

AUTHORIZING THE CHAIRMAN OF THE ULSTER COUNTY LEGISLATURE TO ENTER INTO A LEASE AGREEMENT WITH LOWER ESOPUS RIVER WATCH, INC. – ENVIRONMENTAL MANAGEMENT COUNCIL – AND FINDING THAT PROPOSED PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT

The Environmental and Consumer Affairs Committee (Chairman Hathaway and Legislators DePew, Harris, Meyer, Bartels, Richard Parete, and Shapiro) offers the following:

WHEREAS, it has been determined that the tract, piece, or parcel of land, known as the Burnt Swamp, situated in the Town of Rosendale, at the intersection of Lucas Avenue Extension and Binnewater Road leading to Rosendale, is suited for the development of storm water education programs which meet mandated public education requirements of the Federal Phase II Storm Water Program and the New York State DEC MS4 Program, and

WHEREAS, the lease agreement for said property will be for a five year term commencing October 14, 2004 through October 13, 2009 at a cost of \$1.00 annually with an option to renew for an additional five years, and

WHEREAS, the Environmental Management Council has reviewed the proposed programs and has found that there will not be a significant effect on the environment and the prepared Short Environmental Assessment Form (EAF) so states, and

WHEREAS, the Environmental and Consumer Affairs Committee has met and reviewed said request with a majority of members voting approval, and

WHEREAS, the Ways and Means Committee has met and reviewed said request with a majority of the members voting approval.

RESOLVED, that the Chairman of the Ulster County Legislature is hereby authorized to enter into a lease agreement with Lower Esopus River Watch, Inc., P.O. Box 130, Cottekill, New York, for said property for a five year term commencing October 14, 2004 through October 13, 2009 at a cost of \$1.00 annually with an option to renew for an additional five years, as on file with the Clerk of the Ulster County Legislature or as modified with the approval of the County Attorney, and

FURTHER RESOLVED, that it is hereby found and determined that this lease and the MS4 Compliance Demonstration Project to be carried out on this property and storm water education programs contemplated, including construction of an education/visitors' center, will not have a significant effect on the environment, and

RESOLUTION NO. 314 OCTOBER 14, 2004

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FURTHER RESOLVED, that the Chairman of the Ulster County Legislature is authorized to execute the Short Environmental Assessment form as filed with the Clerk of the Legislature,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 32

NOES: 0

(Absent: Legislator Feldmann)

FINANCIAL IMPACT:

\$5.00– ADDITIONAL COUNTY DOLLARS

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