

RESOLUTION

A meeting of the Village Board of Trustees of the Village of New Hempstead was convened on May 21, 2024, at 7:00 p.m.

The following Resolution was duly offered and seconded to wit:

**RESOLUTION TO GRANT PLANNING BOARD ADDITIONAL 45 DAYS;
DECLARE LEAD AGENCY;
CLASSIFY ACTION AS TYPE I ACTION;
ISSUE POSITIVE DECLARATION OF POTENTIAL ADVERSE IMPACT;
ISSUE NOTICE OF INTENT TO PREPARE DEIS; AND
SCHEDULE PUBLIC SCOPING SESSION ON 6/25/24 AT OR AFTER 7PM**

RESOLUTION NO. _____

WHEREAS, the Village Board of Trustees of the Village of New Hempstead (“Village Board”) is responsible for the preparation and adoption and maintenance of, as well as any subsequent revisions to, the Village of New Hempstead’s Zoning Code; and

WHEREAS, the Village Board is in receipt of a First Amended Petition from 103 Brick Church LLC (“Applicant”) seeking to amend the Village’s Zoning Code to allow single-family dwelling son lot having a minimum lot area of 10,000 square feet and to map the new zoning district, 1R-10, to the New York Country Club property at 103 Brick Church Road; and

WHEREAS, the Village Board previously resolved to: [1] refer the First Amended Petition pursuant to Village Code §290-133, together with all supporting materials, to the Village Planning Board, Village Attorney, Village Engineer, Village Building Inspector and Code Inspector, for review and report and [2] declare the proposed action as a SEQRA Type I action and circulated its Notice of Intent to serve as Lead Agency (Resolution No. ____); and

WHEREAS, the Village Planning Board has requested an additional 45 days to review and provide its report; and

WHEREAS, the Village Board has not received any notice from any other involved or interested agencies expressing a desire to serve as lead agency or for a coordinated review; and

WHEREAS, the Applicant previously submitted together with the First Amended Petition a Draft Scoping Document and an Environmental Assessment Form (“EAF”) Part I; and

WHEREAS, the Village Board has dutifully reviewed the EAF Part I, the Draft Scoping Document and had the same reviewed by the Village Planner.

NOW, THEREFORE, BE IT RESOLVED, that this Board hereby grants the Village Planning Board an additional 45 days to conduct its review and provide its report regarding the First Amended Petition; and

BE IT FURTHER RESOLVED that this Board declares itself as Lead Agency pursuant to the 6 NYCRR 617 State Environmental Quality Review (“SEQR”) for this action; and

BE IT FURTHER RESOLVED that this Board has reviewed the proposed action as described in the First Amended Petition, the EAF Part I, the Draft Scoping Document, the draft zoning amendment, maps, and other accompanying material and hereby classifies the action as a Type I action pursuant to 6 N.Y.C.R.R. § 617.4(b)(1)); and

BE IT FURTHER RESOLVED that this Board has further reviewed the proposed action and hereby makes a determination of significance pursuant to 6 N.Y.C.R.R. § 617.7.

BE IT FURTHER RESOLVED that this Board, as Lead Agency under SEQRA, for the reasons set forth in the Positive Declaration, Notice of Intent to Prepare a Draft EIS, attached hereto and made a part hereof, hereby determines that the proposed action may have a significant impact on the environment and that a Draft Environmental Impact Statement (“DEIS”) shall be prepared for the proposed action; and

BE IT FURTHER RESOLVED, that, in order to facilitate public scoping pursuant to 6 NYCRR 617.8, this Board will hold a public scoping session in order to solicit input by involved and interested agencies and the public, that such scoping hearing will be held on **June 25, 2024 at or after 6:30PM**, and that the form and venue of such public hearing shall tentatively be in person at Village Hall, 108 Old Schoolhouse Road, New City, New York 10956.

BE IT FURTHER RESOLVED, that this Board authorizes the Village Planner to coordinate the printing of adequate copies of the appropriate SEQR forms, draft scope, public scoping session notice, application and such other materials as is necessary to comply with SEQR, and for the Village Planner to direct the Village Clerk on the mailing of such materials to all involved and interested agencies, and further direct the Village Clerk on publication of the notices of the positive declaration in the Environmental Notice Bulletin and the in the newspaper of record no later than 14 days in advance of the public hearing as required by 6 NYCRR 617.12.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	Yea	Nay	Abstain	Absent	Mtn	Second
Abe Sicker, Mayor	[]	[]	[]	[x]	[]	[]
Shalom Mintz, Deputy Mayor	[x]	[]	[]	[]	[]	[]
Shimon Levi, Trustee	[x]	[]	[]	[]	[]	[]
Moshe Schulgasser, Trustee	[x]	[]	[]	[]	[]	[]
Marc Schiffman, Trustee	[x]	[]	[]	[]	[]	[]

The Resolution was thereupon duly adopted.