

Certified to:

LAW  
URBAN & ECONOMIC DEVELOPMENT (2)  
ENGINEERING

City of Utica

## Department of Legislation

In Common Council

Utica, N. Y., July 8, 2015

Resolution 3 Sponsored by: Councilmembers Bucciero, Colosimo-Testa

July 8, 2015

### RESOLUTION TO ACCEPT DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT AS ADEQUATE FOR PUBLIC REVIEW AND TO SCHEDULE A PUBLIC HEARING WITH RESPECT TO THE DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT

WHEREAS, on September 17, 2014 the City of Utica (the City) was designated to act as Lead Agency for this Type I Action under the 6 NYCRR Part 617 of the State Environmental Quality Review Act ("SEQRA") to determine if the adoption of the proposed Utica Harbor Master Plan (Proposed Action) would have any significant adverse environmental impacts; and

WHEREAS, on September 17, 2014, the City, as Lead Agency, determined that the Proposed Action may have a significant adverse impact on the environment and that a Generic Impact Statement ("GEIS") would be prepared; and

WHEREAS, use of the GEIS format was deemed appropriate by the Lead Agency as the Proposed Action is "an entire program or plan having wide application or restricting the range of future alternative policies or projects, including new or significant changes to existing land use plans, development plans, zoning regulations or agency comprehensive resource management plans" (6 NYCRR § 617.10(a)(4)); and

WHEREAS, a draft Scoping Document was prepared to identify the potentially significant adverse impacts related to the proposed action that are to be addressed in the draft GEIS (DGEIS) including the content and level of detail of the analysis, the range of alternatives, the mitigation measures needed and the identification of non-relevant issues; and

WHEREAS, a review period (September 22, 2014 to October 28, 2014) was established to provide an opportunity for involved and interested agencies, as well as the public, to comment on the draft Scoping Document, including the scheduling of a Public Scoping Meeting held on Oct. 21, 2014 (6-8 p.m.) at the North Utica Senior Center located at 50 Riverside Drive, Utica; and

WHEREAS, based on a review of substantive comments received during the review period, a final Scoping Document was prepared and adopted by the Lead Agency on November 19, 2014; and

WHEREAS, a DGEIS dated July 8, 2015 was prepared for consideration by the City, as SEQRA Lead Agency; and

WHEREAS, the content of the DGEIS is consistent with the final Scoping Document; and

WHEREAS, on July 3, 2015, the members of the City Council, acting as representatives of the City, were presented with copies of the DGEIS dated July 8, 2015; and

WHEREAS, members of the City Council have reviewed the DGEIS and the final Scoping Document to determine whether to accept the DGEIS as adequate with respect to its scope and content for the purpose of commencing public review;

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF UTICA, as follows:

1. City Council of Utica determines that the DGEIS is complete and adequate for public review.
2. After considering the degree of interest in the action shown by the public, whether substantive or significant adverse environmental impacts have been identified, the adequacy of the mitigation measures and alternatives proposed and the extent to which a public hearing can aid the decision-making processes by providing a forum for, or an efficient mechanism for the collection of, public comment, the City Council determines that a public hearing with respect to the DGEIS will be held on September 15, 2015 at the North

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Utica Senior Community Center at 6:00 P.M.

3. The City of Utica directs the City Clerk to cause to be prepared a notice of completion of the DGEIS to be filed and circulated and to provide notice of the public hearing as may be required by law and the SEQRA implementing regulations.

4. The City Council further determines that it will receive and consider comments with respect to the DGEIS until September 27, 2015 which is a date not less than 30 calendar days from the anticipated first filing and circulation of the notice of completion of the DGEIS and not less than 10 calendar days following the public hearing at which the environmental impacts of the proposed action are to be considered.

Yeas: Councilmembers Vescera, Testa, DeSanctis, Marino, Colosimo-Testa, Williamson, LoMedico, Bucciero-8

Nays: None.

Adopted.

STATE OF NEW YORK, CITY OF UTICA

CITY CLERK'S OFFICE

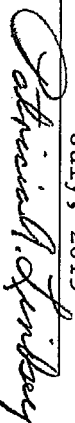
} ss.

I hereby certify that I have compared the foregoing copy of a resolution of the Common Council with the record of proceedings of the Common Council of said City of Utica, duly made and on file in this office, and that the same is a correct transcript therefrom and of the whole of said resolution.

IN TESTIMONY WHEREOF, I have hereunto affixed the Corporate

Seal of said City, and subscribed my name, this 10th

day of July, 2015



City Clerk.