

**Resolution of Negative Declaration under SEQRA
for
Proposed Town Code Chapters 147 and 148**

Resolution # 172-2016

On a motion by Board member Muratori, and seconded by Board member Hurley,

WHEREAS, as part of the Town's Municipal Separate Storm Sewer System (MS4), program, the adoption of local laws for Illicit Discharges and for Construction and Post-Construction Stormwater Management are required per Minimum Control Measures 4 and 5; and

WHEREAS, the Town staff and outside consultants have developed drafts of proposed local laws for both Illicit Discharges (Ch. 147) and Stormwater Management (Ch. 148) based on the NYS DEC Model Laws for MS4 and on the regulations of the Adirondack Park Agency (APA) and the Lake George Park Commission (LGPC), and the Town Board is considering the adoption of these draft local laws, and

WHEREAS, the State Environmental Quality Review Act (SEQRA) regulations require that such proposed local laws undergo an environmental review in accordance with SEQRA before they are adopted and approved by the Town Board, and

WHEREAS, under SEQRA the Town Board, APA and LGPC are Involved Agencies for purposes of the environmental review needed before the Town Board can adopt the proposed local laws to amend the Town Code, and

WHEREAS, on October 17, 2016, the Town Board adopted a Resolution declaring its intent to be Lead Agency for SEQRA review of the proposed local laws to add Chapters 147 and 148 to the Town Code and requesting that APA and LGPC consent to the Town Board serving as Lead Agency, and

WHEREAS, the Town has received written confirmations from APA and LGPC stating that both of them consent to the Town Board being Lead Agency for the required SEQRA review,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Lake George Town Board hereby declares itself to be Lead Agency for SEQRA environmental review of proposed local laws that would add Chapters 147 and 148 to the Town Code, to govern Illicit Discharges and Stormwater Management, respectively, and

BE IT FURTHER RESOLVED, that the Town Board has thoroughly reviewed Part 1 of the SEQRA Short Environmental Assessment Form prepared for the proposed local laws to add Chapters 147 and 148 to the Town Code and has carefully considered the questions in Part 2 of the Short Environmental Assessment Form, and

BE IT FURTHER RESOLVED, that the Town Board has determined that the proposed local laws adding Chapters 147 and 148 to the Town Code would not have any significant adverse environmental impacts and, to the contrary, would be beneficial in preserving the environment by protecting water quality, and

BE IT FURTHER RESOLVED, that the Town Board hereby declares a Negative Declaration under SEQRA for the proposed local laws to add Chapters 147 and 148 to the Town Code, to govern Illicit Discharges and Stormwater Management, respectively, and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes and directs the Town Supervisor to complete and sign the Short Environmental Assessment Form for the proposed local laws to indicate the Town Board's determination to issue a Negative Declaration under SEQRA, and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes and directs the Town's Director of Planning and Zoning and/or the Town Clerk to take any additional actions necessary, including distribution of copies of this Resolution and /or copies of the completed Short Environmental Assessment Form, to document the Town Board's issuance of a Negative Declaration in its review of the proposed local laws.

AYES: Hurley, Crocitto, Dickinson, Muratori, Stannard

NAYS:

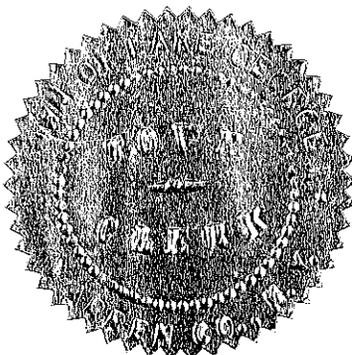
ABSENT:

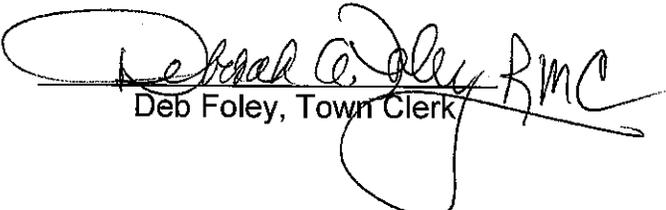
DULY ADOPTED ON THE FOLLOWING DATE: October 27, 2016

Resolution and Short EAF Prepared by:
Dan Barusch, Director of Planning and Zoning
20 Old Post Road, Lake George, NY 12845
518-668-5131(x5)

I, Deb Foley, Clerk of the Town of Lake George New York, do hereby certify that I have compared the foregoing copy of the resolution with the original resolution of file in my office and that the same is a true and correct transcript of said original resolution and of the whole thereof as duly adopted by said Lake George Town Board at a meeting duly called and held at Town Hall on Oct 27, 2016 by the required necessary vote of the members to approved the resolution.

WITNESS, my hand and the official seal of the Clerk of the Town of Lake George, New York, the 28th day of October, 2016.




Deb Foley, Town Clerk