



**CITY OF BEACON  
CITY COUNCIL  
RESOLUTION NO. OF 2018**

**A RESOLUTION TO MAKE ENVIRONMENTAL COMPLIANCE FINDINGS  
AND DETERMINATIONS**

**WHEREAS**, Lanc and Tully, duly licensed by the State of New York (the “Engineer”), at the instance of the City Council (the “Council”), have prepared, or are in the process of preparing engineering plans and studies and an estimate of the cost of the financing of:

(i) the construction or reconstruction of City roads or streets authorized by the Council pursuant to a bond ordinance, totaling \$2,729,750 including rights-in-land, original furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and incidental costs related thereto (the “Roads Project”) is a Type II action exempt from SEQRA review;

(ii) the construction, reconstruction and improvements to the City sewer and waste water system authorized by the Council pursuant to a bond ordinance, totaling \$2,403,345 including rights-in-land, original furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and incidental costs related thereto (the “Sewer Project”) and said engineering plans and studies have been filed in the office of the City Clerk and are on file for public inspection; and

(iii) the construction, reconstruction and improvements to the City water system improvements authorized by the Council pursuant to a bond ordinance, totaling \$2,187,468 including rights-in-land, original furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and incidental costs related thereto (the “Water Project”) and said engineering plans and studies have been filed in the office of the City Clerk and are on file for public inspection (the Roads Project, the Sewer Project and the Water Project, herein collectively, the “Projects”); and

**WHEREAS**, the Council expects that upon the examination of those environmental assessment forms (“EAFs”) to be prepared by the +Engineer, for the Projects, may be “unlisted actions,” as that term is defined in 6 NYCRR §617.2(ak), or a “Type II action,” as that term is defined in 6 NYCRR §617.2(aj), and upon completion the City will cause the EAFs to be prepared and promptly filed with the City Clerk; and



**WHEREAS**, it is proposed that the maximum amount estimated to be expended for the Projects is \$7,320,563 and that the costs of the Projects are to be financed by the issuance of serial bonds of the City in the aggregate principal amount of \$7,320,563 pursuant to the Local Finance Law of New York and if deemed advisable by the issuance of bond anticipation notes in anticipation of the issuance of said bonds; and

**WHEREAS**, it is proposed that the costs of the Projects are to be paid from a tax levied upon all the taxable property in the City in annual installments determined by the Council in amounts sufficient to pay the principal of and interest on said bonds to be authorized in a bond ordinance to be adopted by the Council; and

**WHEREAS**, the evidence expected to be contained in such engineering and architectural plans and studies and in the EAFs with respect to the Projects permits the Council to make the determinations hereinafter in connection with actions to be made for the purpose of authorizing the financing of the Projects; and

**NOW THEREFORE**, pursuant to proceedings prescribed in 6 NYCRR at §617 of the State Environmental Quality Review Act ("SEQRA") regulations, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF BEACON, NEW YORK, as follows:

Section 1. The City, by and through the Council, hereby declares and designates itself to be the "lead agency" as that term is defined in 6 NYCRR § 617.2(u), with respect to the environmental review of the Projects.

Section 2. Upon receipt and examination of the EAFs the City expects to determine that the Projects are an unlisted action or a Type II action, as those terms are defined in 6 NYCRR §617.2(ak) and §617.2(aj), respectively.

Section 3. No other agency other than the City is, or will be involved in said environmental review and no coordinated review or segmentation of such review is necessary or required with respect to the Projects.

Section 4. No hearing as set forth in 6 NYCRR §617.10(e) is expected to be required in making the determinations contained herein with respect to the Projects.



Section 5. The City expects that upon taking into account the criteria set forth in 6 NYCRR §617.7, upon review of all pertinent information, including taking a hard look at all the facts and circumstances, it will determine that the Projects (i) will not have a significant effect on the climate or climate change, and (ii) will not have a significant effect on the environment, and no unidentified adverse effects are anticipated with respect thereto and are precluded from further review under the Environmental Conservation Law.

Section 6. The City shall maintain a file, readily accessible to the public, in the office of the City Clerk, containing this resolution, and the EAFs once completed.

Section 7. This resolution shall take effect immediately upon its adoption.

<b>Resolution No. _____ of 2018</b>								<b>Date: <u>2018</u></b>	
<input type="checkbox"/> Amendments								<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call								<input type="checkbox"/> 3/4 Required	
<input type="checkbox"/> On roll call									
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent		
		Terry Nelson							
		Jodi McCredo							
		George Mansfield							
		Lee Kyriacou							
		John Rembert							
		Amber Grant							
		Mayor Randy J. Casale							
<b>Motion Carried</b>									