

**NOTICE OF PUBLIC HEARING  
TOWN OF LOCKPORT  
TOWN BOARD**

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town of Lockport Town Board, Niagara County, New York, on the 7th day of December, 2016 commencing at 7:30 p.m. at the Town Hall, 6560 Dysinger Road, Lockport, New York, on the adoption of a proposed Local Law entitled "Second Extension of a Moratorium upon the Disposal of Sludge, Sewage Sludge, Septage and Bio Mass" an abstract of which is as follows:

The Town Board of the Town of Lockport enacted a moratorium upon the disposal of sludge, sewage sludge, septage and bio mass by Local Law on September 2, 2015, and said Local Law was filed with the Secretary of State on September 17, 2015. The Town Board of the Town of Lockport then extended the moratorium by Local Law on March 2, 2016, and said Local Law was filed with the Secretary of State on March 17, 2016.

The Town Board of the Town of Lockport continues to have under consideration and to review potential amendments to the Town Code in regard to solid waste and recycling. The Town Board desires to continue to review and address, in a careful manner, provisions relating to solid waste and recycling and the disposal of sludge, sewage sludge, septage and bio mass on a comprehensive and town wide basis and to amend and/or adopt appropriate provisions to achieve these purposes.

Further, the Town Board understands that other local municipalities have recently enacted and/or amended local laws regarding solid waste and recycling and the disposal of sludge, sewage sludge, septage, and bio mass. The Town Board further understands that certain of these local laws are still being challenged by the New York State Department of Agriculture and Markets and/or through private litigation, including a pending Notice of Appeal at the State Appellate Division, Fourth Department. In order to fully consider and review the outcome of these challenges, the Town Board of the Town of Lockport finds it prudent and necessary to again extend its moratorium applicable to solid waste and recycling and the disposal of sludge, sewage sludge, septage and bio mass.

This one year moratorium extension is intended to ensure that no approvals for such land use application be granted or permitted until this Board can complete its planning studies

and has had the opportunity to consider and enact appropriate amendments to the Code.

The complete text of said Law is on file at the Office of the Town Clerk, and is available for review by any interested person during business hours. At such Public Hearing, all persons interested, who wish to be heard, will be heard.

Dated: November 16, 2016

By Order of the  
TOWN OF LOCKPORT TOWN BOARD  
Nancy A. Brooks, RMC, MMC  
Town Clerk, Town of Lockport

AFFIDAVIT OF POSTING

STATE OF NEW YORK)

SS:

COUNTY OF NIAGARA)

NANCY A. BROOKS, being duly sworn, deposes and says:

That she is the Town Clerk of the Town of Lockport and at all times hereinafter mentioned was duly acting as such.

That on the 21<sup>st</sup> day of Nov., 2016, deponent, in accordance with Town Law, personally posted a copy of the Town of Lockport Town Board Notice of Public Hearing on the sign board at her office and on the Town of Lockport website, a copy of which is attached hereto.

*Nancy G. Brooks*

Nancy A. Brooks, RMC, CMC, Town Clerk

Subscribed and sworn to before me this 21<sup>st</sup> day of November, 2016.

*Judith A. Newbold*  
Notary Public

JUDITH A. NEWBOLD  
Notary Public, State of New York  
No. 01NE6174885  
Qualified in Niagara County  
My Commission Expires October 1, 20\_\_