

**SEQR RESOLUTION #26 OF 2017**

**DETERMINING SIGNIFICANCE OF ENVIRONMENTAL  
IMPACTS PURSUANT TO THE NEW YORK STATE  
ENVIRONMENTAL QUALITY REVIEW ACT**

By Councilor \_\_\_\_\_

March 2, 2017

**WHEREAS**, the City Council of the City of Auburn, New York (the "City") is considering undertaking the:

- a. reconstruction and resurfacing of various City streets and roads including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way not involving the addition of new travel lanes (the "1<sup>st</sup> Project"); and
- b. purchase of equipment to be used for constructing, reconstructing, repairing or maintaining City improvements, the cost of which is \$30,000 or more, for the City Departments of Public Works and Municipal Utilities (the "1<sup>st</sup> Project"); and
- c. construction or reconstruction of replacement sidewalks of brick, stone or concrete and handicap access curbing (the "1<sup>st</sup> Project"); and
- d. construction or reconstruction of the filtration system for the Casey Park Pool (the "1<sup>st</sup> Project"); and
- e. purchase of parking kiosks and related equipment to upgrade and replace the current equipment which is out of date and beyond reasonable repair (the "1<sup>st</sup> Project"); and
- f. purchase and installation of new and replacement wholesale meters for both water and sewer wholesale customers (the "1<sup>st</sup> Project"); and
- g. purchase of hardware and related software needed to monitor the water filtration plant and the external facilities monitored by the staff of the water filtration plant customers (the "1<sup>st</sup> Project"); and
- h. construction of improvements required to serve the City sewer system, including replacement of sanitary sewer pipes, storm sewer pipes, sewer mains and manholes and the acquisition of furnishings, equipment, machinery or apparatus required for the purposes for which such improvements are to be used and/or the sealing of sewer lines by injection under pressure of polymers or other similar materials, substances or chemicals into open pipe joints or other leakage points in a sewer system (either sanitary or surface drainage or both), including inspection and testing procedures incidental thereto (the "2<sup>nd</sup> Project"); and

**WHEREAS**, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project; and

**WHEREAS**, the 2<sup>nd</sup> Project which was discussed at the February 23, 2017 meeting of the City Council is described in the attached Short Environmental Assessment Form ("EAF"); and

**WHEREAS**, the City completed an environmental impact review of the 2<sup>nd</sup> Project pursuant to Article 8 of the Environmental Conservation Law, as amended, the SEQRA Act, and the Regulations; and

**WHEREAS**, the City Council is an "involved agency" for the 2<sup>nd</sup> Project, as this quoted term is defined in the Regulations; and

**WHEREAS**, the City Council has considered the potential environmental effects of the 2<sup>nd</sup> Project using the criteria specified in Section 617.7 of the Regulations; and

**WHEREAS**, pursuant to the Regulations, the City Council has examined the EAF and such other information as has been deemed appropriate in order to make a determination as to whether there will be any potentially significant adverse environmental impacts that arise from the 2<sup>nd</sup> Project; and

**WHEREAS**, the 2<sup>nd</sup> Project qualifies as an "Unlisted Action," as this quoted term is defined in the Regulations; and

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF AUBURN, NEW YORK AS FOLLOWS:**

1. The 1<sup>st</sup> Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c) (25) and no further action under the SEQRA Act and the Regulations is required.
2. Based upon (a) the City's examination of the EAF, (b) the City's knowledge of the area surrounding the 2<sup>nd</sup> Project and (c) such further consideration of the 2<sup>nd</sup> Project and its respective environmental effects as the City Council has deemed appropriate, the City Council makes the following findings and determinations with respect to the 2<sup>nd</sup> Project:
  - a. The 2<sup>nd</sup> Project is described in the EAF;
  - b. The 2<sup>nd</sup> Project constitutes an unlisted action;
  - c. The City Council has identified no potentially significant adverse environmental impacts for the 2<sup>nd</sup> project, and none are known to the City Council, therefore, the City Council hereby determines that the 2<sup>nd</sup> Project will not have any significant adverse impacts on the environment; and
  - d. As a consequence of the foregoing, the City Council will prepare a negative declaration for issuance with respect to the 2<sup>nd</sup> Project which is attached hereto.
3. The City Manager is hereby directed to file the negative declaration with respect to the 2<sup>nd</sup> project with the City Clerk and to maintain a copy of the negative declaration in a file that will be readily accessible to the public.
4. This Resolution shall take effect immediately.

The foregoing Resolution was thereupon declared duly adopted.

Seconded by Councilor

	<u>Ayes</u>	<u>Noes</u>
Mayor Quill	<input type="checkbox"/>	<input type="checkbox"/>
Councilor Cuddy	<input type="checkbox"/>	<input type="checkbox"/>
Councilor McCormick	<input type="checkbox"/>	<input type="checkbox"/>
Councilor Giannettino, Jr.	<input type="checkbox"/>	<input type="checkbox"/>
Councilor Carabajal	<input type="checkbox"/>	<input type="checkbox"/>

Carried and Adopted

STATE OF NEW YORK     )  
  ) SS.:  
COUNTY OF CAYUGA     )

I, Charles Mason, Clerk of the City of Auburn, Cayuga County, New York (the "City"),  
DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Council of the City, held on the 2<sup>nd</sup> day of March, 2017, including the Resolution contained therein, with the original thereof on file in my office, and the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that the full Council of the City consists of five (5) members; that \_\_\_\_ ( ) members of the Council were present at such meeting; and that \_\_\_\_ ( ) of such members voted in favor of the above Resolution.

I FURTHER CERTIFY that (i) all members of the Council had due notice of the meeting, (ii) pursuant to Article 7 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public, and due notice of the time and place of such meeting was duly given in accordance with Article 7 of the Public Officers Law, and (iii) the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City this 2nd day of March, 2017.

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Charles Mason, Clerk, City of  
Auburn, Cayuga County, New York

(SEAL)