

STATE OF NEW YORK }
COUNTY OF ALBANY }

RECORDED
JUL 2 1990
ALBANY COUNTY

NOTICE OF PUBLIC HEARING

TOWN OF NEW SCOTLAND

PLEASE TAKE NOTICE that the Town Board of the Town of New Scotland shall hold a public hearing to amend Article 4, Section 403 of the subdivision regulations as amended as of April 3, 1974, by repealing the existing Section 403 and enacting a new Section 403, to give the Planning Board authorization, in its discretion, to require a subdivider to carry out minimum improvements by construction of same or posting a performance bond or other security acceptable to the Town Board. Said hearing shall be held at Town Hall, Slingerlands, New York on July 11, 1990 at 7:45 p.m., at which time all persons interested shall be heard on the said amendment.

PLEASE TAKE FURTHER NOTICE that copies of the foregoing amendment may be obtained at Town Hall, Town of New Scotland, Slingerlands RD, New York.

BY ORDER OF THE TOWN BOARD, TOWN OF NEW SCOTLAND

DATED: June 6, 1990

EDITA PROBST
Town Clerk

(June 28)

JAMES E. GARDNER of the Town of Guilderland, being duly sworn, says that he is the publisher of THE ALTAMONT ENTERPRISE AND ALBANY COUNTY POST, a weekly newspaper printed and published in the Village of Altamont, County of Albany, and that the notice of which the annexed is a true copy, has been regularly published in said ALTAMONT ENTERPRISE AND ALBANY COUNTY POST

once each week for one week

consecutively commencing on the *28th* day of

June 1990...

James E. Gardner

Roger W. Keenholtz

ROGER W. KEENHOLTS
Notary Public, State of N.Y.
Qualified in Albany Co.
#4508402
Comm. Exp. Nov. 30, 19 91

*Posted
21st June 90*

PROCEDURE FOR INSTALLATION OF REQUIRED IMPROVEMENTS

Required improvements shall be installed by the subdivider, under the supervision of the Board Engineer and/or Town Highway Superintendent, with the cost of inspection charged to the subdivider. The Planning Board, in its discretion, may compel the subdivider to carry out minimum improvements by any of the following methods:

- a. A certificate to the Planning Board from the Board Engineer and/or the Town Highway Superintendent, that all improvements and installations to the subdivision required by this Ordinance have been made or installed in accordance with specifications.
- b. A performance bond or other security acceptable to the Town Board and approved by the Town Board as to form, sufficiency and manner of execution shall be filed with the Planning Board and made payable to the Town of New Scotland.

Such bond or security shall be in an amount sufficient to cover the full cost of completing the improvements and installations in compliance with these regulations.

In case of a bond filed, it shall specify the time for the completion of the improvements and installations and the bond shall run for a term to be fixed by the Planning Board, but in no case for a longer term than three (3) years provided, however, that the term of such performance bond may be extended by the Planning Board with the consent of the parties thereto.

FURTHER RESOLVED and ORDAINED that the Town Clerk be and hereby is directed to publish the foregoing Amendment to the Subdivision Regulations as amended to April 3, 1974, in the Altamont Enterprise published in the Village of Altamont, New York, a post a copy of the same on the signboard maintained in the Town Clerk's Office and that such Regulation shall become effective ten (10) days after such publication and posting.

The foregoing was duly adopted by the following:

Aye: Herbert W. Reilly, Jr., Supervisor
Wyman Osterhout, Councilman
John Sgarlata, Councilman
Craig Shufelt, Councilman
Peter Van Zetten, Councilman

No: None

Passed
10-3-90