

Resolution #126, 2016

A RESOLUTION RELATING TO THE INITIAL REVIEW, UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW LAW, OF THE PROPOSED LOCAL LAW 4 of 2016 ENTITLED "AMENDMENT OF ZONING CODE"

The Town Board of the Town of Lumberland, duly convened in a regular session on September 14, 2016, has received a request to add a 0.04 acre portion of the parcel identified as Town of Lumberland SBL# 7.-9-12 to the Mohican Lake Overlay District. The portion of the parcel is on the easterly side of Mohican Trail and on the southerly end of Mohican Lake.

The Town Board does hereby resolve as follows:

Section 1. Pursuant to, and in accordance with, the provisions of section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations (6 NYCRR part 617) the Town Board of the Town of Lumberland hereby makes the following determinations and classifications with respect to the Town of Lumberland Proposed Local Law entitled, "AMENDMENT OF ZONING CODE":

1. The Town Board of the Town of Lumberland hereby determines that the action is subject to SEQR.
2. The Town Board hereby determines that the action does not involve a Federal agency.
3. The Town Board hereby makes a preliminary classification of the action as a Type I action.
4. The Town Board hereby determines that it is, and will be, the lead agency with respect to the adoption of, and approval of, the above-described Local Law.

Section 2. A copy of the proposed Local Law, Part 1 of the Environmental Assessment Form and a copy of this Resolution shall be sent by the Town Clerk to the Town of Lumberland Planning Board, Town of Lumberland Zoning Board of Appeals, Building and Code Inspector of the Town of Lumberland, Sullivan County Department of Planning, N.Y. State Commissioner of Agriculture and Markets, N.Y. State Commissioner of Environmental Conservation, and N.Y. State Office of Parks, Recreation and Historic Preservation.

Section 3. This Resolution, subject to agreement of the agencies involved, shall become effective 30 calendar days from the date hereof.

Section 4. In the event no response is received from the aforementioned agencies within 30 calendar days, the Town of Lumberland Town Board will assume the role of lead agency.

MOTION BY: Councilman Leigh Sherman

SECOND BY: Councilman Joseph Carr

VOTE: 5 - 0

BY ORDER OF THE TOWN BOARD OF THE TOWN OF LUMBERLAND, NY.

Dated: September 14, 2016

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Virginia Horn, Town Clerk