

Town Board Policy on Uncommitted Capacity of Town Sewer System
Adopted July 6, 2017

Based on the figures shown in Table 3-2 of the December, 2016 Draft Map, Plan and Report prepared by Arcadis (the Town's consulting engineers), the sewer system will have a remaining unused sewage disposal capacity of 63,881 gallons per day (gpd). This figure is the remainder after usage and reserves by the Department of Corrections at their existing facilities, usage and reserves by the three upgrade sites (Katonah Elementary, St. Mary's and Bedford Park apartments) and the estimated usage of the commercial properties in the proposed sewer district. In addition, 50,000 gpd is reserved to ensure that the system will not reach its full rated capacity.

Existing Sewer Plant rated flow (NYS SPDES permit)	500,000 gallons/day
Reserved for Dept. of Corrections use	-300,000
Reserved for three upgrade sites	-42,500
Estimated for commercial properties in new sewer district	-43,619
Reserve capacity	<u>-50,000</u>
Uncommitted sewage treatment capacity	63,881 gallons/day

Sewer Law

Among other provisions, this law would also deal with the use of uncommitted capacity. The following policies apply for allocation of uncommitted sewer capacity:

1. Sewer District Properties
Properties within the proposed sewer district (121 tax parcels) would be permitted to use up to 15,000 gallons per day of uncommitted capacity on a first come/first served basis.
2. Out of District Properties
Residential or commercial properties outside the sewer district with failing septic systems or cesspool systems and along a newly installed sewer main would be permitted to connect to the sewer main at the property owner's cost on a first come/first served basis. These properties would be able to use up to 15,000 gallons of uncommitted capacity. Alternatively, properties in this situation may utilize the Town's Septic Repair and Reimbursement Program to pay for 50% of the repairs to a failed system.
3. Sewer Law Review
The newly enacted Sewer Law would include regulations governing the future connections to the sewer system. In this case, the law would specify the 15,000 gallon limits in items 1 and 2 above. The law would also determine estimates of sewer flow from newly connected uses, calculations for uncommitted capacity, application procedures and requirements, and costs and fees for future connections.
The Town Board could revise the provisions of the Sewer Law at any time, but a review would be required for the following reasons, whichever first occurs:
 1. Five years from the adoption of the original Sewer Law.
 2. Sewer District properties using uncommitted capacity over 15,000 gallons per day.
 3. Out-of-District properties using uncommitted capacity over 15,000 gallons per day.

In its review, the Town Board would be permitted to modify any of the initial capacity allocation requirements or any other provision of the law. Of course, the Board could conclude that no revisions would be required.