

RESOLUTION
(SEQRA / Deer Haven Park LLC)

A regular meeting of Seneca County Industrial Development Agency on March 30, 2017, at 12:00 p.m. (noon).

The following resolution was duly offered and seconded, to wit:

Resolution No. 2017-14

**RESOLUTION PURSUANT TO NEW YORK STATE ENVIRONMENTAL
QUALITY REVIEW ACT AND IMPLEMENTING REGULATIONS**

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 63 of the Laws of 1972 of the State of New York, as amended (hereinafter collectively called the "Act"), the SENECA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (hereinafter, the "Agency") was created with the authority and power to own, lease and sell property for the purpose of, among other things, acquiring, constructing and equipping civic, industrial, manufacturing and commercial facilities as authorized by the Act; and

WHEREAS, the Agency is the owner of approximately 7,200 acres of real property and improvements located in the Towns of Romulus and Varick, Seneca County, New York, consisting of portions of the former Seneca Army Depot (the "Property"); and

WHEREAS, Deer Haven Park, LLC (the "Company") has contracted to purchase a portion of the Property (the "Company Portion") pursuant to that certain Agreement of Purchase and Sale for Real Property dated December 15, 2016 (the "Contract"), which Contract provides for the Company's option to lease the Company Portion from the Agency for a period not exceeding two years; and

WHEREAS, the Agency has agreed to convey the balance of the Property (the "County Portion") to Seneca County (the "County"); and

WHEREAS, the Company has exercised its option to lease the Company portion, and in connection therewith has submitted an application requesting the Agency's financial assistance in the form of a partial real property tax abatement during the term of the lease (the "Tax Agreement"); and

WHEREAS, the Agency has conducted a review of the conveyance of the County Portion to the County, the lease and conveyance of the Company Portion to the Company, and the Tax Agreement pursuant to Article 8 of the Environmental Conservation Law and the regulations adopted pursuant thereto at 6 N.Y.C.R.R. Part 617, as amended (collectively, "SEQRA"); and

WHEREAS, to aid the Agency in its review pursuant to SEQRA, the Agency prepared an Environmental Assessment Form and related documents (the "EAF"), a copy of which is on file at the office of the Agency.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE AGENCY AS FOLLOWS:

Section 1. Based upon the EAF as completed and reviewed by the Agency, the Agency determines pursuant to SEQRA that the Action (as defined in the EAF) will result in no significant adverse impact on the environment and that therefore an environmental impact statement will not be prepared.

Section 2. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Absent</i>
G. Thomas Macinski	[x]	[]	[]	[]
Robert E. Kernan, Jr.	[x]	[]	[]	[]
Thomas L. Kime	[]	[]	[]	[x]
Donald Trout	[x]	[]	[]	[]
Erica Paolicelli	[x]	[]	[]	[]
Steven Brusso	[x]	[]	[]	[]
Stephen Wadhams	[x]	[]	[]	[]
Valerie J. Bassett	[x]	[]	[]	[]

The Resolutions were thereupon duly adopted.

