

Burrillville Sewer Commission

Public Hearing 10/11/2005

Board Room of the BWWTF

Members Present: Raymond D. George, Chairman

Scott P. Rabideau, Vice Chairman

Don C. Wolfe, Secretary

Also Present: Walter J. Kane, Attorney for the Commission

William Skerpan Jr., Beta Group

John E. Martin – Superintendent

John O’Neil – Lynch

Wallace Auclair – Resident of Glendale Village

Peg Franklin – Office Manager

Stacey Richard – Financial Aide

The purpose of the Public Hearing was regarding proposed changes to the Rules & Regulations Governing the Public Sanitary Sewer System in the Town of Burrillville, “Entitled Article XIII, Assessments and Use Charge, Section 3, Sewers Built by Private Parties.

The Public Hearing was opened at 11:10 A.M by Chairman, Raymond George.

The first item on the agenda was comments/input/recommendation by Walter Kane, Attorney for the Commission. Mr. Kane stated he was asked by the Commission to draft a proposed amendment to charges for private developers that extend off the sewer line and install sewers to service private developments. Mr. Kane proposed that the frontage assessment charge for all sewer lines extended into private developments is \$35.00 a linear foot. That charge must be paid at the time that those lines are accepted by the sewer Commission to receive a discharge. In addition the normal charge of \$750.00 per unit that ties into the sewer line will be assessed at the time the developer comes in seeking a permit to connect the unit. The charge of \$35.00 per linear foot will be received prior to the Commission agreeing to accept any sewerage into the system. The second charge, which is unchanged from the present, will make plain that it is every unit. Mr. Kane stated his proposal does not affect any other Rules or Regulations regarding assessments of lines that are built by the town with taxpayer's funds. Mr. Kane then stated if the Commissioners vote to pass his proposal it will become effective on their passage today.

Mr. Scott Rabideau asked if the developer proposes a subdivision or a condominium development is the \$35.00 foot frontage charge based on all the roads they are building within that development or his frontage on an existing public highway. Mr. Kane answered it would be on all the roads within the development. Mr. Rabideau then asked Mr. Kane to point why this \$35.00 per foot section of the Rules and

Regulations is not affecting any other section of the Rules & Regulations. Mr. Kane answered because the proposal states “Notwithstanding any other provisions of these Rules & Regulations” that means it will not affect any other section of the Rules & Regulations.

Mr. Don Wolfe asked if frontage means both sides of the street. Mr. Kane stated it does mean both sides. Mr. Wolfe then asked how corner lots are handled. Mr. Kane stated there is a provision in the Regulations that state they are only assessed on one corner. Mr. Wolfe asked if that would stay the same with this new proposal. Mr. Kane stated it would. Mrs. Franklin stated on a corner lot, if the sewer runs on both sides, they are assessed on the side that they are connecting to. On the other side, once you go more than 150 feet, the assessment would pick up from there.

Mr. William Skerpan commented where you have a private development you have a street that is going to be turned over to the town there is a file subdivision plan that clearly denotes the frontages. If you have a development, such as Harrisville Village or Pine Ridge with condominiums, you have road ways within there but there are no delineations as to where the road is and what those frontages may be along that private road. Mr. Kane stated in a condominium development that is served by private roads, the Commission would just take the frontage in that condominium development, except if there is a portion of that frontage that is not

developable. Mr. Kane stated the plans that are submitted will be used to determine the frontage.

Mr. Rabideau asked how this would work with the Stillwater Village town project. Mr. Rabideau stated that project would be all parking lot and because of that would they not be assessed. Mr. Kane stated when the project is finished there would be public roadways within the development. Mr. Rabideau then asked if the Commission would assess the town like they would anyone else. Mr. Kane stated we do not assess the town. Mr. Rabideau stated it is a private development though. It is community developers that are building it and selling it. Mr. Martin stated the Commission does not assess anything that is tax exempt. If they do not pay real estate tax they do not pay assessment. Mr. Kane stated the basic plans show most of the roads in the development, other than a parking lot road that goes into the clock tower building, are all town roads put in by town money at town expense.

Mr. John O'Neil asked how this would affect existing developments. Mr. Kane stated if the Commission has not tied you in and allowed to put sewerage into the system it would affect you. Mr. O'Neil asked what if there is already a main passing the frontage on this private development. Mr. Kane stated if they Commission hasn't agreed to accept your sewage you would be paying this. Some discussion followed as to weather this applied towards existing houses that want to tie into the sewer system.

Mr. Rabideau made a motion to close the public hearing. Mr. Wolfe seconded the motion, so voted.

Mr. Wolfe made a motion to accept the amendment to Article XIII section 3 as presented. Mr. Rabideau voted not to accept the amendment as presented. Mr. George seconded the motion, so voted.

Respectfully Submitted,

Stacey Richard

Financial Aide