RESOLUTION #10 OF 2019
RESOLUTION OF THE TOWN BOARD OF THE TOWN OF MIDDLETOWN DETERMINING THAT THERE ARE NO ADVERSE IMPACTS ON THE ENVIRONMENT FROM THE DESIGN, CONSTRUCTION AND OPERATION OF THE WASTEWATER MANAGEMENT PROJECT 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 Issue dated November 28, 2018, 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 Special 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 sought and obtained lead agency status and commenced coordinated review of this action pursuant to the requirements of the State Environmental Quality Review Act, 6 NYCRR Part 617; and

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

WHEREAS, the Town Board has had meetings with the public and other agencies on this project and reviewed the extensive documentation prepared by the engineers and others for this project and have taken a hard look at all of the potential environmental impacts;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF MIDDLETOWN, DELAWARE COUNTY, NEW YORK:

The Town Board of the Town of Middletown, as lead agency, for purposes of compliance with SEQR, 6 NYCRR Part 617, adopts the Negative Declaration attached hereto for the above-referenced project including, but not limited to, the formation and implementation of the sewer district, the adoption of local laws related thereto, the acquisition of property and easements related thereto, the execution of construction agreements related thereto for the Hamlet of New Kingston in the Town of Middletown.

The Town Board hereby authorizes the Town Supervisor to execute any and all documents for the Hamlet of New Kingston on behalf of the Town as may be necessary to complete the SEQRA process.

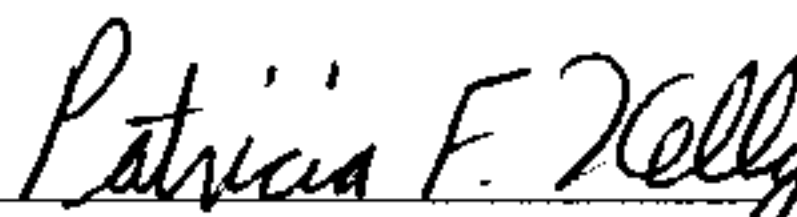**WHEREUPON,** the Resolution was put to a vote and recorded as follows:

Motion made by: Brian Sweeney

Seconded by: Kenneth Taylor

Resolution adopted by a vote of _5_ ayes and _0_ nays

I hereby certified that the above resolution was duly adopted by the Town Board of the Town of Middletown at its regular meeting held on May 8th, 2019.

Dated: May 8th, 2019

Patricia F. Kelly, Town Clerk
Town of Middletown

SEAL

STATE OF NEW YORK   }
COUNTY OF DELAWARE   }
TOWN OF MIDDLETOWN   }

       I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of Middletown at a regular meeting held May 8th, 2019, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:
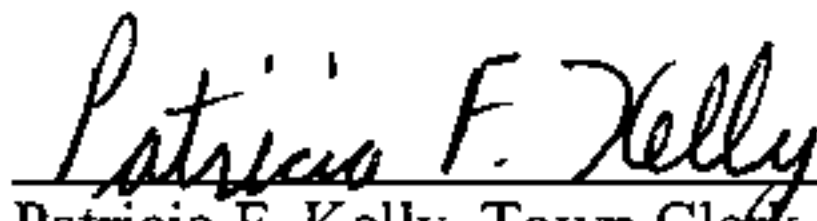
MEMBERS PRESENT	MEMBERS ABSENT	VOTE
Supervisor Davis		~~Yea~~/Nay/Abstain
Councilperson Sweeney		~~Yea~~/Nay/Abstain
Councilperson Taylor		~~Yea~~/Nay/Abstain
Councilperson Reischel		~~Yea~~/Nay/Abstain
Councilperson Dabritz		~~Yea~~/Nay/Abstain

Dated: May 8th, 2019

Patricia F. Kelly

Patricia F. Kelly, Town Clerk
Town of Middletown

SEAL