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"E. Unless the works authorized by this decision shall have been fully completed by August 1, 1956 or within such extended time as may have been applied for and granted by the Commission, then and on that date this decision shall be deemed to have lapsed and to be of no further force and effect."

On July 31, 1956, L. zur Nieden, assistant secretary-treasurer of the company, by a letter to this commission, requested an extension to the time limit date set up in the decision. Well N-5884 has been completed but it will be several months before the electrical controls will be installed and, therefore, the applicant is requesting an extension to December 31, 1956 for full completion of the project.

After due study of the applicant's request, this commission finds that *Condition E* may be modified to read as follows:

E. Unless the works authorized by this decision shall have been fully completed by December 31, 1956 or within such extended time as may have been applied for and granted by the commission, then and on that date this decision shall be deemed to have lapsed and to be of no further force and effect.

In all other respects the said decision shall remain as originally written.

Modifying Decision

Wherefore, the Water Power and Control Commission does hereby approve the said application, maps and plans of The Citizens Water-Supply Company of Newtown, as thus modified.

In the Matter of the Application of MONROE AVENUE WATER DISTRICT, TOWN OF BRIGHTON, MONROE COUNTY, for Approval of Extensions and of Engineering Plans for Construction of Water Supply System Therein. FOURTH APPLICATION. MODIFYING DECISION

Water Supply Application No. 2967
(August 7, 1956)

Decision of May 15, 1956 modified as requested.

Proceedings

BY THE COMMISSION.—Thurston Corbett, treasurer of the board of water commissioners of Monroe Avenue Water District in the town of Brighton in Monroe county, acting in the name and on behalf of that water district on March 5, 1956 filed an application with the Water Power and Control Commission for approval of the plans of that district for the extension of its water supply and distribution mains into a number of enlargements of the district and for the supply of water therein. This application was approved by the commis-

sion on May 15, 1956. Among the paragraphs contained in the decision is the following finding of fact and also the following condition.

"31. The Commission feels justified to reserve the right to revoke this approval, if, after a general hearing which it proposes to conduct on this whole situation, it develops that an adequate supply of water is not available and no steps have been taken by the local water company, the Monroe County Water Authority, the city of Rochester or others to improve this condition and to provide adequate quantities of water of satisfactory quality."

"A. The Commission must reserve the right to revoke this approval, if, after a general hearing which it proposes to conduct on this whole situation, it develops that an adequate supply of water is not available and no steps have been taken by the local water company, the Monroe County Water Authority, the city of Rochester or others to improve this condition and to provide adequate quantities of water of satisfactory quality."

On July 12, 1956 Leonard A. Boniface, supervisor of the town of Brighton, filed a request with the commission asking for a modification of the decision deleting the revocation clause as presented in the foregoing paragraphs.

After due study of the request for modification of the commission's decision of May 15, 1956 the commission finds as follows:

Findings of Fact

1. The continuation of the revocation clause will undoubtedly delay and probably prohibit development in the areas wherein it is presently desired to extend water service.
2. In consideration of the aforesaid fact, a modification of the original decision of May 15, 1956 can be granted.

Determination

Therefore, the commission's original decision of May 15, 1956 can be and hereby is modified by deleting from it *Finding of Fact No. 31* and *Condition A* in that decision as referred to above but in all other respects the decision is to remain as originally written.

Modifying Decision

Wherefore, the Water Power and Control Commission does hereby grant the request of the town of Brighton for modification of the commission's original decision of May 15, 1956.