

JULY 12th.1955.

Regular meeting of the Board of Trustees was held in the Trustees Room, 7.30PM and present were, President George Contant, Trustees James Webster, Robert Jeffery, and Anson Johnson.

Vouchers numbers 199 to 225 inclusive were presented for audit and were approved, in an amount of \$8,101.51. A motion of Trustee Webster and seconded by Trustee Johnson that the vouchers be paid, was carried.

Trustee Johnson brought in a request from the explorer scout troop to hold bi-monthly meetings in the basement of the Park & Club building, opposite the rooms occupied by the Firemens Association, now being used for storage purposes. Approval was granted subject to the co-operation of the Firemens Assn.

A report from the tax Collector Mrs. Brokaw, that \$72,105.72 had been collected to date from the total budget of \$95,800.95.

The following resolution was offered by Trustee Johnson, and Trustee Webster moved its adoption:

RESOLUTION offered by Trustee Anson Johnson
who moved its adoption, and seconded by
Trustee James Webster. :

WHEREAS, it appears that within the next few years the Village of Palmyra will be constructing a sewage system and disposal plant which will require the raising of a considerable amount of money, and which must be paid back with interest, and it appearing that other municipalities have had similar problems, and this Board of Trustees desiring to impose no unnecessary burden on the taxpayers and residents of the Village of Palmyra, be it

RESOLVED that the President of the Village of Palmyra appoint a committee of 9 citizens of this village to inquire into and consider the methods or plans followed in other villages and cities for construction and financing the construction of a sewage system and disposal plant, and to make a report in writing to this Board of their proposals and recommendations, as to the most practical and equitable method of approaching and handling this matter.

President Contant requested a voice vote, on the above resolution, and Trustee Webster voted "yes", Trustee Jeffery voted affirmatively, and Trustee Johnson voted "yes", whereupon President Contant declared the resolution was adopted.

President Contant requested the members to assist in selecting a representative group of business and professional men to be approached about serving on this committee, before actual appointment, appointment to be made at a future meeting. The following men were suggested to be asked to serve: Henry Griffith, Henry Mitchell, Fairman Smith, Roger Powers, Sherwood Mate, Robert Waples, Richard McGonigal, Judge Earl W. Tabor, and Trustee Paul Mierke to represent the Board of Trustees.

A letter from the citizens Zoning Committee, announcing the first hearing on July 26th. at 7.30PM in the Village Hall, was read. It was explained that meeting date was at the convenience of Mr. Bonner, whom the Village employed to direct the zoning regulations.

An application for water service at 150 Washington St. was received from Frank E. Hammond, and approved by the Trustees, on motion of Trustee Jeffery and seconded by Trustee Johnson.

Resolution offered by Trustee Webster, and its adoption was moved by Trustee Johnson:

Whereas the budget adopted in April 1955 for the operation of the fire department, included an item of repairs in an amount of \$100.00 listed as account 81-402 and whereas, said amount of \$100.00 is insufficient for expenses of repairs of the fire department,

Therefore be it resolved: that an amount of \$50.00 (fifty and no/100 dollars) be transferred from the Contingency fund, listed account #290-650, to the account of repairs #81-402 for fire equipment.

President Contant requested a voice vote, and Trustee Webster voted affirmatively, Trustee Johnson voted yes, and Trustee Jeffery voted in the affirmatively. President Contant declared the resolution adopted.

W. Ray Converse, attorney for the Murphy Block on the South side of Main St. Palmyra N.Y. gave written request that a new sidewalk be built in front of the Murphy property on the present basis of 27¢ per square foot to be paid by the village, and the balance by the property owner. Motion of Trustee Webster and seconded by Trustee Johnson that the request be approved.

Motion by Trustee Johnson and seconded by Trustee Jeffery that meeting adjourn at 10.35PM.

R.H.Fisk, clerk.

**STATE OF NEW YORK
DEPARTMENT OF CONSERVATION
WATER POWER AND CONTROL COMMISSION**

In the Matter of the Application of

VILLAGE OF PALMYRA

PUBLIC NOTICE

Notice is hereby given that, pursuant to Section 523, Article XI of the Conservation Law, the Water Power and Control Commission will meet in the Village Hall on East Main Street in the Village of Palmyra on the 21st day of July, 1955, at 2:00 o'clock in the afternoon of that day for the purpose of hearing all persons, waterworks corporations, municipal corporations or other civil divisions of the State of New York that may be affected by the execution of the plans of the village of Palmyra to increase its filter plant capacity, to a maximum of 857,000 gallons daily, by the construction of two new filter units

plans for which have been filed with the Water Power and Control Commission, at its office in Albany, N. Y., where the same are open for public inspection; and for the purpose of determining whether said plans are justified by public necessity, whether they provide for the proper and safe construction of all work connected therewith, whether they provide for the proper protection of the supply and watershed from contamination or provide for the proper filtration of such additional supply, whether they are just and equitable to the other municipalities and civil divisions of the State of New York and to the inhabitants thereof affected thereby, and whether they make fair and equitable provisions for the determination and payment of any and all legal damages to persons and property, both direct and indirect, which will result from the execution thereof.

All persons, waterworks corporations, municipal corporations, or other civil divisions of the State of New York, who have objections to the execution of said plans, in order to be heard thereon, must file such objections thereto in writing and in duplicate in the office of the Water Power and Control Commission in the city of Albany, N. Y., on or before the 20th day of July, 1955. Every objection so filed must particularly specify the grounds thereof.

No persons, waterworks or municipal corporation or local authority can be heard in opposition thereto except on objection so filed.

Dated, Albany, New York June 28, 1955

WATER POWER AND CONTROL COMMISSION

J. C. THOMPSON
Secretary to the Commission

July 26th.1955.Regular meeting of the Board of Trustees, at 7.30 PM. in the Trustees Room The following were present:President George Contant, and Trustees Webster, Jeffery, Johnson, and Mierke.

Vouchers were presented numbered 226 to 256 inclusive, for audit, and were approved in an amount of \$5,519.39.Motion by Trustee Mierke and seconded by Trustee Webster that the vouchers be paid was carried.

Resolution offered by Trustee James Webster who moved its adoption and seconded by Trustee Robert Jeffery:

WHEREAS: A PUBLIC HIGHWAY HAS HERETOFORE BEEN DEDICATED AND DULY ACCEPTED BY THE VILLAGE OF PALMYRA AND THE TOWN OF MACEDON, WHICH SAID HIGHWAY RUNS SOUTHERLY FROM THE PALMYRA-PITTSFORD STATE HIGHWAY TO THE NORTH LINE OF THE PREMISES BOUND BY THE PALMYRA-MACEDON CENTRAL SCHOOL: AND WHEREAS, KENNETH D. BURNHAM AND MAUDE G. BURNHAM, HIS WIFE, WHO DEDICATED THE LAND FOR SAID HIGHWAY HAVE REQUESTED THAT SAID STREET OR HIGHWAY BE DESIGNATED AND NAMED "BURNHAM HEIGHTS", NOW BE IT RESOLVED:

THAT SAID STREET OR HIGHWAY BE AND SAME HEREBY IS DESIGNATED AND NAMED "BURNHAM HEIGHTS" AND THE VILLAGE CLERK SEND CERTIFIED COPIES OF THIS RESOLUTION TO THE POST OFFICE AND THE COUNTY CLERK, AND THE COUNTY SUPERINTENDENT OF HIGHWAYS.

President Contant called for a voice vote, and Trustee Webster voted yes, Trustee Jeffery gave affirmative reply, Paul Mierke voted yes, and Trustee Johnson voted in the affirmative, whereupon President Contant declared the resolution adopted.

President Contant announced that all citizens requested to serve on a committee of Nine to consider the financing and construction of a sewerage system and disposal plant had agreed to volunteer for the task, and the appointments are as follows: Henry Mitchell, Henry Griffith, F. Fairman Smith, Roger L. Powers, Sherwood Mate, Robert M. Waples, Richard McGonigal, Judge Earl W. Tabor (for legal aspects of sewerage) and Trustee Paul Mierke to represent the Board of Trustees. Request that letters of appointment be mailed to the appointees.

Water Foreman German gent in his report of June 1955, showing gallons of water consumed for domestic use as 358,000 gals per day. New services installed two, new meters installed 12, raised level of three hydrants, repainted most of hydrants in village, repaired two leaking services, and started the extension of water main on West Main Street from Texaco Station to Burnham Heights street. Mr. German called attention to the fact that all wooden storage buildings had been demolished to make room for the new filter plant, and that storage space was necessary for water dept. materials and supplies, and gave quotations from two builders about the expected cost of a storage building. Trustee Jeffery made motion that report be filed and Trustee Mierke seconded the motion.

Trustee Jeffery made motion that Water Foreman German be authorized to attend the State Meeting of Water Engineers at an expense of \$100.00. Motion was seconded by Trustee Webster and carried.

Trustee Johnson made motion that the Public Telephone Booth in the Village Hall Building be removed by the Telephone Company to reduce loitering, since a public booth had been installed on Main Street near the theatre. Motion seconded by Trustee Mierke, and carried.

The Citizens Zoning Commission, having held a public Hearing in the Community Center room of the Village Hall, reported to the Board of Trustees that there had been small opposition to the ordinance as presented at their meeting, by a small group of citizens who showed lack of knowledge of the contents of the ordinance as proposed. That several changes had been made to conform with objections. The Commission recommended that the Village Board of Trustees prepare to adopt the ordinance as revised.

Trustee James Webster made a motion that the report of the Commission be accepted, that a tentative date of August 31st. 1955 be set for a final hearing, to be advertised fifteen days prior to the hearing, and that a letter of thanks be written to each member of the Commission for their months of integrity and hard work in formulating the zoning ordinance, namely Chairman Milton C. Van den Bout, Eugene C. McGuire, Freeman Spankenberg, George Dykema, Luther Sheldon, and Williams Deys Jr. Trustee Jeffery seconded the motion, and was carried.

The recommendation from the Zoning Commission follows on the next page.

Kenneth Scott of 115 Jackson St. Palmyra requested a curbing of approximately 50 feet be installed in front of his residence, and

Mrs. Ila Moore requested that about 12 sidewalk blocks in front of her residence at 154 Gates street be replaced, on the present basis of cost sharing with the village. Both were approved by motion of Trustee Jeffery and second by Trustee Mierke.

Eugene C. McGuire petitioned the Village Board to replace the sidewalk on a sharing cost basis in front of his store on the north side of East Main Street and the house west of the store where he displays furniture. The Board withheld approval pending a survey of the funds available in the present budget, for sidewalk purposes.

July 26, 1955

Village Board
Palmyra, N. Y.

Gentlemen:

Your Village Zoning Commission in accordance with your instructions and the provisions of Article 6A of the Village Law has made a study of the needs and conditions of the Village of Palmyra and have drafted a Suggested Zoning Ordinance for the Village of Palmyra.

A duly advertised public hearing was held on July 26, 1955 as required by the Village Law.

Following the conclusions drawn from the above public hearing, the members of your Zoning Commission recommend the adoption of the proposed Zoning Ordinance, a copy of which is attached.

Respectfully,
M. C. Van den Bout
M. C. Van den Bout
Eugene C. McGuire
Freeman Spanganberg
George Dykema
Luther Sheldon
William Deys, Jr.

Enc. (1)

Police Chief Dickinson, came before the Board of Trustees, and requested that 400 placards be purchased for use during the fair on streets "No Parking Today" at a cost of \$30.00. Motion by Trustee Johnson and seconded by Trustee Jeffery that the signs be ordered, was carried.

Police Chief Dickinson requested that a "resister unit" for the police car be purchased and installed to increase the generator output for the use of the police car radio. Motion by Trustee Mierke and seconded by Trustee Webster that the installation be made was carried.

Chief Dickinson reminded the Board that the Probation Period of six months by Officer Snyder has been completed and an increase in his wage should be considered as arranged at the time of employment.

Motion that steel fence and posts for the west side of cemetery on Johnson Street, being only a partial completion of the entire length, be purchased from the Cyclone Fence Company as quoted in their proposal in an amount of \$600.00, was made by Trustee Mierke, and seconded by Trustee Jeffery, motion carried.

Cemetery Record Custodian Beatty filed report of collections for services rendered from June 20th to July 18th. in an amount of \$273.00, report was ordered filed.

Officer White reported the collection of Parking Meter fines for June in the amount of \$56.50, which was ordered sent to the Dept. of Audit and Control, Albany N.Y. so they may count the money and return the funds unless they can figure a "cut" for the State.

Police Justice Nesbitt filed his report for the month of June 1955 showing the cases handled by his court and the fines imposed.

A motion by Trustee Johnson and seconded by Trustee Jeffery that Edna Dickinson be appointed police matron, was carried, since previous appointee Scribner had never been sworn in after being asked on two or more occasions for the oath of office to be made.

Miss Helen Smith applied to the Board for permission to connect cellar drain to storm sewer on Jackson St.. The Board ordered letter reply that there is no sewer drain located near her home that would be available to her home.

Edward J. Kier, through Sexton Hydrant Hose Co. applied for approval as probationary fireman, on motion of Trustee Jeffery and seconded by Trustee Johnson, was approved, and carried.

Resolution offered by Trustee Webster who moved its adoption, seconded by Trustee Jeffery :

WHEREAS, the Zoning Commission of the Village of Palmyra heretofore duly appointed by the Board of Trustees has conducted a public hearing concerning the proposed zoning ordinance, whose report has been received by this Board,

BE IT RESOLVED that this Board of Trustees shall hold a public hearing in the matter of the adoption of a zoning ordinance for the Village of Palmyra, of which a proposed form has been recommended by the Zoning Commission of this Village, and that such hearing shall be held at the Palmyra-Macedon High School Building, located on Hyde Community Center on the second floor of the Village Hall, on East Main Parkt in said Village of Palmyra, Wayne County, New York, on the 31st day of August, 1955, at 7:30 o'clock in the afternoon of that day.

BE IT FURTHER RESOLVED that the Village Clerk cause a notice of said proposed public hearing, containing a brief statement of the nature and effect of the proposed ordinance as recommended by the Zoning Commission to be published in the Palmyra Courier Journal, the official newspaper of said Village of Palmyra, in the issue thereof to be published August 11th, 1955, and also on or before the date of said publication cause to be prepared and posted in at least six public places in the Village of Palmyra a copy of the notice of such hearing.

President Contant requested a voice vote on the resolution, above and Trustee Webster voted yes, Trustee Jeffery voted yea, Trustee Johnson voted yes, and Trustee Mierke voted in the affirmative, whereupon President Contant declared the resolution unanimously adopted.

On motion of Trustee Mierke and seconded by Trustee Johnson, that the proof of publication of the hearing by the citizens zoning commission be made a part of this record, be hereby attached, was carried.

Motion Trustee Johnson, and seconded by Trustee Mierke that meeting adjourn at 11.10 PM.

R.H.Fisk, clerk.

PUBLIC HEARING
To whom it may concern -
Please take notice
The Zoning Commission of the Village of Palmyra, having completed its study and in accordance with the provisions of article 6A of the Village Law, will hold a public hearing on a proposed zoning ordinance for the Village of Palmyra on July 26 at 7:30 p. m., EDT, in the Palmyra Village Hall, at which time all persons will be heard on the proposed zoning ordinance. A copy of the proposed zoning ordinance may be examined at the office of the Village Clerk.
Russell H. Fisk
Village Clerk

STATE OF NEW YORK, }
COUNTY OF WAYNE } ss:
Virginia Hemmings
Principal Clerk
being duly sworn, says that she is the _____
of the Palmyra Courier-Journal, a public newspaper, printed and published weekly at Palmyra, Wayne County, N. Y., and that a notice
of which the annexed printed slip is a true copy, was duly published therein once in each week for Two successive weeks, beginning July 14, 1955 and ending July 21, 1955.
Virginia Hemmings
Sworn before me this 3rd day of August 1955

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Resolution offered by Trustee Webster
who moved its adoption, and seconded by
Trustee Mierke :

WHEREAS, the Village of Palmyra is the owner of premises situate east of Fayette Street and north of Spring Street in the Village of Palmyra, which said premises were conveyed together with other lands to the Village of Palmyra by Palmyra Water Works Company, by deed dated November 30th, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63; and

WHEREAS, Frank J. Vandewater is the owner of premises adjoining on the north premises owned by the Village of Palmyra, and which said premises were conveyed by Marvin Tyler and wife to said Vandewater by deed dated April 14th, 1908, and recorded in Wayne County Clerk's office in Liber 210 of Deeds at page 326; and

WHEREAS, as a result of a survey it has now been determined that certain buildings or structures owned by said Vandewater encroach upon a portion of the premises owned by the Village of Palmyra, and it appears that an exchange of land or property is the most practical way to clear up this encroachment as to the title of said Vandewater, and he having offered to convey to the Village of Palmyra in exchange a parcel of vacant land which he owns and which the Village of Palmyra reasonably requires for municipal purposes, be it

RESOLVED that a special election be and same hereby is authorized to be held on the 8th day of September, 1955, at the Village Hall on East Main Street, in the Village of Palmyra, Wayne County, New York, between the hours of one o'clock and five o'clock in the afternoon, at which time there shall be submitted to the general taxpayers of the Village of Palmyra, the following proposition:

SHALL the Village of Palmyra Convey to Frank J. Vandewater the premises bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate east of Fayette Street in the Village of Palmyra, County of Wayne and State of New York, bounded and described as follows: Beginning at a point in the south line of a parcel of land conveyed to Frank J. Vandewater by deed of Marvin Tyler and wife, which said deed bears date April 14,

1908 and was recorded in Wayne County Clerk's office in Liber 210 of Deeds at page 326, at the northwest corner of a parcel of land conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's Office in Liber 235 of Deeds at page 63; thence south $82^{\circ} 3'$ east one hundred twenty-nine and seventy-eight one hundredths (129.78) feet to a point; thence south $7^{\circ} 52'$ west along lands reserved by the Village of Palmyra, seventy-three and ten one hundredths (73.10) feet to a point; thence north $81^{\circ} 34'$ west along land reserved by the Village of Palmyra and along the north line of a parcel of land owned by Robert F. Cattieu through an iron pipe ninety-five and forty one hundredths (95.40) feet distant, a total distance of one hundred twenty-nine and fourteen one-hundredths (129.14) feet to a point at the southeast corner of a parcel of land formerly owned by Frank J. Vandewater as recorded in Wayne County Clerk's office in Liber 406 of Deeds at page 288; thence north $7^{\circ} 21'$ east along the east line of land formerly of said Vandewater, seventy-two (72) feet to the point and place of beginning, according to a survey made by Harnish & Lookup, October 4, 1954.

Being part of the premises conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63.

In exchange for the conveyance by the said Frank J. Vandewater to the Village of Palmyra, for municipal purposes, of a parcel of land bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate east of Fayette Street, in the Village of Palmyra, County of Wayne and State of New York, bounded and described as follows: Beginning at a point in the south line of lands and premises conveyed to Frank J. Vandewater by deed of Marvin Tyler and wife, which said deed bears date April 14, 1908, and was recorded in Wayne County Clerk's office in Liber 210 of Deeds at page 326, which point and place of beginning is south $82^{\circ} 03'$ east one hundred twenty-nine and seventy-eight one hundredths (129.78) feet from the northwest corner of a parcel of land conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63, and which point and place of beginning is in a line parallel with and ten feet easterly from the east wall of the Vandewater dry house; thence north $7^{\circ} 52'$ east, one hundred sixteen and thirty-seven one hundredths (116.37) feet to the south line of lands formerly owned by Charles N. Crandall, and now owned by Alfred L. Lynch; thence south $80^{\circ} 43'$ east, thirty and seventy-one one hundredths (30.71) feet to a stake in a west line of lands now owned by the Village of Palmyra; thence south $6^{\circ} 40'$ east along the west line of the lands of the Village of Palmyra, one hundred nineteen (119) feet to a stake in a north line of the lands of the Village of Palmyra; thence north $82^{\circ} 03'$ west along the north line of lands of the Village of Palmyra, fifty-eight and fifty-seven one hundredths (58.57) feet to the point and place of beginning, according to a survey made by Harnish & Lookup, October 4, 1954.

The above described premises are part of the premises con-

August 9th.1955.

Regular meeting of the Board of Trustees, in the Trustees Room of the Village Hall the following members were present, President George Contant, and Trustees Webster, Jeffery, Johnson and Mierke.

Vouchers were presented for payment numbers 257 to 283 inclusive. After auditing the vouchers in an amount of \$5944.54 a motion by Trustee Webster that the bills be paid was seconded by Trustee Johnson, and carried.

Trustee Johnson advised the Board that a representative of the Park-O* Meter Corp. called upon him and advised that all meters should be cleaned and oiled at least every two years. A machine for this purpose was available at a cost of \$279.50 plus fluid at \$2.00 per gal. Police Dept. thought they should have extra compensation for doing this service. Trustee Johnson advised to contact Geneva contractor about cost of servicing local meters and Newark contractor, who services Newark machines or meters.

A request from Fire Chief O'Brien, that a concrete floor in the hose drying tower would be most desirable. An order was approved for Foreman Hanagan to install the floor at the earliest opportunity. The Fire and Highway Committee were asked to consider methods of heating firetower for winter hose drying.

Motion by Trustee Johnson and seconded by Trustee Jeffery that sufficient funds seem to be available in fund for sidewalk fund, and that approval be made to the request of Eugene McGuire for sidewalk in front of store and display room, and request of David Levis for curbing in front of his house on Jackson Street. Motion carried.

Tax Collector Brokaw reported that outstanding uncollected taxes in an amount of \$4,385.89 as of Aug.7th.1955.

Monthly police report by Chief Dickinson was read by Trustee Johnson and approved and ordered filed.

Police Justice Nesbitt filed report of cases in July and fines assessed in an amount of \$155.00, and report was filed.

veyed to the said Frank J. Vandewater by the deed of Marvin Tyler and wife aforesaid.

FURTHER RESOLVED that due notice of such special election be given by the Village Clerk by posting six (6) printed notices thereof in six public places in said Village of Palmyra at least four weeks prior to the date of said election.

President Contant requested a voice vote on above resolution. Trustee Webster voted yes, Mierke yes, Jeffery yes, Johnson yes. President Contant declared the unanimous adoption of the resolution.

NOTICE

NOTICE IS HEREBY GIVEN that a special election of the general taxpayers of the Village of Palmyra, New York, will be held, at the Justice's Room in the Village Hall on East Main Street, on Thursday, September 8th, 1955; that the polls thereof will open at one o'clock in the afternoon and be closed at five o'clock in the afternoon on said day. That at such election the following proposition will be submitted to the general taxpayers of said village qualified to vote upon the proposition, to wit:

PROPOSITION FOR EXCHANGE OF LAND BETWEEN FRANK J. VANDEWATER
AND THE VILLAGE OF PALMYRA

SHALL the Village of Palmyra convey to Frank J. Vandewater, his distributees, successors and assigns, the following premises:

ALL THAT TRACT OR PARCEL OF LAND situate east of Fayette Street in the Village of Palmyra, County of Wayne and State of New York, bounded and described as follows: Beginning at a point in the south line of a parcel of land conveyed to Frank J. Vandewater by deed of Marvin Tyler and wife, which said deed bears date April 14, 1908 and was recorded in Wayne County Clerk's office in Liber 210 of Deeds at page 326, at the northwest corner of a parcel of land conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63; thence south $82^{\circ} 3'$ east one hundred twenty-nine and seventy-eight one hundredths (129.78) feet to a point; thence south $7^{\circ} 52'$ west along lands reserved by the Village of Palmyra, seventy-three and ten one hundredths (73.10) feet to a point; thence north $81^{\circ} 34'$ west along land reserved by the Village of Palmyra and along the north line of a parcel of land owned by Robert F. Cattieu through an iron pipe ninety-five and forty one hundredths (95.40) feet distant, a total distance of one hundred twenty-nine and fourteen one hundredths (129.14) feet to a point at the southeast corner of a parcel of land formerly owned by Frank J. Vandewater as recorded in Wayne County Clerk's office in Liber 406 of Deeds at page 288; thence north $7^{\circ} 21'$ east along the east line of land formerly of said Vandewater, seventy-two (72) feet to the point and place of beginning, according to a survey made by Harnish & Lookup, October 4, 1954.

Being part of the premises conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63.

IN EXCHANGE for the conveyance by said Frank J. Vandewater, his distributees, successors and assigns, to the Village of Palmyra of a parcel of land situate north of Spring Street, bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate east of Fayette Street, in the Village of Palmyra, County of Wayne and State of New York, bounded and described as follows: Beginning at a point in the south line of premises conveyed to Frank J. Vandewater by deed of Marvin Tyler and wife, which said deed bears date April 14, 1908, and was recorded in Wayne County Clerk's office in Liber 210 of Deeds at page 326, which point and place of beginning is south $82^{\circ} 03'$ east one hundred twenty-nine and seventy-eight one hundredths (129.78) feet from the northwest corner of a parcel of land conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63, and which point and place of beginning is in a line parallel with and ten feet easterly from the east wall of the Vandewater dry house; thence north $7^{\circ} 52'$ east, one hundred sixteen and thirty-seven one hundredths (116.37) feet to the south line of lands formerly owned by Charles N. Crandall, and now owned by Alfred L. Lynch; thence south $80^{\circ} 43'$ east, thirty and seventy-one one hundredths (30.71) feet to a stake in a west line of lands now owned by the Village of Palmyra; thence south $5^{\circ} 40'$ east along the west line of the lands of the Village of Palmyra, one hundred nineteen (119) feet to a stake in a north line of the lands of the Village of Palmyra; thence north $82^{\circ} 03'$ west along the north line of lands of the Village of Palmyra,

fifty-eight and fifty-seven one hundredths (58.57) feet to the point and place of beginning, according to a survey made by Harnish & Lookup, October 4, 1954.

The above described premises are part of the premises conveyed to the said Frank J. Vandewater by the deed of Marvin Tyler and wife aforesaid.

of land formerly owned by Frank J. Vandewater as recorded in Wayne County Clerk's office in Liber 406 of Deeds at page 288; thence north 7° 21' east along the east line of land formerly of said Vandewater, seventy-two (72) feet to the point and place of beginning, according to a survey made by Harnish & Lookup, October 4, 1954.

Being part of the premises conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63.

IN EXCHANGE for the conveyance by said Frank J. Vandewater, his distributees, successors and assigns, to the Village of Palmyra of a parcel of land situate north of Spring Street, bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate east of Fayette Street, in the Village of Palmyra, County of Wayne and State of New York, bounded and described as follows: Beginning at a point in the south line of premises conveyed to Frank J. Vandewater by deed of Marvin Tyler and wife, which said deed bears date April 14, 1908, and was recorded in Wayne County Clerk's office in Liber 210 of Deeds at page 326, which point and place of beginning is south 82° 03' east one hundred twenty-nine and seventy-eight one hundredths (129.78) feet from the northwest corner of a parcel of land conveyed by Palmyra Water Works Company to the Village of Palmyra, by deed dated November 30, 1914, and recorded in Wayne County Clerk's office in Liber 235 of Deeds at page 63, and which point and place of beginning is in a line parallel with and ten feet easterly from the east wall of the Vandewater dry house; thence north 7° 52' east, one hundred sixteen and thirty-seven one hundredths (116.37) feet to the south line of lands formerly owned by Charles N. Crandall, and now owned by Alfred L. Lynch; thence south 80° 43' east, thirty and seventy-one one hundredths (30.71) feet to a stake in a west line of lands now owned by the Village of Palmyra; thence south 5° 40' east along the west line of the lands of the Village of Palmyra, one hundred nineteen (119) feet to a stake in a north line of the lands of the Village of Palmyra; thence north 82° 03' west along the north line of lands of the Village of Palmyra,

fifty-eight and fifty-seven one hundredths (58.57) feet to the point and place of beginning, according to a survey made by Harnish & Lookup, October 4, 1954.

The above described premises are part of the premises conveyed to the said Frank J. Vandewater by the deed of Marvin Tyler and wife aforesaid.

Dated - August 9th, 1955.

George W. Contant
Village President

James R. Webster
Trustee

Robert E. Jeffery
Trustee

Russell H. Fisk
Village Clerk

Anson B. Johnson
Trustee

Paul F. Mierke
Trustee

AFFIDAVIT OF POSTING

RE: SPECIAL ELECTION SEPTEMBER 8, 1955.

State of New York)
County of Wayne) ss:
Village of Palmyra)

Russell H. Frisk, being duly sworn, deposes and says, that he is over twenty-one years of age; that he resides in the Village of Palmyra, New York; that on the 10th day of August, 1955, he posted copies of the annexed Notice of Special Election, pursuant to a resolution by the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted at a meeting held August 9th, 1955, in six public places within the Village of Palmyra, Wayne County, New York, which are respectively described as follows:

1. On the bulletin board in the Village Hall on the south side of East Main Street, in the Village of Palmyra.
2. On the bulletin board in the Palmyra Office of Genesee Valley Union Trust Company, on the south side of East Main Street, in the Village of Palmyra.
3. In the Town Clerk's office on Guyler Street, in the Village of Palmyra.
4. On the bulletin board in the United States Post Office on Guyler Street, in the Village of Palmyra.
5. In the window of the Henry H. Mitchell Agency, on the north side of East Main Street, in the Village of Palmyra.
6. In the window of Knappa's Insurance Agency, on the north side of East Main Street, in the Village of Palmyra.

That the above are six of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Russell H. Frisk

Sworn to before me this
10th day of August, 1955.

William B. Conner

WILLIAM B. CONNER
Notary Public in the State of New York
Residing in Wayne County at time of appointment
Number 134
My commission expires March 20, 1957.

AFFIDAVIT OF POSTING

RE: SPECIAL ELECTION SEPTEMBER 8, 1955.

State of New York)
County of Wayne) ss:
Village of Palmyra)

Russell H. Fisk, being duly sworn, deposes and says, that he is over twenty-one years of age; that he resides in the Village of Palmyra, New York; that on the 10th day of August, 1955, he posted copies of the annexed Notice of Special Election, pursuant to a resolution by the Board of Trustees of the Village of Palmyra, Wayne County, New York, adopted at a meeting held August 9th, 1955, in six public places within the Village of Palmyra, Wayne County, New York, which are respectively described as follows:

1. On the bulletin board in the Village Hall on the south side of East Main Street, in the Village of Palmyra.
2. On the bulletin board in the Palmyra Office of Genesee Valley Union Trust Company, on the south side of East Main Street, in the Village of Palmyra.
3. In the Town Clerk's office on Cuyler Street, in the Village of Palmyra.
4. On the bulletin board in the United States Post Office on Cuyler Street, in the Village of Palmyra.
5. In the window of the Henry E. Mitchell Agency, on the north side of East Main Street, in the Village of Palmyra.
6. In the window of Knapps' Insurance Agency, on the north side of East Main Street, in the Village of Palmyra.

That the above are six of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Russell H Fisk

Sworn to before me this
10th day of August, 1955.

Helen G. Contant

HELEN G. CONTANT
Notary Public in the State of New York
Residing in Wayne County at time of Appointment
Number 154
My commission expires March 30, 1957.

CERTIFICATE OF POSTING OF NOTICE OF HEARING BY THE VILLAGE BOARD
OF PALMYRA N.Y. ON 1955 ZONING ORDINANCE.

State of New York)
County of Wayne) ss:
Village of Palmyra)

Russell H. Fisk, being duly sworn, deposes and says, that he is over twenty-one years of age; that he resides in the Village of Palmyra, New York; that on the 10th day of August, 1955, he posted copies of the annexed Notice of Public Hearing on Proposed Zoning Ordinance, adopted by the Board of Trustees of the Village of Palmyra, Wayne County, New York, at a meeting held August 9th, 1955, in six public places within the Village of Palmyra, Wayne County, New York, which are respectively described as follows:

1. On the bulletin board in the Village Hall on the south side of East Main Street, in the Village of Palmyra.
2. On the bulletin board in the Palmyra Office of Genesee Valley Union Trust Company, on the south side of East Main Street, in the Village of Palmyra.
3. In the Town Clerk's office on Cuyler Street, in the Village of Palmyra.
4. On the bulletin board in the United States Post Office on Cuyler Street, in the Village of Palmyra.
5. In the window of the Henry E. Mitchell Agency, on the north side of Main Street, in the Village of Palmyra.
6. In the window of Knapps' Insurance Agency, on the north side of Main Street, in the Village of Palmyra.

That the above are six of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Russell H Fisk

Sworn to before me this
10th day of August, 1955.

Helen G. Contant
HELEN G. CONTANT
Notary Public in the State of New York
Residing in Wayne County at time of Appointment
Number 154
My commission expires March 30, 1957.

Village of Palmyra)
County of Wayne) as:
State of New York)

Russell H. Frank, being duly sworn, deposes and says, that he is over twenty-one years of age; that he resides in the Village of Palmyra, New York; that on the 10th day of August, 1922, he posted copies of the annexed notice of Public Hearing on proposed zoning ordinance, adopted by the Board of Trustees of the Village of Palmyra, Wayne County, New York, at a meeting held August 9th, 1922, in six public places within the Village of Palmyra, Wayne County, New York, which are respectively described as follows:

1. On the bulletin board in the Village Hall on the south side of East Main Street, in the Village of Palmyra.
2. On the bulletin board in the Palmyra Office of Genesee Valley Union Trust Company, on the south side of East Main Street, in the Village of Palmyra.
3. In the Town Clerk's office on Cuyler Street, in the Village of Palmyra.
4. On the bulletin board in the United States Post Office on Cuyler Street, in the Village of Palmyra.
5. In the window of the Henry E. Mitchell Agency, on the north side of Main Street, in the Village of Palmyra.
6. In the window of Knapp's Insurance Agency, on the north side of Main Street, in the Village of Palmyra.

That the above are six of the most conspicuous public places in said Village of Palmyra, Wayne County, New York.

Russell H. Frank

Sworn to before me this

10th day of August, 1922.

William J. ...

WILLIAM J. ...
Notary Public in the State of New York
Residing in Wayne County in the office of ...
Number 121
My commission expires March 20, 1927.

NOTICE OF PUBLIC HEARING ON PROPOSED ZONING ORDINANCE

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Board of Trustees of the Village of Palmyra, in the County of Wayne and State of New York, at the ~~Community Center, on the second floor of the Village Hall on East Main Street,~~ *Palmyra Macedon High School Bldg on Hyde Park*, in the aforesaid Village of Palmyra, on the 31st day of August, 1955, at 7:30 o'clock in the afternoon of said day, in the matter of the adoption of a zoning ordinance for the said Village of Palmyra, as recommended to its Board of Trustees by the Zoning Commission of and for the said Village of Palmyra, entitled "This ordinance shall be known as and may be cited as the 1955 Zoning Ordinance of the Village of Palmyra", which ordinance generally provides for the regulating by districts of the height, number of stories, size of buildings and other structures, the size of yards, the percentage of lots that may be occupied, the area of open spaces, the density of population, and the location and use of buildings, structures and land for trade, industry, residence and for all other purposes, and the entire Village of Palmyra is affected by this ordinance.

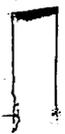
All parties in interest and citizens will be heard by the Board of Trustees at the public hearing to be held as aforesaid.

Dated, August 9th, 1955.

By order of the Board of Trustees
of the Village of Palmyra, New York

Russell H. Fisk

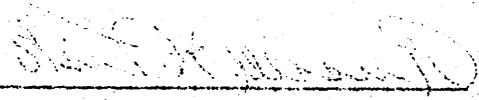
Village Clerk



State of New York
County of Albany
Village of Rensselaer

I, Russell W. Hall, the duly appointed, qualified and acting Village
Clerk of the Village of Rensselaer, New York, DO HEREBY CERTIFY: That at a
regular meeting of the Board of Trustees of the Village of Rensselaer, New
York, duly held on August 28th, 1955, at which all the members were present,
the foregoing ordinance was duly adopted by the Board of Trustees of said
Village as a Village Ordinance, and all members voted in the affirmative
thereon, and that same has not been revoked or rescinded.
In Witness Whereof, I have hereunto set my hand and affixed the seal
of the Village of Rensselaer, New York, this 28th day of August, 1955.

(Seal)

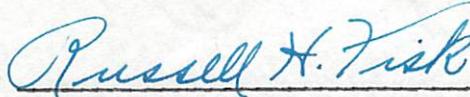

Village Clerk

State of New York)
County of Wayne) ss:
Village of Palmyra)

I, Russell H. Fisk, the duly appointed, qualified and acting Village Clerk of the Village of Palmyra, New York, DO HEREBY CERTIFY: That at a regular meeting of the Board of Trustees of the Village of Palmyra, New York, duly held on August 9th, 1955, at which all the members were present, the foregoing ordinance was duly adopted by the Board of Trustees of said Village as a Village Ordinance, and all members voted in the affirmative thereon, and that same has not been revoked or rescinded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Village of Palmyra, New York, this 9th day of August, 1955.

(Seal)



Village Clerk

to be added to the regular quarterly bill, it is
concerning bills, notices or notices to provide for access to
the water during the regular hours of operation of village employees for
the purpose of reading or inspecting the same after written notice to the
consumer and addressed to the consumer in question, notifying the consumer
of the date and time when said water will be read or inspected.

SECTION 11 - Appeal of Board Ordinances

All ordinances, including amendments, of the Village of ... which
conflict with this ordinance or any part thereof, are hereby repealed.

SECTION 12 - Validity

If any of the provisions of the foregoing ordinance, or any part thereof,
shall be declared by any court having jurisdiction, to be unconstitutional
or invalid, the same shall not affect the validity of the foregoing ordinance
as a whole, or any part thereof, other than the part so declared or declared
to be unconstitutional or invalid.

SECTION 13 - Amendments, etc.

The Board of Trustees of the Village of ... reserves the right to
change, amend, repeal or add to this ordinance at any time.

SECTION 14 - Effective Date

This ordinance shall become effective as to the Board of Trustees
of the Village of ... on the day of ... and shall be ordered
in the official minutes of this meeting, and published once in the ...
County Journal, the official newspaper of the Board of Trustees of the
Village of ... in the issue of August 13th, 1931, and posted in the
public places in said Village of ... on or prior to August 13th, 1931,
proof of such publication and posting shall be placed on file in the book
of ordinances of the Village of ... and this ordinance shall be in
effect on and after September 1st, 1931.

of \$ 3.00 to be added to the regular quarterly bill, if a consumer fails, neglects or refuses to provide or arrange for access to the meter during the regular hours of employment of village employees for the purpose of reading or inspecting the same after written notice to the consumer and addressed to the premises in question, notifying the consumer of the date and time when said meter will be read or inspected.

SECTION 17 - Repeal of prior ordinances

All ordinances, including amendments, of the Village of Palmyra which conflict with this ordinance or any part thereof, are hereby repealed.

SECTION 18 - Validity

If any of the provisions of the foregoing ordinance, or any part thereof, shall be declared by any court having jurisdiction, to be unconstitutional or invalid, the same shall not affect the validity of the foregoing ordinance as a whole, or any part thereof, other than the part so declared or decided to be unconstitutional or invalid.

SECTION 19 - Amendments, etc.

The Board of Trustees of the Village of Palmyra reserves the right to change, amend, repeal or add to this ordinance at any time.

SECTION 20 - Effective date

This ordinance duly enacted at a regular meeting of the Board of Trustees of the Village of Palmyra held this 9th day of August, 1955, shall be entered in the official minutes of this meeting, and published once in the Palmyra Courier Journal, the official newspaper of the Board of Trustees of the Village of Palmyra, in the issue of August 18th, 1955, and posted in six public places in said Village of Palmyra on or prior to August 18th, 1955, proof of such publication and posting shall be spread in full in the Book of Ordinances of the Village of Palmyra, and this ordinance shall be in effect on and after September 1st, 1955.

without notice and thereafter services will not be restored unless
until all charges and penalties are paid in full and in addition a fee
of three dollars (\$3.00) be paid.

In the event the 10th day of the month is a Sunday or legal holiday,
the quarterly bill may be paid on the next business day without penalty.

SECTION 12 - Water Rates and Charges

For consumers within the Village of Palmyra, the water rates shall be
fixed and after September 1st, 1921, and same hereby are fixed and established
as follows, viz:

Quarterly Water Rates

- First 1000 cubic feet at \$1.00 per 100 cubic feet
- Next 1000 cubic feet at \$1.25 per 100 cubic feet
- Next 1000 cubic feet at \$1.50 per 100 cubic feet
- Next 1000 cubic feet at \$1.75 per 100 cubic feet
- Over 3000 cubic feet at \$2.00 per 100 cubic feet

Minimum rate for each quarter or part thereof \$3.00

For all water meters owned by the Village of Palmyra and furnished to
consumers either within or without the Village of Palmyra, there shall be
a quarterly charge of \$ _____ which shall be added to the quarterly bill
rendered consumers.

The water rates for all consumers outside of the Village of Palmyra
shall be double the rates for consumers within the Village of Palmyra,
unless such consumers are in an organized water district, when the rates
fixed by contract shall prevail.

SECTION 13 - Miscellaneous Provisions

- (a) The Village of Palmyra reserves the right to supply
water service to any applicant or consumer whose own service is to be
furnished to a permanent residence or dwelling, including trailers attached
to a permanent foundation and with toilet facilities connected with a public
sewer and business facilities approved by the Board of Trustees or health
officer of the Village of Palmyra.
- (b) The Board of Trustees reserves the right to make a final charge

without notice and thereafter service will not be restored unless and until all charges and penalties are paid in full and in addition a fee of Three Dollars (\$3.00) be paid.

In the event the 10th day of the month is a Sunday or legal holiday, the quarterly bill may be paid on the next business day without penalty.

SECTION 15 - Water Rates and Charges

For consumers within the Village of Palmyra, the Water Rents shall be from and after September 1st, 1955, and same hereby are fixed and established as follows, viz:

Quarterly Water Rates

First 1000 cubic feet at \$.60 per 100 cubic feet

Next 1000 cubic feet at \$.50 per 100 cubic feet

Next 1000 cubic feet at \$.45 per 100 cubic feet

Next 2000 cubic feet at \$.35 per 100 cubic feet

Over 5000 cubic feet at \$.30 per 100 cubic feet

Minimum rate for each quarter or part thereof \$3.00

For all water meters owned by the Village of Palmyra and furnished to consumers either within or without the Village of Palmyra, there shall be a quarterly charge of \$ _____ which shall be added to the quarterly bill rendered consumers.

The water rates for all consumers outside of the Village of Palmyra shall be double the rates for consumers within the Village of Palmyra, unless such consumers are in an organized water district, when the rates fixed by contract shall prevail.

SECTION 16 - Miscellaneous provisions

(a) The Village of Palmyra reserves the right to refuse to supply water service to any applicant or consumer unless such service is to be furnished to a permanent residence or dwelling, including trailers erected on a permanent foundation and with toilet facilities connected with a septic tank and drainage facilities approved by the Board of Trustees or health officer of the Village of Palmyra.

(b) The Board of Trustees reserves the right to make a flat charge

(Addition to Section 15)

The rate for water when sold in tank lots shall be \$.60 per 100 cubic feet, and the minimum charge per tank shall not be less than \$1.00.

building or upon any premises where water service is furnished by the Village of Lathrup for the purpose of making any examination of the pipes, fixtures, equipment or meters.

SECTION 12 - Payment of water used

In the event a meter becomes out of order, requiring that same be removed for repair or adjustment, the consumer shall be charged the estimated amount of water used.

SECTION 13 - Checking meters and adjustments

Any consumer making complaint as to the correctness of a meter and claiming to be overcharged may apply in writing to the village clerk within ten days after bill is rendered, and deposit the sum of three dollars (\$3.00), and request the meter be tested. If the meter is found to be correct or to under-register the amount of water, such deposit shall be returned by the Village of Lathrup in payment of the testing charge. Should the meter be found to over-register the amount of water, the deposit will be returned and proper correction made in the bill for the quarter the bill covers only. The village clerk or water examiner are each authorized to correct any bill so shown to be incorrect due to an incorrect reading of the meter or to a fault in the meter, but for no other reason. If no written notification and payment of testing charge is made as herein provided for within ten days after bill is rendered and mailed, the bill must be paid as rendered. Failure to receive a bill for water service and any charges in connection therewith shall not be deemed a sufficient reason for not paying same within ten days after the end of each quarter.

SECTION 14 - Payment of water charges, penalties, etc.

Charges for water supplied in each quarter year shall be due and payable on the first day of March, June, September and December in each year for the preceding quarter, and shall be payable in full without discount or reduction of any kind. There shall be added to any charges remaining unpaid after the 10th day of each month, June, September and December a penalty of ten per centum (10%) of the amount due and unpaid and the same shall be not paid within thirty (30) days from the date the supply shall be cut off.

building or upon any premises where water service is furnished by the Village of Palmyra for the purpose of making any examination of the pipes, fixtures, equipment or meter.

SECTION 12 - Estimate of water used

In the event a meter becomes out of order, requiring that same be removed for repairs or adjustment, the consumer will be charged the estimated amount of water used.

SECTION 13 - Checking meters and adjustments

Any consumer making complaint as to the correctness of a meter and claiming to be overcharged may apply in writing to the village clerk within ten days after bill is rendered, and deposit the sum of Three Dollars (\$3.00), and request the meter be tested. If the meter is found to be correct or to under-register the amount of water, such deposit will be retained by the Village of Palmyra in payment of the testing charge. Should the meter be found to over-register the amount of water, the deposit will be returned and proper correction made in the bill for the quarter the bill covers only. The village clerk or water cashier are each authorized to correct any bill so shown to be incorrect due to an incorrect reading of the meter or to a fault in the meter, but for no other reason. If no written application and payment of testing charge is made as herein provided for within ten days after bill is rendered and mailed, the bill must be paid as rendered. Failure to receive a bill for water service and any charges in connection therewith shall not be deemed a sufficient reason for not paying same within ten days after the end of each quarter.

SECTION 14 - Payment of water charges, penalties, etc.

Charges for water supplied in each quarter year shall be due and payable on the 1st day of March, June, September and December in each year for the preceding quarter, and shall be payable in full without discount or reduction of any kind. There shall be added to any charges remaining unpaid after the 10th day of each March, June, September and December a penalty of ten per centum (10%) of the amount due and unpaid and if such bill is not paid within thirty (30) days from its due date, the supply shall be cut off

which shall be the minimum quarterly charge established and fixed by Section 15 of this ordinance for a similar unit or dwelling during the number of years determined by the foregoing provisions of this section.

(e) No connection shall be made for any service for the benefit of any other residence, family, business or establishment, nor shall any sub-connection of water be allowed. At no time shall there be any physical connection between a water system or source of supply on the premises, and the water system of the Village of Palmyra, or any pipe carrying water from the village system, nor shall there be any connection or sub-connection between the water and the water main.

SECTION 9 - Frozen Pipes

In the event service to any consumer is interrupted due to freezing of water in the supply pipe connecting the curb box and the building to which water service is furnished, the consumer shall be deemed to have such pipe thawed out by the Village of Palmyra shall make written application for such service and file same with the Village Clerk and pay to the Village Clerk the sum of Fifteen Dollars (\$15.00) which shall be a non-refundable deposit to be a fund and necessary charge for such service. When such application is made and the above charge paid to the Village Clerk, the Village of Palmyra will as soon as reasonably possible cause the ice in the pipe to be thawed so that water will run through the same.

SECTION 10 - No Liability for Damage from Leaking Pipes

The Village of Palmyra will not be liable for any damage from leakage of service pipes, fixtures or equipment in or upon the premises of any consumer of water. The Village of Palmyra reserves the right to shut off water service in the event any owner or consumer fails, neglects or refuses to promptly repair the service pipe, if a leak develops between the curb box and the meter, and service will not be restored until the service pipe is repaired to the satisfaction of the Village of Palmyra.

SECTION 11 - Inspection of Premises

A member of the Board of Trustees of the Village of Palmyra and any official or employee of the Village of Palmyra may, at any time enter any

which shall be the minimum quarterly charge established and fixed by Section 15 of this ordinance for a single unit or dwelling times the number of users determined by the foregoing provisions of this section.

(e) No connection shall be made to any service for the benefit of any other residence, family, business or establishment, nor shall any sub-metering of water be allowed. At no time shall there be any physical connection between a water system or source of supply on the premises, and the water system of the Village of Palmyra, or any pipe carrying water from the village system, nor shall there be any connection or taps between the meter and the water main.

SECTION 9 - Frozen pipes

In the event service to any consumer is impeded due to freezing of water in the supply pipe connection the curb box and the building to which water service is furnished, the consumer if he desires to have such pipe thawed out by the Village of Palmyra shall make written application for such service and file same with the village clerk and pay to the village clerk the sum of Fifteen Dollars (\$15.00) which said sum is hereby determined to be a fair and reasonable charge for such service. When such application is made and the above charge paid to the village clerk, the Village of Palmyra will as soon as reasonably possible cause the ice in the pipe to be thawed so that water will run through the same.

SECTION 10 - No liability for damage from leaks, etc.

The Village of Palmyra will not be liable for any damage from leakage of service pipes, fixtures or equipment in or upon the premises of any consumer of water. The Village of Palmyra reserves the right to shut off water service in the event any owner or consumer fails, neglects or refuses to promptly repair the service pipe, if a leak develops between the curb box and the meter, and service will not be restored until the service pipe is repaired to the satisfaction of the Village of Palmyra.

SECTION 11 - Inspection of Premises

A member of the Board of Trustees of the Village of Palmyra and any official or employee of the Village of Palmyra may, at any time enter any

with the village water system. The cost of repairing any damage which may be sustained to a water resulting from carelessness of the owner, tenant, agent or employee of occupant of the premises, or from neglect of either or any of them properly to protect such water, as well as any damage which may result from allowing such water to become frozen, swamped, injured or caused by hot water or steam, shall be paid to the Village of ... whenever an owner or premises shall fail to comply or shall fail to procure compliance by a tenant or other occupant of the premises, with the provisions of this section, the Village of ... shall in addition to all other penalties provided, may discontinue supplying water to the premises, without notice, and may in addition provide at the expense of the owner, a water vault and water at the curb line or other convenient location between the water main and the buildings on the same premises.

SECTION 8 - Application for water for each separate use of water

A separate application must be made, and a separate meter installed, to be installed for each premises, and the owner of each premises shall be required to pay a separate and full scale of water rates and sewer rental for each separate use of water on the premises, a separate meter being service

applied for:

- (a) A single dwelling occupied by members of a single family or household sharing common bathing, washing and sanitary facilities; or
- (b) Any separate dwelling unit in a single structure occupied by a single family or household sharing common bathing, washing and sanitary facilities, to the exclusion of other occupants of the same structure; or
- (c) Any portion of any premises occupied for a separate business or other enterprise, and maintaining any water facilities for the practical exclusion of any other occupants of the same premises.
- (d) Where a property owner or consumer in order to comply with the foregoing provisions of this section will be put to undue expense or hardship in changing and installing new piping or equipment, the Board of Trustees may waive compliance as to separate meters, but the owner of such property will be required in any event to pay a quarterly minimum bill

with the village water system. The cost of repairing any damage which may be sustained to a meter resulting from carelessness of the owner, tenant, agent or employee or occupant of the premises, or from neglect of either or any of them properly to protect such meter, as well as any damage which may result from allowing such meter to become frozen, burned, injured or damaged by hot water or steam, shall be paid to the Village of Palmyra on demand. Whenever an owner of premises shall fail to comply or shall fail to procure compliance by a tenant or other occupant of the premises, with the provisions of this section, the Village of Palmyra in addition to all other penalties provided, may discontinue supplying water to the premises, without notice, and may in addition provide at the expense of the owner, a meter vault and meter at the curb line or other convenient location between the water main and the buildings on the said premises.

SECTION 8 - Application for meter for each separate use of water

A separate application must be made, and a separate water meter must be installed for each premises, and the owner of each premises shall be required to pay a separate and full scale of water rates and meter rental for each separate use of water on his premises, a separate use being service supplied for:

- (a) A single dwelling occupied by members of a single family or household sharing common bathing, washing and sanitary facilities; or
- (b) Any separate dwelling unit in a single structure occupied by a single family or household sharing common bathing, washing and sanitary facilities, to the exclusion of other occupants of the same structure; or
- (c) Any portion of any premises occupied by a separate business or other enterprise, using and maintaining any water facilities to the practical exclusion of any other occupant of the same premises.
- (d) Where a property owner or consumer in order to comply with the foregoing provisions of this section will be put to undue expense or hardship in changing and installing new piping or equipment, the Board of Trustees may waive compliance as to separate meters, but the owner of such property will be required in any event to pay a quarterly minimum bill

least 4 1/2 feet below the surface. The installation and materials must be approved by a duly authorized official or employee of the Village of Palmyra before the trench is back-filled. If any defects in the workmanship or materials are found, or if the consumer's service pipe has not been installed in accordance with the specifications or requirements herein provided, water service will not be turned on until such defects have been remedied, and if water service has been turned on before discovery of such defects, the service may be turned off until the defects are remedied.

Service connections will be made within a reasonable time after the filing and approval of the application for service, but the Village of Palmyra reserves the right to make service connections only during the period from April 1st to November 1st in any calendar year.

SECTION 6 - Service equipment in streets property of Village

The Village of Palmyra shall at all times remain the owner of all equipment from the water main to the property line or curb stop and curb box, and this equipment shall be maintained by the Village of Palmyra and may be removed or changed by it at any time.

SECTION 7 - Meters

Meters shall be installed in all water services. Meters will be furnished and set in position by the Village of Palmyra, and rented to the owner of the premises, but title to all meters so furnished shall remain in the Village of Palmyra. A rental charge in accordance with the scheduled rates and charges as herein established will be charged, except where the water service pipe is larger than one inch, the meter must be paid for and owned by the water consumer, and such meter must be approved by the Board of Trustees of the Village of Palmyra. Whenever a meter is to be installed, a suitable place must be provided by the owner of the premises, and must be in a place free from frost, accessible at all times and properly safeguarded. If it is impossible to place the meter where it will be free from frost, a suitable boxing must be built and the meter packed to prevent freezing, at the expense of the property owner. No person except a duly authorized official, employee or agent of the Village of Palmyra shall open, change, tamper with or otherwise disturb any water meter lawfully connected

... to provide an adequate supply of water at adequate pressure, but assumes no liability for the failure to do so. The right is reserved to shut off the water temporarily for the purpose of making repairs, changes, tests or improvements to the water system and to conduct work and construction in an emergency or when there is insufficient water available. In case of a shut-down, reasonable efforts will be made to notify consumers, but no liability will be assumed for failure or inability to do so. Consumers are cautioned to make adequate provisions against collapse or bursting of their boilers because of lack of pressure. All houses and other buildings shall be fitted with a suitable check valve to prevent backflow of water in case the water is suddenly drawn off from the water mains or pipes.

SECTION 4 - Operation and Work on Water System

No person or person except duly authorized officials and employees of the Village of Fairport shall do any work or operate the water mains, valves, hydrants, meters, curb boxes or services of the water system except in the case of hydrants, meters or an authorized fire department or fire company may operate them in the performance of their duties, or for direct relief.

SECTION 5 - Installation Charges

The labor and materials for completing the installation of water service from the main to any building the curb box will be furnished by the Village of Fairport for which a flat charge of thirty-five dollars (\$35.00) will be made, and this amount shall be paid when the application for service is filed with the Village Clerk. Any water service which is larger than 3/4 inch shall be charged for in an amount which will be the above flat charge plus an amount to cover additional material and labor involved.

The necessary labor and materials for completing the installation from the curb box to the water shall be furnished and paid for by the applicant for water service. Services of less than 3/4 inch, and must be copper tubing, Type K, with swaged joints only, and be placed at

gence to provide at all times an adequate supply of water at adequate pressure, but assumes no liability for the failure so to do. The right is reserved to shut off the water temporarily for the purpose of making repairs, changes, tests or improvements to the water system and to control water use and consumption in an emergency or when there is insufficient water available. In case of a shut-down, reasonable efforts will be made to notify consumers, but no liability will be assumed for failure or inability so to do. Consumers are cautioned to make adequate provisions against collapse or drainage to their boilers because of lack of pressure. All house and other boilers shall be fitted with a suitable check valve to prevent accidents from collapse or damage in case the water is suddenly drawn off from the water mains or pipes.

SECTION 4 - Operation and Work on Water System

No person or persons except duly authorized officials and employees of the Village of Palmyra shall do any work or operate the water mains, valves, hydrants, meters, curb boxes or services of the water system, except in the case of hydrants, members of an organized Fire Department or Fire Company may operate them in the performance of their duties, or for directed drill.

SECTION 5 - Installation Charges

The labor and materials for completing the installation of water service from the main to and including the curb box will be furnished by the Village of Palmyra for which a flat charge of Eighty-Five Dollars (\$85.00) will be made, and this amount must be paid when the application for service is filed with the Village Clerk. Any water service which is larger than 3/4 inch will be charged for in an amount which will be the above flat charge plus an amount to cover additional material and labor involved.

The necessary labor and materials for completing the installation from the curb box to the meter shall be furnished and paid for by the applicant for water service. Service pipes shall not be less than 3/4 inch, and must be copper tubing, Type K, with swedged joints only, and be placed at

VILLAGE ORGANIZATION ACTING AS A PUBLIC UTILITY

ARTICLE II - GENERAL PROVISIONS

The Board of Trustees of the Village of Palmyra, New York, by virtue of the power and authority vested in it by the provisions of the Charter of said Village of Palmyra and the applicable statutes and laws of the State of New York, does hereby enact, ordain and declare the following to be the laws, regulations and rules governing the furnishing of water service by the Village of Palmyra, New York, to be adopted by the Board of Trustees of the Village of Palmyra as an ordinance of said Village on the 24th day of August, 1957:

SECTION 1 - PURPOSE

These rules, regulations and laws shall be a part of the contract with any person, firm or corporation which is supplied with water or whose property is supplied with water by the Village of Palmyra, and every such person, firm or corporation taking water, or whose property is supplied with water shall be bound thereby.

SECTION 2 - APPLICATION

All applications for the use of water shall be made in writing on forms which will be provided, and shall be filed with the Clerk of the Village of Palmyra for processing, together with the cost of installation. Each application shall be accompanied by the owner or owner of the premises for which the use of water is sought, which shall include a covenant and agreement on the part of the applicant or applicant and his or their successors in interest in the ownership of the premises to be bound by and to comply with in all respects the provisions of these rules and regulations and any amendments thereof and to pay the rates and charges herein established, which schedule of rates and charges he hereby makes a part of these rules and regulations, and any subsequent amendments thereof and charges therein.

SECTION 3 - GENERAL CONDITIONS

The Village of Palmyra will endeavor to use reasonable care and dili-

VILLAGE ORDINANCE GOVERNING WATER SERVICE IN THE
VILLAGE OF PALMYRA, NEW YORK.

The Board of Trustees of the Village of Palmyra, New York, by virtue of the power and authority vested in it by the provisions of the Charter of said Village of Palmyra and the applicable statutes and laws of the State of New York, does hereby enact, ordain and declare the following as, for and to be the Rules, Regulations and Rates governing the furnishing of water service by the Village of Palmyra, New York, duly adopted by the Board of Trustees of the Village of Palmyra as an ordinance of said Village on the 9th day of August, 1955:

SECTION 1 - General

These rules, regulations and rates shall be a part of the contract with any person, firm or corporation which is supplied with water or whose property is supplied with water by the Village of Palmyra, and every such person, firm or corporation taking water, or whose property is supplied with water shall be bound thereby.

SECTION 2 - Application

All applications for the use of water must be made in writing on a form which will be provided, and shall be left with the Clerk of the Village of Palmyra for processing, together with the cost of installation. Each application shall be subscribed by the owner or owners of the premises for which the use of water is sought, which shall import a covenant and agreement on the part of the applicant or applicants and his or their successors in interest in the ownership of the premises to be bound by and to comply with in all respects the provisions of these rules and regulations and any amendments thereof and to pay the rates and charges herein established, which schedule of rates and charges is hereby made a part of these rules and regulations, and any subsequent amendments thereof and changes therein.

SECTION 3 - General Conditions

The Village of Palmyra will endeavor to use reasonable care and dili-

The following ordinance was moved for adoption by Trustee Jeffery and seconded by Trustee Mierke.

President Contant requested a voice vote on the water ordinance and Trustees Jeffery voted yes, and Trustees Mierke voted yes, Trustee Johnson and Webster voted in the affirmative. President Contant declared the unanimous adoption of the ordinance.

RULES, REGULATIONS and RATES governing the furnishing of Water Service by the Village of Palmyra, New York.

Adopted, August 9th, 1955.

Trustee Mierke moved that 2,000 copies of the enclosed ordinance be printed, and distributed to each water consumer now using water from the Village, and a copy be delivered to each new applicant for water service. Motion was seconded by Trustee Johnson and carried.

Trustee Johnson made motion that 100 ballots be printed for the special election of Sept. 8th. 1955, for the transfer of land to Frank Vandewater, and from Vandewater to the Village; that ballot and poll clerks be obtained for holding the election. Motion was seconded by Trustee Jeffery.

There being no further business, a motion by Trustee Jeffery and seconded Trustee Johnson, that meeting adjourn at 11.25PM.

R.H.Fisk, clerk.

Trustees Meeting in Village Hall at 7.30PM, the Following members were present, President Contant, and Trustees Webster, Jeffery, Johnson and Mierke.

Fire Chief O'Brien came into ask that the Board of Trustees to accept an invitation of the Northern Central Firemens Assn. parade on Sat. Aug. 27th. 1955 from Vienna St. to the Fair Grounds, which was accepted.

Vouchers number 284 to 313 inclusive were presented for audit, in an amount of \$7783.70. After auditing vouchers, Trustee Webster made motion that the vouchers be approved and ordered paid, and seconded by Trustee Jeffery, motion carried.

Trustee Mierke made a motion that "Notice of Bids" for "Water Treatment Plant" be printed in the Palmyra Courier weekly paper as of Aug. 24th. and that specifications as prepared by engineers Smith & Fitzpatrick be made available to bidders at the office of the engineers and village clerk. Seconded by Trustee Johnson, and carried.

Motion by Trustee Jeffery and seconded by Trustee Johnson that check of Roger L. Powers, contractor and successful bidder, on pipe line contract be returned to said Powers in an amount of \$1181.00 as deposited with bid, in lieu performance Bond. Bond having been furnished by Fidelity and Casualty Co. of New York, dated Aug. 2nd. 1955 in an amount of \$23,605.90 to replace said check. Motion carried.

Mr. Frank Palmer, president of Community Chest of Palmyra was called before the Board regarding N.Y. State contributions to the Town and Village Youth Center program and contribution by the Community Chest to clarify the present condition.

Trustee Johnson presented the Board with an application form, for possible volunteers for safety school patrol of women, and he was asked to continue negotiations with police and volunteers for completion of program.

Water Foreman German submitted July water report, showing daily village average consumption of 391,935 gallons, 3 new meters installed, 548 feet pipe extended on West Main St. completion of waterline on Burnham Heights. Report was ordered filed.

Applications for water service were received from, John L. Griffin, Robert E. Downey, W.G. Chriswell and Leslie Shaw, with deposits of \$85.00 each. All were approved except John L. Griffin which was withheld pending investigation of available watermain. Motion by Trustee Jeffery and seconded by Trustee Mierke, carried.

Motion Trustee Johnson and seconded by Trustee Jeffery that meeting adjourn at 10.40 PM.

R.H. Fisk, clerk.

SPECIAL MEETING

Aug. 31st. 1955 Palmyra High School-Macedon High School, Hyde Park, Palmyra, N.Y. Notice previously advertised that a Hearing, Public, on Zoning Ordinance would be held above date at 7.30PM. Meeting started at 8.00PM at the call of President Contant. Trustees Webster, Jeffery, Johnson and Mierke, six members of zoning commission, village attorney and zoning advisor Bonner, were present and estimated 150 citizens of the community. Questions were requested from the audience regarding zoning by the president and were answered either by Pres. Contant or Mr. Bonner, mainly by the family of Abraham Abbott and Edson Shaw. Remarks were made by Messers Abbott, John Cox (Roy), Shaw, George Burke, Mrs. R.P. Bloom and others. No reasonable objections were raised to the zoning ordinance or its provisions, except that we had gotten along 110 years without one (zoning) and why have one now. President Contant closed the meeting with notice that the Board of Trustees would consider the petition containing a claimed 116 names of objectors to zoning and the petition claimed to contain 300 names of citizens in favor of zoning, at a future date. Meeting adjourned at 8.50PM.

The Board of Trustees, Zoning Commission, Mr. Bonner and attorney Tabor retired to Village Hall at 9.20PM. Judge Tabor gave opinion that no reasonable objection had been raised at public meeting, and advised that action be withheld until next regular meeting. He also appreciated the diplomatic manner that president Contant had used in meeting round-robin objections by several citizens at the public meeting. All present concurred on the subject of diplomacy of said President of the Village, even though one female "Abbott" remarked that there was not a gentleman on the Board of Trustees. Meeting adjourned 10.10 pm.

R.H. Fisk, clerk.