

**RESOLUTION NO. 018 OF 2020**

**RESOLUTION OF SEQR DETERMINATION  
FOR LOCAL LAW NO. 7 OF 2020**

At a meeting of the Village Board of Trustees of the Village of Millbrook (“Village Board”), held at the Village of Millbrook Village Hall on the 13<sup>th</sup> day of October, 2020, at 6:30 p.m., Village Mayor, Michael Herzog called the meeting to order, and Mayor Herzog, seconded by Trustee Rochfort, moved the following resolution, containing the findings and determination under the New York State Environmental Quality Review Act (“SEQRA”).

**WHEREAS**, the Village of Millbrook Village Board (“Village Board”) has introduced and is considering the enactment of a Local Law which would amend the Village of Millbrook Zoning Law to create a new Overlay Zoning District and amend the Zoning Map annexed to the Village Zoning Law to change the Zoning District designation of four (4) parcels of land in the Village and include the new Overlay District; and

**WHEREAS**, the Village Board has prepared Part 1 of a Short Environmental Assessment Form (“EAF”), pursuant to the requirements of 6 NYCRR Part 617; and

**WHEREAS**, the enactment of a Local Law amending the Village Zoning Law, which changes the allowable uses of less than twenty-five (25) acres of land, is an Unlisted Action under the New York State Environmental Quality Review Act (“SEQRA”); and

**WHEREAS**, the proposed Local Law applies to far less than twenty-five (25) acres of land in the Village; and

**WHEREAS**, the proposed Local Law, with Part 1 of the Short EAF, has been referred to the Dutchess County Department of Planning and Development for an advisory opinion pursuant to New York General Municipal Law §239-m; and

**WHEREAS**, the Village Board has thoroughly reviewed and considered the Local Law; and

**WHEREAS**, the Village Board duly advertised, held and closed the public hearing on the Local Law during its meeting on October 13, 2020; and

**WHEREAS**, the Village Board, after the close of the public hearing during the meeting on October 13, 2020, conducted its SEQRA review by (1) considering the criteria contained in

subdivision (c) of 6 NYCRR §617.7 to identify any relevant areas of environmental concern, (2) thoroughly analyzing the identified relevant areas of environmental concern to determine if the action may have a significant adverse environmental impact and (3) completing Part 2 of the EAF and adopting Part 3 of the EAF, which included a narrative articulating the reasons supporting the Village Board's SEQRA determination; and

**NOW, THEREFORE, BE IT RESOLVED** that the Village Board hereby determines that the enactment of Local Law No. 7 of 2020 is an Unlisted Action under SEQRA; and

**BE IT FURTHER RESOLVED**, that the Village Board shall serve as Lead Agency; and


**BE IT FURTHER RESOLVED**, that for the reasons set forth in Part 3 of the EAF the enactment of the Local Law will result in no significant adverse impacts on the environment and, therefore, that an Environmental Impact Statement need not be prepared and a Negative Declaration therefore be issued.

The foregoing resolution was duly put to a vote which resulted as follows:

Mayor Herzog	Aye
Trustee Rochfort	Aye
Trustee Collopy	Aye
Trustee McGrane	Absent
Trustee Contino	Aye

The resolution was thereupon duly adopted on October 13, 2020.

DATED: Millbrook, New York  
October 13, 2020

  
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SARAH J. WITT, VILLAGE CLERK  
Village of Millbrook