

**3. TOWN OF HAVERSTRAW TOWN BOARD RESOLUTION TO DECLARE NOTICE OF INTENT TO BE LEAD AGENCY**

**WHEREAS**, the Town of Haverstraw (“Town”) proposes to construct a recreational facility, which will consist of athletic fields, playgrounds, pavilions, an indoor multi-purpose athletic facility, parking lots, a field house, a walking path and boardwalk trail, lighting, concession and service buildings, a future multi-use building, and grandstands (“Proposed Action”); and

**WHEREAS**, the Proposed Action is proposed to be on an undeveloped 25-acre lot owned by the Town and located in the Village of West Haverstraw bounded by Central Highway to the west, Cinder Road to the south, and Chapel Street to the east and shown on the Town Tax Map as Section 10, Block 4, Lot 1 (the “Property”); and

**WHEREAS**, the Proposed Action requires review under the New York State Environmental Quality Review Act (“SEQRA”) as set forth in 6 NYCRR Part 617; and

**WHEREAS**, the Town has prepared a Full Environmental Assessment Form (“FEAF”) Part 1 as required by 6 NYCRR 617.6(a)(2); and

**WHEREAS**, the Proposed Action is a Type I action pursuant to 6 NYCRR 617.4(b)(6)(i) because the Proposed Action involves physical alteration of more than 10 acres; and

**WHEREAS**, 6 NYCRR 617.2(t) defines “Involved Agency” as “an agency that has jurisdiction by law to fund, approve or directly undertake an action. If an agency will ultimately make a discretionary decision to fund, approve or undertake an action, then it is an ‘involved agency’ notwithstanding that it has not received an application for funding or approval at the time the SEQRA process is commenced. The lead agency is also an ‘involved agency;’” and

**WHEREAS**, as set forth in the FEAF Part 1, multiple agencies are Involved Agencies for the Proposed Action; and

**WHEREAS**, the Town of Haverstraw Town Board (“Town Board”) is an Involved Agencies as it will have to fund and directly undertake the Proposed Action; and

**WHEREAS**, 6 NYCRR 617.6(b)(3) requires a coordinated SEQRA review of all Involved Agencies for Type I actions, and;

**WHEREAS**, 6 NYCRR Part 617.6(b)(2)(i) requires that a Lead Agency for a coordinated review of an Type I Action be established prior to a determination of significance, and;

**WHEREAS** 6 NYCRR Part 617.2(v) defines “Lead Agency” as “an involved agency principally responsible for undertaking funding or approving an action, and therefore responsible for determining whether an environmental impact statement is required in connection with the action, and for the preparation and filing of the statement if one is required,” and;

**WHEREAS**, the Town Board intends to act as Lead Agency for the coordinated review of the Proposed Action and further intends to implement and complete all responsibilities of that agency; and

**WHEREAS**, 6 NYCRR 617.6(b)(3)(i) requires that when an agency intends to serve as Lead Agency that it provide all involved agencies with 30-days’ notice of its intent to serve as Lead Agency; and

**NOW THEREFORE**

**BE IT RESOLVED**, the Town of Haverstraw Town Board declares its intent to serve as lead agency for a coordinated review of the Proposed Action under SEQRA; and

**BE IT FURTHER RESOLVED**, the Town Board hereby directs the appropriate Town staff to circulate a certified copy of this resolution along with the FEAF Part 1 and any other documentation required by 6 NYCRR 617.6 to all of the Involved Agencies identified in the FEAF Part 1.

Dated: July 27, 2020

STATE OF NEW YORK        }  
ROCKLAND COUNTY        }  
TOWN OF HAVERSTRAW    }

I, Raquel Ventura, Town Clerk of said Town of Haverstraw, County of Rockland, hereby certify that I have compared the foregoing resolution of the Town Board, July 27, 2020, with the original now on file in said office, and find the same to be a true and correct transcript therefrom and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of said Town of Haverstraw, this 29th day of July 2020.

*Raquel Ventura*  
Town Clerk