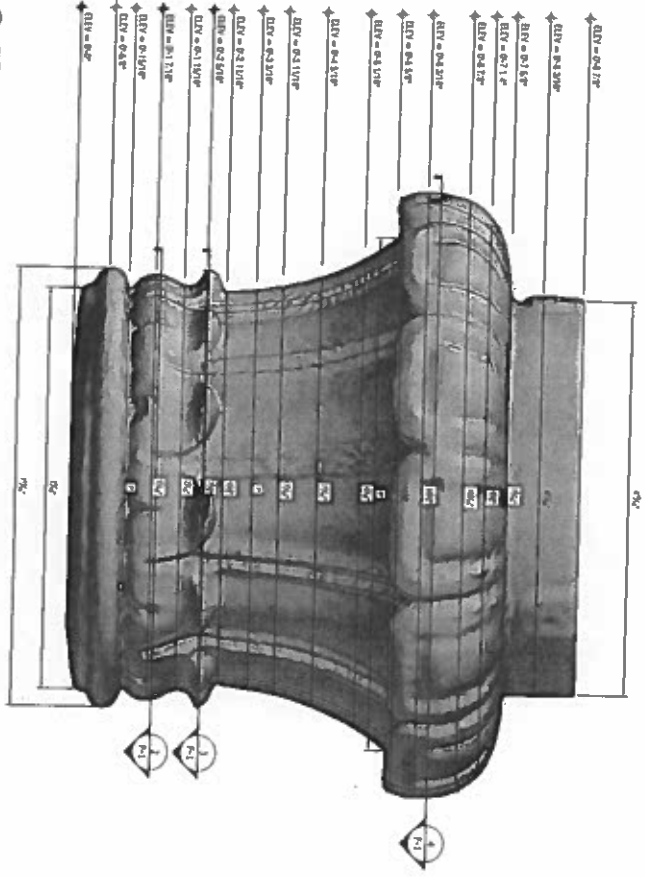
<p>1 OF 1</p> <p style="font-size: 2em;">S-1</p>	<p>PROPOSED FIELD</p> <p><b>LIGHT POLE ELEVATIONS, SECTIONS AND DETAILS</b></p>	<table border="1"> <tr> <td>DESIGNED</td> <td>4/24/2014</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>CHECKED</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>DRAWN</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>SCALE</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>PROJECT NO.</td> <td>10/2014</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>PROJECT TITLE</td> <td>NEW CONCRETE LIGHT POLES</td> <td></td> <td></td> <td></td> <td></td> </tr> </table>	DESIGNED	4/24/2014					CHECKED						DRAWN						SCALE						PROJECT NO.	10/2014					PROJECT TITLE	NEW CONCRETE LIGHT POLES					<p>City of Rochester Department of Environmental Services Bureau of Architects and Engineering Architectural Services Section</p>	<p><b>LABELLA</b> ARCHITECTS</p> <p>280 STATE STREET ROCHESTER, NY 14614 P: (585) 464-6115 F: (585) 464-3000 www.labellacorp.com Labela Project No. 210261.13</p>
	DESIGNED	4/24/2014																																						
	CHECKED																																							
DRAWN																																								
SCALE																																								
PROJECT NO.	10/2014																																							
PROJECT TITLE	NEW CONCRETE LIGHT POLES																																							

5 ISOMETRIC VIEW OF HOUSING



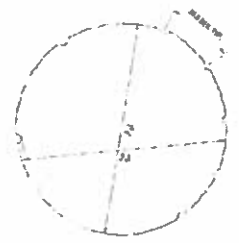
Scale: 1/4" = 1'-0"

1 ELEVATION OF HOUSING



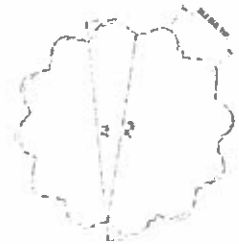
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4 SECTION THROUGH HOUSING



Scale: 1/4" = 1'-0"

3 SECTION THROUGH HOUSING



Scale: 1/4" = 1'-0"

2 SECTION THROUGH HOUSING



Scale: 1/4" = 1'-0"

F-1

DECORATIVE GLOBE LUMINAIRE HOUSING

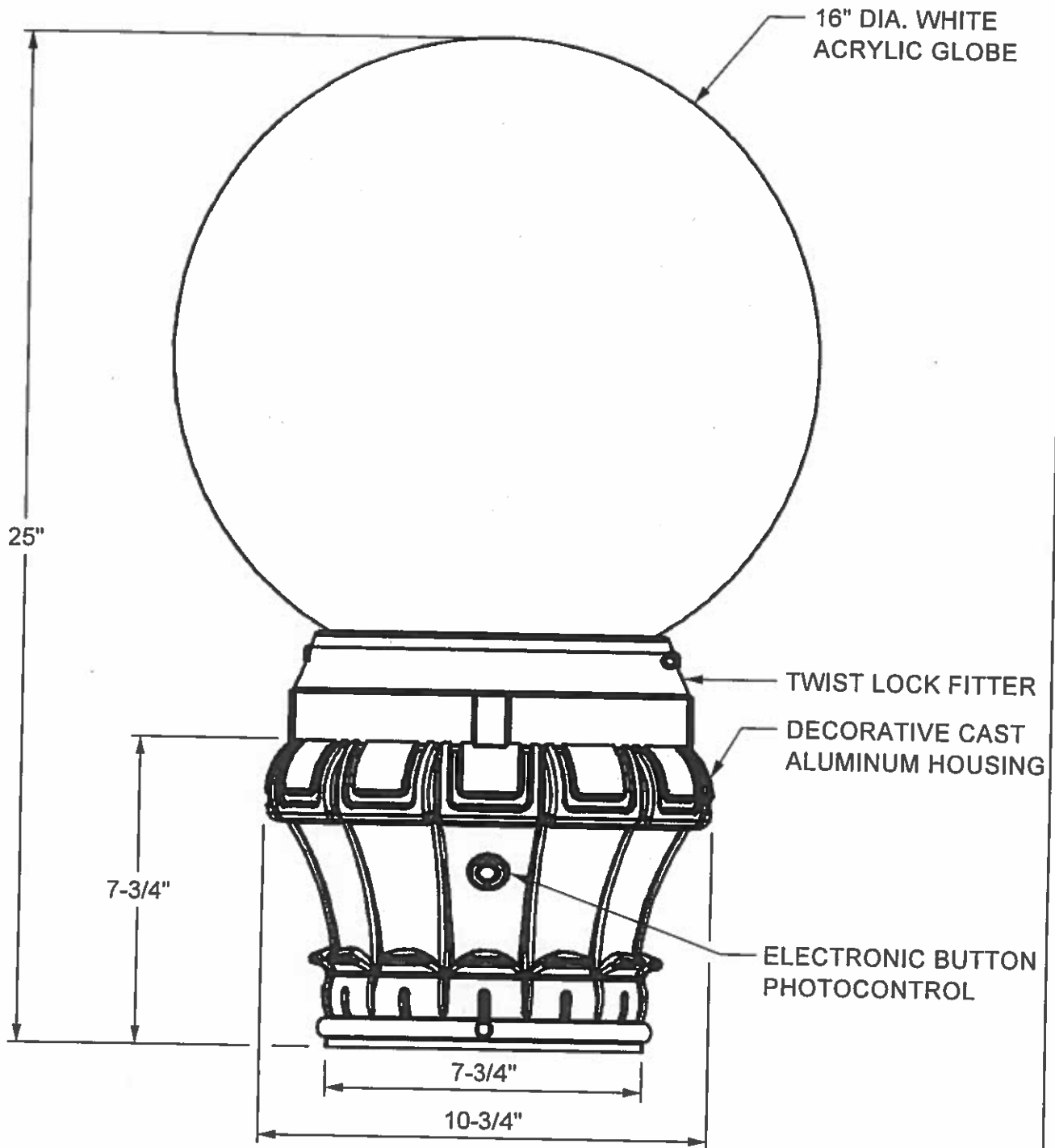
REV	DATE	BY	CHKD	APP'D

PROJECT: NEW CONCRETE POLE LIGHTS  
City of Rochester, NY 14614

City of Rochester  
Department of Environmental Services  
Bureau of Architecture and Engineering

**LABELIA**  
ARCHITECTS, P.C.

200 STATE STREET  
ROCHESTER, NY 14614  
P: (585) 454-4110  
F: (585) 454-3008  
www.labelia.com  
Labelia Project No. 140061.15



CITY OF ROCHESTER	
DECORATIVE GLOBE LUMINAIRE	
ISSUED	1-27-14
REVISED	STD. DWG. NO. L-1

**Schedule 'A'**  
**Description of Proposed Street Lighting District**  
**on**  
**Corwin Road and Windemere Road**  
**of the**  
**Browncroft Subdivision**

All that tract or parcel of land being a part of Town Lot 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Township 13, Range 7, 2nd Division, Town of Brighton, County of Monroe, State of New York, and being more or less bounded and described as follows:

Beginning at a point, that point being the northeasterly property corner of #357 Corwin Road, Tax ID 122.08-1-3;

1. thence in a direction that is generally southerly, along the eastern property line of #357 Corwin Road (Tax ID 122.08-1-3), a distance of 16'±;
2. thence in a direction that is generally southeasterly, along the eastern property lines of #357 Corwin Road (Tax ID 122.08-1-3), #274 Windemere Road (Tax ID 122.08-1-7) and #291 Windemere Road (Tax ID 122.08-1-8), a distance of 476'±; which is a point being the southeasterly property corner of 291 Windemere Road (Tax ID 122.08-1-8);
3. thence in a direction that is generally westerly, along the southern property lines of #291 Windemere Road (Tax ID 122.08-1-8), #267 Windemere Road (Tax ID 122.08-1-9), #259 Windemere Road (Tax ID 122.08-1-10), #251 Windemere Road (Tax ID 122.08-1-11) and 243 Windemere Road (Tax ID 122.08-1-12), a distance of 454'±; which is a point being the southwesterly property corner of 243 Windemere Road (Tax ID 122.08-1-12);
4. thence in a direction that is generally northerly, along the western property line of #243 Windemere Road (Tax ID 122.08-1-12), a distance of 15'±;
5. thence in a direction that is generally northeasterly, along the western property line within the Town of Brighton limits of #243 Windemere Road (Tax ID 122.08-1-12), #240 Windemere Road (Tax ID 122.08-1-5) and #341 Corwin Road (Tax ID 122.08-1-4), a distance of 527'±; which is a point being the northwesterly property corner of #341 Corwin Road within the Town of Brighton limits (Tax ID 122.08-1-4);
6. thence in a direction that is generally easterly, along the northerly property lines of #341 Corwin Road (Tax ID 122.08-1-4) and #357 Corwin Road (Tax ID 122.08-1-3), a distance of 127'±; which is the point of beginning, having an area of 136,245 square feet, 3.24 acres.

**District Parcel List:**

- Corwin Road
  - 341 - T.A.N. 122.08-1-4
  - 357 - T.A.N. 122.08-1-3
- Windemere Road
  - 240 - T.A.N. 122.08-1-5

- 243 - T.A.N. 122.08-1-12
- 251 - T.A.N. 122.08-1-11
- 259 - T.A.N. 122.08-1-10
- 260 - T.A.N. 122.08-1-6
- 267 - T.A.N. 122.08-1-9
- 274 - T.A.N. 122.08-1-7
- 291 - T.A.N. 122.08-1-8





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**Municipal  
Solutions, Inc.**

Municipal Financial Advisors

---

Suzanno Zaso, Director of Finance  
Town of Brighton  
2300 Elmwood Avenue  
Rochester, New York 14618

September 26, 2017

Dear Ms. Zaso:

I have had the opportunity to review several financing alternatives available to the Town to finance the Town's \$54,042 proposed Browncroft Subdivision Lighting District project.

Because of the rather small size of this proposed transaction and the anticipated financing period of up to 30-years to amortize the debt, it will be extremely difficult to finance this project at reasonable and affordable rates and terms of the life of the project financing. The most viable financing alternative available to the Town, at this time, is to finance the project by issuing a series of bond anticipation notes to one of the Town's authorized reserve funds as an authorized temporary investment of available funds of the reserve as specified under GML Section 1.1.

I suggest using a series of rolling Bond Anticipation Notes (BANs) renewed on an annual basis from proceeds available, but not immediately needed by the reserve fund making the investment. The BAN will be callable at any time so the reserve funds will be available should they suddenly be needed with the anticipation that another qualified reserve fund would purchase a BAN renewal from the reserve fund that needs the cash to pay expenses for which the reserve fund was established.

I am attaching an analysis that looks at the projected costs associated with financing the project using rolling BANs for up to a 30-year period. The estimated amortization rates have been increased an average of 25 basis points above current conventional bond market interest rates to accommodate the effects of any upcoming Federal Reserve Fed Funds rate increase.

I have included a BAN rate history from 1977 to the present that show over the last 10 years the average interest rates on BANs has been 1.46% and for the last 20 years has been 2.22% - a very low interest rate compared to long-term financing. Since the Street Lighting District's debt will be issued as an assessable improvement, the Town can renew the BANs for the entire life of the project.

The map, plan and report prepared for the proposed district estimates that a \$54,042 capital project will result in an annual debt service charge to the District users of \$322.00. I recommend this amount, adjusted for the actual final project costs, be collected by the Town for debt services payments. I am attaching an estimated debt service schedule that assumed an average debt service payment collected from the District users of \$3,220 annually.

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*Municipal Solutions, Inc. is a Member of the National Association of Municipal Advisors*

62 Main Street, LeRoy, NY 14482 Phone: 585-768-2136 Fax: 585-768-2133  
2528 State Route 21, Canandaigua, NY 14424 Phone: 585-394-4090 Fax: 585-394-4092  
[www.municipalsolution.com](http://www.municipalsolution.com)

Page 2.

Suzanne Zaso, Director of Finance  
September 26, 2017

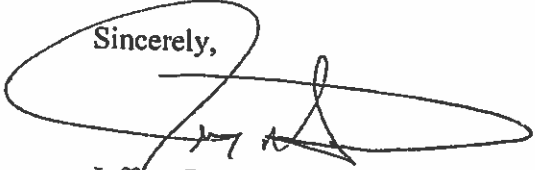
In those years when BAN rates are below the estimated interest rates in the attached debt service schedule projection, extra principal payments could be made against the outstanding BAN principal, thereby reducing future debt service payments and lowering the net debt service interest costs to the users.

I also recommend the Town budget enough money in the street lighting district's future annual operation and maintenance budgets to allow for the accumulation of sufficient fund balance levels which could be utilized to help offset possible future increased BAN interest costs that could occur in the future if interest rates increase above the estimated rates contained in the attached projected debt service schedule.

I feel the Town should begin financing the street lighting project using BANs issued to one of its qualified reserve funds using fixed annual contributions until the debt has been extinguished.

I would be available to speak to you in more detail on various approaches to financing this project anytime. Feel free to give me a call at 716-560-0688 if you would like to arrange a meeting.

Sincerely,



Jeffrey R. Smith, President  
Municipal Solutions, Inc.

Enc.

BAN INTEREST RATE SUMMARY HISTORY - 1976 - 2017

<u>DATE</u>	<u>RATE</u>
6/10/1977	5.50%
6/9/1978	6.00%
6/15/1979	6.00%
6/13/1980	6.75%
6/12/1981	7.00%
6/11/1982	9.45%
6/10/1983	9.45%
6/8/1984	6.25%
6/7/1985	7.15%
6/6/1986	5.59%
6/5/1987	4.74%
6/3/1988	5.09%
6/2/1989	6.50%
6/1/1990	7.15%
5/31/1991	6.35%
5/29/1992	2.90%
5/28/1993	3.37%
9/13/1994	4.45%
6/5/1995	4.03%
6/19/1996	3.93%
2/27/96-5/27/97	3.75%
5/27/97-4/15/98	4.09%
4/15/98-4/15/99	3.79%
4/15/99-4/15/00	3.19%
4/15/00-4/12/01	4.61%
4/12/01-4/11/02	3.18%
4/11/02-4/10/03	2.43%
4/10/03-4/08/04	1.24%
4/08/04-4/07/05	1.08%
4/07/05-4/06/06	2.84%
4/06/06-4/07/07	3.74%
4/07/07-4/03/08	3.68%
4/03/08-4/02/09	2.30%
4/02/09-4/01/10	2.10%
4/01/10-4/01/11	1.46%
3/30/11-3/29/12	1.45%
3/29/12-3/27/13	1.73%
3/27/13-3/26/14	0.64%
3/26/14-3/26/15	1.12%
3/26/15-3/26/16	0.90%
3/26/16-3/26/17	1.36%
2/23/17-2/22/18	<u>1.53%</u>
Average Rate =	4.04%
	3.97%
Average Rate =	1.46%
Median Rate =	1.46%
Average Rate =	2.22%
Median Rate =	1.92%
	All 42 Years
	Without 1982 & 1983
	Last 10 Years
	Last 10 Years
	Last 20 Years
	Last 20 Years

Proposed \$54,042 - 28 year Rolling BAN Maturity Schedule  
(Level Debt)

Prepared For: Town of Brighton  
 Prepared By: Municipal Solutions, Inc.  
 Project: Browncroft Street Lighting District  
 Date to Borrow: November 2017  
 Amount Borrowed: \$54,042

Special Assessment Collected from Users Each Year = \$3,200

FY Ending	Principal Payment	Amount Outstanding	Annual Interest Rate	Interest Expense	Debt Service	Unpaid Principal Bal.	Designated Fund Balance Allocation	Designated Fund Bal (assuming 1.5% interest per year)
		\$54,042						
2018	1,942	52,100	1.95%	\$1,054	\$2,996	\$52,100	\$204	\$214
2019	2,000	50,100	2.10%	1,094	3,094	50,100	\$106	336
2020	2,000	48,100	2.25%	1,127	3,127	48,100	\$73	430
2021	2,000	46,100	2.25%	1,082	3,082	46,100	\$118	575
2022	2,000	44,100	2.35%	1,083	3,083	44,100	\$117	726
2023	2,000	42,100	2.50%	1,103	3,103	42,100	\$98	865
2024	2,000	40,100	2.50%	1,053	3,053	40,100	\$148	1,063
2025	2,000	38,100	2.60%	1,043	3,043	38,100	\$157	1,281
2026	2,000	36,100	2.75%	1,048	3,048	36,100	\$152	1,505
2027	2,000	34,100	2.75%	993	2,993	34,100	\$207	1,798
2028	2,000	32,100	3.00%	1,023	3,023	32,100	\$177	2,074
2029	2,000	30,100	3.00%	963	2,963	30,100	\$237	2,426
2030	2,000	28,100	3.00%	903	2,903	28,100	\$297	2,859
2031	2,000	26,100	3.00%	843	2,843	26,100	\$357	3,377
2032	2,000	24,100	3.00%	783	2,783	24,100	\$417	3,984
2033	2,000	22,100	3.00%	723	2,723	22,100	\$477	4,684
2034	2,000	20,100	3.00%	663	2,663	20,100	\$537	5,482
2035	1,900	18,200	3.00%	603	2,503	18,200	\$697	6,488
2036	1,900	16,300	3.00%	546	2,446	16,300	\$754	7,604
2037	1,900	14,400	3.00%	489	2,389	14,400	\$811	8,836
2038	1,900	12,500	3.00%	432	2,332	12,500	\$868	10,189
2039	1,900	10,600	3.00%	375	2,275	10,600	\$925	11,669
2040	1,900	8,700	3.00%	318	2,218	8,700	\$982	13,284
2041	1,900	6,800	3.00%	261	2,161	6,800	\$1,039	15,039
2042	1,900	4,900	3.00%	204	2,104	4,900	\$1,096	16,942
2043	1,900	3,000	3.00%	147	2,047	3,000	\$1,153	19,000
2044	1,500	1,500	3.00%	90	1,590	1,500	\$1,610	21,640
2045	1,500	0	3.00%	45	1,545	0	\$0	0
2046	0	0	0.00%	0	0	0	0	0
2047	0	0	0.00%	0	0	0	0	0
<b>Total</b>	<b>\$54,042</b>			<b>\$20,090</b>	<b>\$74,132</b>		<b>\$13,813</b>	<b>\$164,366</b>

Note: If no withdraws are required from designated fund balance reserved for debt - the loan could be paid in advance during FY 2039 using available funds.

TOWN OF BRIGHTON ASSESSOR'S OFFICE  
2300 ELMWOOD AVENUE  
ROCHESTER, NY 14618 (585) 784-5215


DATE: March 20, 2017  
Tax Id Nos.: 122.08-1-3, 4, 5, 6, 7, 8, 9, 10,  
11, and 12  
Street Addresses: 341 and  
357 Corwin Road and 240,  
243, 251, 259, 260, 267, 274  
and 291 Windemere Road,  
Town of Brighton, identified  
on the Proposed Lighting  
Improvements map prepared  
by Town of Brighton  
Department of Public Works  
Re: New unit based special  
district: Browncroft Lighting  
District

I, Elaine K. Ainsworth, Assessor, Town of Brighton, County of Monroe, State of New York, hereby certify that I have examined the petitions dated October 6, 8 and 28, 2016, and December 28, 2016, for the establishment of the Browncroft Lighting District in the Town of Brighton, filed in the Town Clerk's Office in the Town of Brighton, County of Monroe, State of New York, and that:

- 1) The total assessed valuation of the real property within the parcels of the said new special district is \$1,825,000.00.
- 2) The aggregate assessed valuation of the real property therein owned by the signers of said petition is \$1,458,000.00.
- 3) Said petitions purport to be signed by the owners of more than one-half (1/2) the value of the real property within the area of the proposed district.

All as appears from the 2016 Assessment Roll, which is the latest completed assessment roll of the Town of Brighton, County of Monroe, State of New York.

In witness thereof I have hereunto set my hand on this 20th day of March, 2017.

  
Elaine K. Ainsworth, IAO, Assessor  
Town of Brighton



# Finance Department

Suzanne Zaso  
Director of Finance

November 8, 2016

The following table lists all principal on debt for 2016 that was appropriated as part of the Town of Brighton's 2016 Adopted Budget. There was not Federal aid available to pay these principal payments. None of the debt listed below is excludable from the Town's constitutional debt limit.

## TOWN OF BRIGHTON 2016 Budget for Debt Principal Payments

Purpose of Debt Issuance:	Date of Issue	2016 Interest Rate	2016 Budgeted Principal Pymt	Final Maturity Date
<b><u>General Public Improvement Bonds:</u></b>				
Alarm System @ Town Hall & DPW Operations Center	2015	1.50%	\$15,670	10/15/2022
HVAC Unit Replacement (Library Wing)	2015	1.50%	\$7,500	10/15/2022
Town Hall Pubic Safety Wing Roof Replacement	2015	1.50%	\$40,020	10/15/2022
Dump Truck (2012)	2015	1.50%	\$25,710	10/15/2019
DPW Operations Center Roof Replacement	2015	1.50%	\$14,000	10/15/2025
DPW Operations Center Window Replacement	2015	1.50%	\$6,000	10/15/2021
Ambulance (2013)	2015	2.25%	\$11,750	6/15/2018
Dump Truck / Sweeper (2014)	2015	2.25%	\$66,710	6/15/2021
Salt Barn Roof	2015	2.25%	\$12,000	6/15/2024
Culvert Pipe / Sanitary Sewer Relining	2015	2.25%	\$22,000	6/15/2030
Technology Upgrades (Telephone/Software)	2012	1.375%	\$31,000	10/15/2016
Ambulance (2011)	2012	1.375%	\$19,000	10/15/2016
Construct/Reconstruct Town Hall (Library)	2011	2.125%	\$100,000	3/1/2018
Open Space Acquisition/Development	2007	3.875%	\$225,000	3/1/2023
Fuel Depot Construction	2007	3.875%	\$60,000	3/1/2016
<b><u>Sanitary Sewer District Bonds:</u></b>				
Elmwood Avenue Relief Sewer - Phase I	2011	2.637%	\$35,000	12/15/2016
Brighton-Henrietta Town Line Road Sewer	2010	2.662%	\$20,000	4/15/2019
Western Drive Area Sewer	2005	0.00%	\$11,964	5/2/2025
Elmwood Avenue Relief Sewer - Phase II	2010	2.132%	\$35,000	10/1/2029
2016 Budget Total:			\$758,324	

**TOWN OF BRIGHTON**  
**STATEMENT OF OUTSTANDING DEBT AS OF JULY 1, 2016**

Purpose of Debt Issuance:	Date of Issue	2016 Interest Rate	2016 Outstanding as of 7/1/2016	2016 Budgeted Principal Pymt	Final Maturity Date	Budget Account
<b>General Public Improvement Bonds:</b>						
Pick-Up Truck	2016	1.375%	\$40,000	n/a	6/1/2020	Highway
Dump Truck / Sweeper (2015)	2016	1.375%	\$344,450	n/a	6/1/2023	Highway
HVAC System Replacement (Public Safety Wing)	2016	1.375%	\$396,000	n/a	6/1/2025	Facilities
Alarm System @ Town Hall & DPW Operations Center	2015	1.50%	\$115,670	\$15,670	10/15/2022	Facilities/Highway
HVAC Unit Replacement (Library Wing)	2015	1.50%	\$52,500	\$7,500	10/15/2022	Library
Town Hall Public Safety Wing Roof Replacement	2015	1.50%	\$293,020	\$40,020	10/15/2022	Facilities
Dump Truck (2012)	2015	1.50%	\$117,710	\$25,710	10/15/2019	Highway
DPW Operations Center Roof Replacement	2015	1.50%	\$150,000	\$14,000	10/15/2025	Highway / Sewer
DPW Operations Center Window Replacement	2015	1.50%	\$35,000	\$6,000	10/15/2021	Highway / Sewer
Ambulance (2013)	2015	2.25%	\$22,000 *	\$11,750	6/15/2018	Ambulance District
Dump Truck / Sweeper (2014)	2015	2.25%	\$289,000 *	\$66,710	6/15/2021	Highway
Salt Barn Roof	2015	2.25%	\$96,000 *	\$12,000	6/15/2024	Highway
Culvert Pipe / Sanitary Sewer Relining	2015	2.25%	\$353,000 *	\$22,000	6/15/2030	Highway / Sewer
Technology Upgrades (Telephone/Software)	2012	1.375%	\$31,000	\$31,000	10/15/2016	Hwy/DPW/Library
Ambulance (2011)	2012	1.375%	\$19,000	\$19,000	10/15/2016	Ambulance District
Construct/Reconstruct Town Hall (Library)	2011	2.125%	\$200,000	\$100,000	3/1/2018	Library
Open Space Acquisition/Development	2007	3.875%	\$2,325,000 *	\$225,000	3/1/2023	Parks
Fuel Depot Construction	2007	3.875%	\$0 *	\$60,000	3/1/2016	Highway/Sewer Facility
<b>Sanitary Sewer District Bonds:</b>						
Elnwood Avenue Relief Sewer - Phase I	2011	2.637%	\$35,000	\$35,000	12/15/2016	Consolidated Sewer Dist.
Brighton-Henrietta Town Line Road Sewer	2010	2.662%	\$60,000 *	\$20,000	4/15/2019	Sewer District Ext. #67
Western Drive Area Sewer	2005	0.00%	\$118,894 *	\$11,964	5/2/2025	Western Dr. Sewer Dist.
Elnwood Avenue Relief Sewer - Phase II	2010	2.132%	\$515,000	\$35,000	10/1/2029	Consolidated Sewer Dist.
Totals:			\$5,608,244	\$758,324		

\* reflects payment already made in 2016

Authorized Bond Resolutions (Unissued):	Date of Resolution	Amount Authorized	Period of Probable Usefulness
Dump Truck / Flusher Truck	2/24/2016	\$665,000	15 years
HVAC Unit Replacement (Library Wing)	2/24/2016	\$68,000	10 years
Multi-Use Trail (Highland Crossing Trail)	2/24/2016	\$100,000	15 years
Totals:		\$833,000	



State Environmental Quality Review  
**NEGATIVE DECLARATION**  
Notice of Determination of Non-Significance

**Project Number:** ER-2-17

**Date:**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Brighton Town Board, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** Browncroft Street Lighting District

**SEQR Status:** Unlisted

**Conditioned Negative Declaration:** No

**Description of Action:** Creation of a Lighting District to cover certain lots on Corwin and Windemere Roads and installation of lines, poles and fixtures to extend street lighting.

**Location:** Addresses 341 & 357 Corwin Rd., 240-291 Windemere Rd.

**Reasons Supporting This Determination:**

After considering the action contemplated and reviewing the Environmental Assessment Form prepared by the applicant and the Criteria for determining significance in the SEQR regulations (6 N.Y.C.R.R. Section 617.11), the Town Board finds that the proposed action will not have a significant impact on the environment based on the following finding:

1. The requirements of the State Environmental Quality Review Law have been complied with.
2. There are two properties in the project area with buildings that are included in the NYS Cultural Resources Information System (CRIS) and are noted as being on the National Register of Historic Places. For one of the properties, 240 Windemere Road, the building is not in the town or in the project area, although a portion of the property is. The proposed light fixtures will match the existing fixtures found in the neighborhood. Neither of the buildings will be impacted by the project, which will take place within the right-of-way.

Part of the project area is shown to be in an archaeologically sensitive area. Due to the scope of the project it is not anticipated that there will be any disturbance of archaeological resources. If and objects of potential significance are discovered, the appropriate actions will be taken.

3. The SEQRA short form (SEAF) noted an environmentally sensitive CEA "in or adjoining the project area." The SEAF also noted an environmental remediation site in or adjacent to the project area. It appears that both of these are related to the town landfill area on the north side of Browncroft Boulevard. It appears that the city lists an "Adjacent CEA" in the undeveloped area between the landfill and Rt 590 in the city. As noted in Part 1, there is a state listing of the investigation at the adjacent town landfill. The scope of the project and the separation distance from the CEA and landfill area mean that there will be no impact to either of these areas.
4. There will be no resources of value irreversibly lost.
5. Creation of a Lighting District will not, in itself, create any environmental impacts. The installation work to install the poles, fixtures and appurtenances will create minimal disturbance, will create no more noise impacts than are typical and unavoidable for similar projects, and will be short term in nature. Upon installation of the structures, the disturbed area will be re-established to its former condition.
6. There will be no need to halt traffic, and any traffic redirection will be short-term in nature.

For Further Information:

Contact Person: Ramsey A. Boehner, Environmental Review Liaison Officer

Address: Town of Brighton  
2300 Elmwood Avenue  
Rochester, N.Y. 14618

Telephone: (585) 784-5250

# Short Environmental Assessment Form

## Part 1 - Project Information

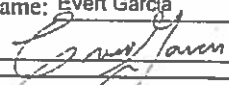
### Instructions for Completing

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Browncroft Street Lighting District			
Project Location (describe, and attach a location map): Various locations along Corwin Road and Windemere as depicted on the attached map.			
Brief Description of Proposed Action: Residents along Corwin and Windemere Roads in the Browncroft neighborhood have petitioned the Town of Brighton to form a Street Lighting District. The proposed project would include the installation of approximately 777 feet of electrical conduit and cable, 5 decorative concrete poles and QL induction luminaires and 6 fiberglass handholes.			
Name of Applicant or Sponsor: Town of Brighton		Telephone: 585-784-5222	
Address: 2300 Elmwood Avenue		E-Mail: evert.garcia@townofbrighton.org	
City/PO: Rochester		State: New York	Zip Code: 14618
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: New York State Comptroller approval.			YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		3.04 acres	
b. Total acreage to be physically disturbed?		0.04 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		0.72 acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Consistent with the adopted comprehensive plan?	NO	YES	N/A	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape? See supplemental information.	NO	YES		
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: Name:Not named, Reason:Environmentally sensitive, Agency:Rochester, City of, Date:3-14-86	NO	YES		
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	b. Are public transportation service(s) available at or near the site of the proposed action?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	NO	YES		
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
9. Does the proposed action meet or exceed the state energy code requirements? N/A If the proposed action will exceed requirements, describe design features and technologies:	NO	YES		
	<input type="checkbox"/>	<input type="checkbox"/>		
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water:	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment:	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? See supplemental information. b. Is the proposed action located in an archeological sensitive area? See supplemental information	NO	YES		
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban				
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
16. Is the project site located in the 100 year flood plain?	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES	NO	YES		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: <input type="checkbox"/> NO <input type="checkbox"/> YES			

<p>18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)?</p> <p>If Yes, explain purpose and size: _____</p> <p>_____</p>	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe: _____</p> <p>_____</p>	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe: <u>The NYS environmental site database indicates that a nearby Town landfill, +/- 1,200 ft away, was investigated in 1991. The 1991 Phase II investigation did not reveal any documentation of hazardous waste disposal.</u></p>	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p><b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b></p>		
<p>Applicant/sponsor name: <u>Evert Garcia</u></p>	<p>Date: <u>4/4/2017</u></p>	
<p>Signature: <u></u></p>		

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
<b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor name: _____		Date: _____
Signature: _____		

**Part 2 - Impact Assessment.** The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

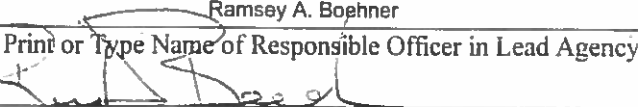
**Part 3 - Determination of significance.** The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

3 & 8. There are two properties in the project area with buildings that are included as in the NYS Cultural Resources Information System (CRIS) and are noted as nationally listed buildings of historic significance. For one of the properties, 240 Windemere Road, the building is not in the town or in the project area, although a portion of the property is. Neither of the buildings will be impacted by the project, which will take place within the right-of-way.

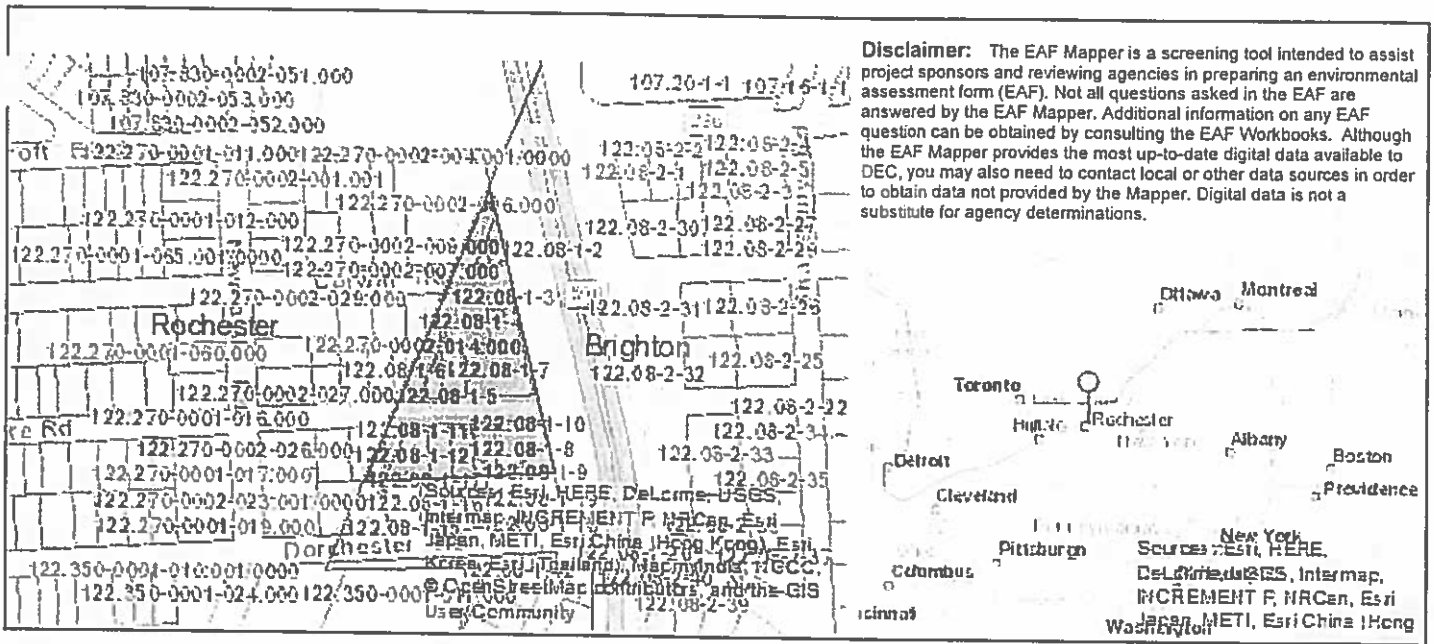
Part of the project area is shown to be in an archaeologically sensitive area. Due to the scope of the project it is not anticipated that there will be any disturbance of archaeological resources. If and objects of potential significance are discovered, the appropriate actions will be taken.

4. Part 1 Q. 7 noted an environmentally sensitive CEA "in or adjoining the project area." Q. 20 noted an environmental remediation site in or adjacent to the project area. It appears that both of these are related to the town landfill area on the north side of Browncroft Boulevard. It appears that the city lists an "Adjacent CEA" in the undeveloped area between the landfill and Rt 590 in the city. As noted in Part 1, there is a state listing of the investigation at the adjacent town landfill. The scope of the project and the separation distance from the CEA and landfill area mean that there will be no impact to either of these areas.

9. All of the work will be in the ROW. There will be minor disturbance to grass areas, which will be restored, but there will be no tree removal.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Town of Brighton Department of Public Works	04/7/17
Name of Lead Agency	Date
Ramsay A. Bohner	Environmental Review Liaison Officer
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

**PRINT**



Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name: Not named, Reason: Environmentally sensitive, Agency: Rochester, City of, Date: 3-14-86
Part 1 / Question 12a [National Register of Historic Places]	Yes
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes



**Supplemental Information:**

The disturbance for the project will be limited to shallow trench excavations, approximately two (2) foot wide, at the locations depicted for the conduits, handholes and poles. All improvements are to be installed within the Town's right of way. The decorative light poles will be of the same type and model as the existing light poles within the adjacent City of Rochester lighting district limits, thereby maintaining the existing character and look of the neighborhood.

Two properties within the proposed lighting district, 240 Windemere and 243 Windemere are listed in a historic district created by the City of Rochester, which has no jurisdictional oversight in Brighton. None of the properties are listed within an archaeologically sensitive area as indicated in the attached printout from the State Historic Preservation Office CRIS system.