

RESOLUTION 19-__

**RESOLUTION DECLARING ENVIRONMENTAL SIGNIFICANCE AND MAKING NEGATIVE
DECLARATION OF ENVIRONMENTAL IMPACTS IN RELATION TO TOWN OF ENFIELD
SOLAR AMENDMENTS TO SITE PLAN REVIEW LOCAL LAW, LOCAL LAW #__ OF 2019**

At a Regular Meeting of the Town Board of the Town of Enfield, held in and for the Town of Enfield at _____ upon the __ day of _____, 2019, the following Town Board members were present:

Virginia Bryant, Councilperson;
Michael Carpenter, Councilperson;
Mimi Mehaffey, Councilperson;
Becky Sims, Councilperson; and
Beth McGee, Supervisor.

Upon discussion and deliberation thereupon, the following resolutions were duly made by motion of _____, and duly seconded by _____; and the vote was as follows:

Virginia Bryant, Councilperson	_____
Michael Carpenter, Councilperson	_____
Mimi Mehaffey, Councilperson	_____
Becky Sims, Councilperson	_____
Beth McGee, Supervisor	_____

And, accordingly, the following resolutions were therefore duly approved and so adopted:

WHEREAS, since 2017 a local law to implement solar power siting regulations and review standards has been under development and consideration, including to review certain solar facilities and land uses and applications to help preserve and protect the Town, its environment, and residents from the potential negative impacts that certain developments can present or cause, and a proposed final draft of such law has been duly presented to the Town Board by the Town Supervisor and the Alternative Energy Committee, and the same has been reviewed by the planning board, town counsel, and other interested parties, and public input thereupon was duly sought and considered; and

WHEREAS, the New York State Environmental Quality Review Act ("SEQRA") expresses a desire that projects, including laws and rules that impact land use planning, be subject to review as soon as is practicable, and each identified potential environmental impact was analyzed and duly considered by the Town Board, as Lead Agency, in relation to the question of whether any potential environmental impacts were so probable of occurring or so significant as to require a positive declaration, and after weighing the above and all other potential impacts arising from or in connection with this project, and after also considering: (i) the probability of each potential impact occurring; (ii) the duration of each potential impact; (iii) the irreversibility of each potential impact, including any permanently lost resources of value; (iv) whether each potential impact can or will be controlled or mitigated by permitting or other processes; (v) the regional consequence of the potential impacts; (vi) the potential for each impact to be or become inconsistent with the Town's master plan

or Comprehensive Plan and local needs and goals; and (vii) whether any known objections to the Project relate to any of the identified potential impacts, the Town Board found that these factors did not cause any potential impact to be or be likely to become a moderate or significant impact such that a negative declaration will be issued; and

WHEREAS, the Town desires to proceed towards adoption of this local law, and after conducting the aforesaid SEQRA review, the Town Board of the Town of Enfield has hereby duly RESOLVED AND DETERMINED AS FOLLOWS:

1. After consideration of potential environmental impacts reviewed in accord with Article 8 of the Environmental Conservation Law of the State of New York and Regulations promulgated thereunder ("SEQRA"), including 6 NYCRR § 617.7(c), the Town Board, as Lead Agency, has found and determined that: (i) the proposed action—forming the Extension—will have no moderate or significant negative environmental consequences; (ii) this declaration was made in accord with SEQRA, including based upon a thorough review of the EAF and other documents prepared and submitted with respect to this proposed action and its environmental review, a thorough review of potential relevant areas of environmental concern to determine if the proposed action may have a moderate or significant adverse impact on the environment, and the completion of the EAF on the record, including the findings noted therein; (iii) a negative determination of environmental significance is hereby issued, and an environmental impact statement is therefore not required; and (iv) responsible officer of the Town complete and sign the determination of significance confirming the foregoing Negative Declaration, which fully completed and signed EAF is incorporated herein by reference.

2. A responsible officer of the Town Board of the Town of Enfield is hereby authorized and directed to complete and sign, as required, the determination of significance, confirming the foregoing Negative Declaration, which fully completed and signed EAF and determination of significance shall be incorporated by reference in this Resolution.