

Resolution #57, 2016
RESOLUTION AUTHORIZING ADOPTION
BY THE TOWN BOARD OF THE TOWN OF LUMBERLAND
OF LOCAL LAW NO. 3 OF 2016 AND DECLARING A NEGATIVE DECLARATION

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Lumberland for a public hearing to be held on February 10, 2016, at 7:15 p.m. at Town Hall 1054 Proctor Rd., Glen Spey, New York 12737, to hear all interested parties on said proposed Local Law 3 of 2016 entitled “A LOCAL LAW AMENDING SECTION 250-38 OF THE TOWN CODE ENTITLED ‘GEOTHERMAL ENERGY (GROUND SOURCE HEAT PUMP SYSTEMS)’”; and

WHEREAS, notice of said public hearing was duly advertised in the Sullivan County Democrat and the River Reporter, the official newspapers of said Town; and

WHEREAS, said public hearing was duly held on February 10, 2016, at 7:15 p.m. at Town Hall 1054 Proctor Rd., Glen Spey, New York 12737, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, the Sullivan County Division of Planning & Environmental Management had determined that the proposed adoption of the local law is a matter for local determination; and

WHEREAS, the contemplated action appears to be an unlisted action requiring review pursuant to the State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, on January 13, 2016, after reviewing part one (1) of a short form EAF, the Town Board of the Town of Lumberland identified no other involved agencies and assumed lead agency status; and

WHEREAS, after having completed parts two (2) and three (3) of a short Environmental Assessment Form (“EAF”), it has been determined that the proposed action would not have a significant effect upon the environment and could be processed without further regard to SEQRA; and

WHEREAS, the Town Board of the Town of Lumberland, after due deliberation, finds it in the best interest of said Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the proposed local law would not have a significant negative effect upon the environment; and be it further

RESOLVED, that the Town Board of the Town of Lumberland hereby adopts said Local Law No. 3 of 2016 which shall be effective upon filing with the Secretary of State; and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Motion By: Councilman Joseph Carr Second By: Councilman James Akt Vote: 5 - 0

BY ORDER OF THE TOWN BOARD OF THE TOWN OF LUMBERLAND

Dated: February 10 , 2016

Virginia Horn, Town Clerk