

PLEASE TAKE NOTICE that, at a special meeting of the Town Board of the Town of Mt. Morris duly called and held on September 23, 2026, the Town Board duly adopted Resolution No. 5 of 2026, entitled:

“A RESOLUTION AUTHORIZING THE 40-YEAR LEASE OF SEWER & WATER DISTRICTS TO THE LIVINGSTON COUNTY WATER AND SEWER AUTHORITY PURSUANT TO TOWN LAW § 198(12)(B) SUBJECT TO PERMISSIVE REFERENDUM”

The Resolution was adopted subject to a permissive referendum pursuant to Town Law § 198(12)(b). The following abstract concisely stating the purpose and effect of the Resolution is published in accordance with the requirements of Town Law § 90.

ABSTRACT OF THE RESOLUTION

The Resolution authorizes the lease of all of the property and facilities of the municipal water and sewer systems (the “Systems”) owned by the Town of Mt. Morris to the Livingston County Water and Sewer Authority (the “LCWSA”) for a term of forty (40) years pursuant to Town Law § 198(12)(b). Under the lease agreements approved by the Resolution the LCWSA will assume responsibility for the operation of the Systems’ facilities during the term of the lease. The Town will retain ownership of the System property and facilities, which will revert to the Town upon expiration or earlier termination of the leases in accordance with the terms thereof. The Resolution further authorizes the Town Supervisor to execute and deliver the leases and such ancillary documents and instruments as are necessary or appropriate to effectuate the foregoing. The Resolution also classifies the proposed action as a Type II action under the State Environmental Quality Review Act and its implementing regulations and directs the publication and posting of this notice.

NOTICE OF PERMISSIVE REFERENDUM

The Resolution shall take effect on the thirty-first (31st) day after its adoption (October 24, 2026) unless within thirty (30) days after adoption (on or before October 23, 2026) a petition meeting the requirements set forth below is filed with the Town Clerk requesting that the Resolution be submitted for the approval or disapproval of the owners of taxable real property serviced by the Systems via referendum. If a sufficient petition is so filed, the Resolution shall not take effect unless and until it is approved by the affirmative vote of a majority of the owners of taxable real property serviced by the Systems voting upon the proposition at a referendum held in the manner prescribed by Article 7 of the Town Law, as modified by Town Law § 198(12)(b).

PETITION REQUIREMENTS

Pursuant to Town Law § 198(12)(b), a petition requesting the submission of the Resolution to referendum shall be sufficient if:

1. **Signed** by the owners of taxable real property serviced by the Systems as shown upon the latest completed assessment roll of the Town, in number equal to at least five percent

(5%) of the total number of such owners, or by one hundred of such owners, whichever is the lesser;

2. **Authenticated** either (a) by acknowledgment or proof in the same manner as a deed to be recorded or (b) in the manner provided by the Election Law for the authentication of nominating petitions; and
3. **Filed** with the Town Clerk at the address set forth below on or before October 23, 2026.

A corporate owner of taxable real property serviced by the Systems shall be considered one owner for the purposes of any such petition and shall be entitled to one signature to be made by an officer or agent designated by appropriate resolution of such corporation.

INSPECTION OF RESOLUTION

A complete copy of the Resolution, together with the leases annexed thereto, is on file in the office of the Town Clerk at the address set forth below and is available for public inspection during regular business hours.

DATED: September 24, 2026

BY ORDER OF: The Town Board of the Town of Mt. Morris

Chelsey Woodworth, Town Clerk
Town of Mt. Morris
103 Main Street
Mount Morris, NY 14510
(585) 658-2730