

**Adopting And Issuing A Negative Declaration Under 6 NYCRR Part 617 State Environmental Quality Review Act (SEQRA) By The Ulster County Legislature For The Extension of a Public Water Supply Line to the SUNY Ulster Campus - Capital Project 469 – SUNY Ulster**

Referred to: The Legislative Programs, Education and Community Services Committee (Chairman Wawro and Legislators Berky, Delaune, Donaldson and Lopez), The Public Works and Capital Projects Committee (Chairman Fabiano and Legislators Greene, Litts, Loughran, and Maloney), and The Energy and Environment Committee (Chairman Richard Parete and Legislators Bartels, Heppner, Lapp and Wawro)

Chairman of the Legislative Programs, Education and Community Services Committee, Mary Wawro, and Deputy Chairman David B. Donaldson offer the following:

WHEREAS, this resolution has been offered by the County Executive on behalf of the Ulster County Community College; and

WHEREAS, it has been determined that the water supply on the SUNY Ulster Stone Ridge campus is in need of an upgrade; and

WHEREAS, pursuant to Resolution No. 56 of January 26, 2016 Ulster County established Capital Project No. 469 and approved funding for the professional engineering services; and

WHEREAS, it has been determined that the best means of ensuring an adequate and reliable supply of water to the SUNY Ulster Stone Ridge Campus is through an extension of a public water supply line from the High Falls Water District along public roads and across a private property to reach the SUNY Ulster Campus in Stone Ridge hereinafter known as “the Project”; and

WHEREAS, pursuant to Resolution No. 260 passed on December 09, 2009, the Ulster County Legislature declared its intent to serve as lead agency for the Project under 6 NYCRR Part 617 State Environmental Quality review Act (SEQRA) and determined that the project was an unlisted action and after 30 days received no objections to its acting as lead agency; and

WHEREAS, the Board of Trustees approved Resolution #15-12-163 approving the establishment of a Capital Project in the amount of \$3,558,900.00, for the extension of the public water supply from the High Falls Water District; and

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WHEREAS, Ulster County has provided outreach for the Project to the elected officials within the Towns of Rosendale and Marbletown, both of which have passed resolutions supporting the Project and have outreached to federal and state agencies identified as having jurisdiction associated with approvals necessary for the Project to proceed; and

WHEREAS, as part of the Project approval process the County has completed an expanded Environmental Evaluation of Impacts and Negative Declaration that includes an analysis of impacts to historic and archeological sites, wetlands and water bodies, threatened or endangered species, traffic, and cumulative growth, other environmental considerations as required under 6 NYCRR Part 617 of the Regulations of Article 8 of the Environmental Conservation Law of New York State (“SEQRA”); and

WHEREAS, such evaluation of impacts and negative declaration has been filed with the Clerk of the Legislature and made available to members of the Legislature; and

WHEREAS, Ulster County has addressed all SEQRA issues as identified, considered and examined by the Involved and Interested Agencies and members of the public in conducting the environmental review and in so doing, has taken a hard look at said areas and made a determination of non-significance under SEQRA (“Negative Declaration”), a copy of which is annexed to this Resolution and made a part hereof; now, therefore, be it

RESOLVED, that pursuant to 6 NYCRR Part 617 et seq. of the Regulations of Article 8 of the Environmental Conservation Law of New York State (SEQRA), the Ulster County Legislature hereby adopts and issues the Negative Declaration under SEQRA upon the vote thereupon and the signature of the Ulster County Legislature Chairman herewith; and, be it further

RESOLVED, that Clerk of the Legislature shall file this Resolution and accompanying Negative Declaration with the Involved and Interested Agencies as enumerated in the Negative Declaration; and, be it further

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RESOLVED, that the adoption of the Negative Declaration shall constitute the SEQRA Decision of approval for the construction of the Project as herein defined to provide a new water line from the High Falls Water District to the SUNY Ulster Stone Ridge Campus and all of the actions associated with such project, together with all plans and documents associated therewith,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22                      NOES: 0  
(Legislator Lopez left at 7:19 PM)

Passed Committee: Public Works and Capital Projects on March 3, 2016

Passed Committee: Energy and Environment on March 7, 2016

Passed Committee: Legislative Programs, Education and Community Services on March 9, 2016

FINANCIAL IMPACT:  
NONE

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 15<sup>th</sup> Day of March in the year Two Thousand and Sixteen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 17<sup>th</sup> Day of March in the year Two Thousand and Sixteen.

[s] Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

Submitted to the County Executive this  
17<sup>th</sup> Day of March, 2016.

Approved by the County Executive this  
23<sup>rd</sup> Day of March, 2016.

[s] Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

[s] Michael P. Hein  
Michael P. Hein, County Executive