RESOLUTION OF THE TOWN OF YATES

WHEREAS, the Town Board of the Town of Yates and the Board of Trustees of the Village of Lyndonville having duly convened on August 2, 2022, in joint session for the purpose of jointly considering the formation of a joint fire district, to be called the Lyndonville Joint Fire District, pursuant to the provisions of section 189-a of the Town Law and section 22-2210 of the Village Law; and

WHEREAS, the Lynodnville Joint Fire District will include all parcels of land within the Town of Yates currently within the Yates Fire Protection District, and will include all parcels of land within the incorporated limits of the Village of Lyndonville; and

WHEREAS, the resolution creating the Lyndonville Joint Fire District is contingent upon the dissolution of the Yates Fire Protection District (or as it is otherwise known); and

WHEREAS, the Town Board of the Town of Yates proposed to dissolve the Yates Fire Protection District and to establish the Lyndonville Joint Fire District which will provide fire protection and first response emergency rescue services to the Town of Yates in the area currently encompassed in the Town of Yates Fire Protection District and in the territory of the Village of Lyndonville, thus being the entire Town of Yates; and

WHEREAS, General Municipal Law §773(2) provides that the Town Board for the Town of Yates may commence a dissolution proceeding for the Yates Fire Protection District, a local government entity, by endorsing a proposed dissolution plan.

NOW, THEREFORE, BE IT HEREBY RESOLVED AND ORDERED, pursuant to General Municipal Law § 774, the Town Board of the Town of Yates endorses the following Proposed Dissolution Plan:

(a) The name of the local government entity to be dissolved is the Town of Yates Fire Protection District (or as it may otherwise be known);

(b) The territorial boundaries of the entity are the entire territory of the Town of Yates outside the territorial limits of the Villages of Lyndonville;

(c) The type and/or class of the entity is a fire protection district formed pursuant to Town Law § 170;

(d) The Town Board estimates that the cost of dissolution of the Fire Protection District is five hundred dollars ($500), which is the cost to provide a public hearing upon notice;

(e) The Town of Yates Fire Protection District has no public employees and does not need to provide any plan for the transfer or elimination of public employees;

(f) The Town of Yates Fire Protection District does not have any assets, including but not limited to real and personal property, and thus the fair value thereof in current money of the United States is zero dollars ($0);

(g) The Town of Yates Fire Protection District does not have any liabilities and indebtedness, bonded or otherwise;

(h) There are no agreements entered into with the between the Town of Yates Fire Protection District and the Town of Yates which must be terminated in order to carry out the dissolution;

(i) The Town of Yates and the Village of Lyndonville have proposed and approved the establishment of the Lyndonville Joint Fire District, through which all of the residents of the Town of Yates Fire Protection District will continue to be furnished firefighting services from the Lyndonville Fire Department, following the dissolution of the Yates Fire Protection District and the formation of the Lyndonville Joint Fire District;

(j) As the Yates Fire Protection District does not have assets, there are no terms for the disposition of the entity's assets and the disposition of its liabilities and indebtedness, including the levy and collection of the necessary taxes and assessments therefor;

(k) There are no local laws, ordinances, rules or regulations of the Yates Fire Protection District which shall remain in effect after the effective date of the dissolution or shall remain in effect for a period of time other than as provided by section seven hundred eighty-nine of this title;

(l) The effective date of the proposed dissolution will be upon the expiration of the time for the public to file for a referendum in this dissolution proceeding or in the formation of the Lyndonville Joint Fire District, whichever is later;

(m) The time and place or places for a public hearing or hearings on the proposed dissolution plan pursuant to General Municipal Law § 776, will be September 1, 2022 at 6:30 pm, at 148 N Main Street, Lyndonville, New York and

(n) There are no other matters desirable or necessary to carry out the dissolution.

IT IS FURTHER RESOLVED, that the Town Clerk for the Town of Yates shall post and publish the proposed dissolution plan within the fire protection district and on its website and provide notice to the public as further required by law, and

IT IS FURTHER RESOLVED, that the Town Board for the Town of Yates shall hold at least one public hearing on the dissolution, which shall be held on September 1, 2022 at 6:30 p.m. at 148 N. Main Street, Lyndonville, New York, to consider the dissolution of the Yates Fire Protection District, such meeting immediately following the public hearing on the formation of the Lyndonville Joint Fire District; and

IT IS FURTHER RESOLVED, that following the conclusion of the public hearing the Town Board shall meet to take such other and further action on the part of said Board with relation thereto as may be authorized and prescribed by law, including but not limited to a resolution on the dissolution of the fire protection district.

James Simon, Supervisor

Susan Hrovat, Councilman

Harold Shur, Councilman

Terry Chaffe, Jr., Councilman

John Riggi, Councilman

STATE OF NEW YORK)

COUNTY OF ORLEANS) ss.:

I, Michele Harling, Clerk of the Town of Yates, in the County of Orleans, New York, DO HEREBY CERTIFY that I have compared the preceding Resolution and Order with the original thereof filed in my office, and that the same is a true and correct copy of said original and of the whole thereof so far as the same relates to the subject matters referred to therein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 2nd day of August, 2022.

Michele Harling, Town Clerk