

**RESOLUTION #4 OF 2019**  
**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF MIDDLETOWN**  
**SEEKING LEAD AGENCY STATUS IN CONSTRUCTION OF THE**  
**COMMUNITY WASTEWATER MANAGEMENT PROGRAM**  
**IN THE HAMLET OF NEW KINGSTON**

**WHEREAS**, the Town Board of the Town of Middletown previously entered into an agreement (the “Agreement”) with the Catskill Watershed Corporation (“CWC”) to participate in the Community Wastewater Management Program, which program will provide for the design and construction of a wastewater management project in the Hamlet of New Kingston; and

**WHEREAS**, the CWC through the Program, will provide full funding for the wastewater management project through a block grant; and

**WHEREAS**, CWC’s consultant for the Program, Lamont Engineers, has prepared a Preliminary Engineer’s Report for the Hamlet of New Kingston, Final Issued dated November 28, 2017, evaluating various alternative methods for managing the wastewater needs of the Hamlet of New Kingston, such report marking the end of the Study Phase of the project; and

**WHEREAS**, the Town has reviewed the Preliminary Engineer’s Report prepared by Lamont Engineers; and

**WHEREAS**, based upon its review of the Preliminary Engineer’s Report and consultation with the Town’s Counsel, the Town Board agreed to proceed to the Pre-Construction phase of the Project as set forth in Section 2.05 of the Agreement, such schedule to be agreed upon by the Town and CWC; and

**WHEREAS**, the Town Board of the Town of Middletown seeks to commence coordinated review of this action and seeks to act as Lead Agency pursuant to the requirements of the State Environmental Quality Review Act (“SEQRA”), New York State Environmental Conservation Law, Article 8 and 6 NYCRR Part 617; and

**WHEREAS**, the Town of Middletown, pursuant to 6 NYCRR Part 617 will conduct a coordinated review and seek input from various involved and interested agencies on its designation as lead agency.

**THEREFORE, NOW BE IT RESOLVED THAT:**

Subject to providing notice to and obtaining the consent of all other involved agencies, the Town Board of the Town of Middletown hereby designates itself as “lead agency” for purposes of compliance with SEQR, 6 NYCRR Part 617. The Town Board shall undertake and complete all duties and obligations of the “lead agency” as required by 6 NYCRR Part 617.

The Town Board hereby authorizes the Town Supervisor to execute any and all documents on behalf of the Town as may be necessary to become lead agency.



**WHEREUPON**, the Resolution was put to a vote and the following result recorded:

Motion made by: Kenneth Taylor

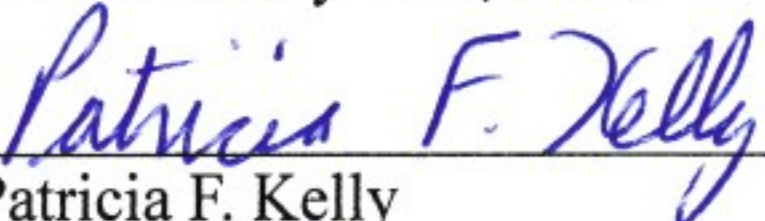
Seconded by: Julia Reischel

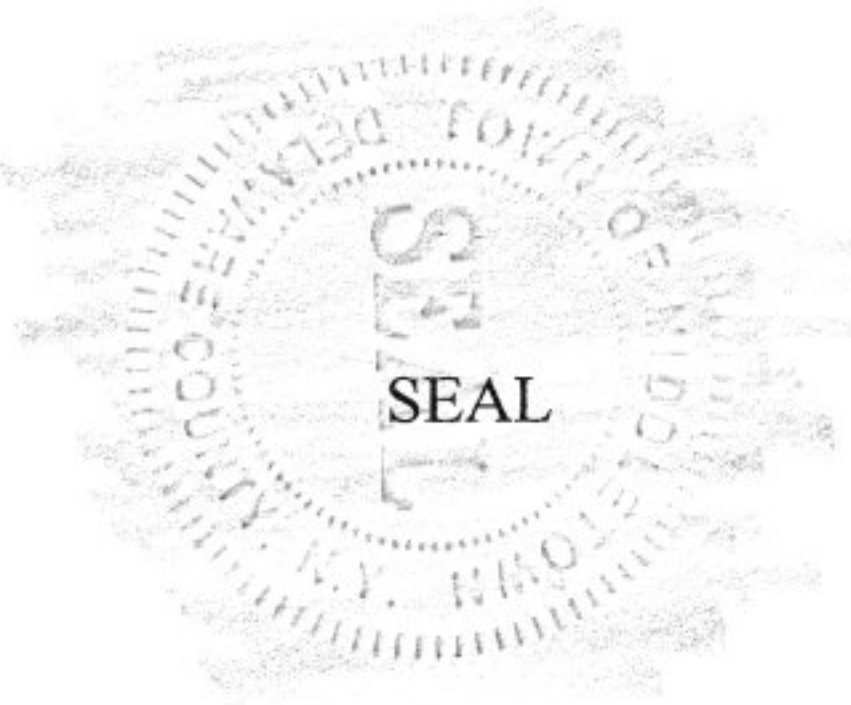
Councilman Christopher Dabritz was not in attendance.

Resolution adopted by a vote of 4 ayes and 0 nays

I hereby certify that the above resolution was duly adopted by the Town Board of the Town of Middletown at its regular meeting held on February 13th, 2019.


Dated: February 13th, 2019

  
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Patricia F. Kelly  
Town Clerk  
Town of Middletown



I, Patricia F. Kelly, Town Clerk of the Town of Middletown, Delaware County, DO HEREBY CERTIFY that I have compared the preceding resolution with the original thereof filed in my office at Margaretville, NY on the 13th day of February, 2019 and adopted by the Town Board of the Town of Middletown, Delaware County, New York on the 13th day of February, 2019 and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunder set my hand and affixed the seal of said Town of Middletown this 13th day of February, 2019.

  
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Patricia F. Kelly  
Town Clerk  
Town of Middletown

