

On motion of TRUSTEE -, seconded by TRUSTEE -, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following vote:

Resolution #56-2024

WHEREAS, the Village would like to amend Section 230, Zoning, of the Village Code to provide for the administration and regulation of geothermal energy systems; and

WHEREAS, Local Law Introductory No. 1 of 2024 was drafted for such purposes; and

WHEREAS, on January 24, 2024, the Village Board of Trustees declared itself Lead Agency for SEQRA purposes; and

WHEREAS, on March 13, 2024, the Village Board of Trustees undertook the process and review described in detail in Parts 2 and 3 of the Full EAF “Determination of Significance” attached hereto; and

WHEREAS, the Village Board held a public hearing to consider Local Law Introductory No. 1 of 2024, which was opened and closed on March 13, 2024,

WHEREAS, the Village Board has received a recommendation of consistency from the Waterfront Advisory Committee with the Village’s Local Waterfront Revitalization Program; and

WHEREAS, the Village Board must make its own determination of consistency with the LWRP policy standards and conditions; and

WHEREAS, on March 13, 2024, the Village Board reviewed the LWRP policy standards and conditions,

NOW THEREFORE BE IT RESOLVED as follows:

The Village Board of Trustees makes the following findings regarding the applicability of the LWRP policies and the consistency of the Proposed Action with those policies and conditions of the LWRP which it found applicable:

*POLICY 1A: Existing planning and zoning documents should be reviewed and amended where necessary to ensure development within the community is consistent with adopted goals and policies.*

*POLICY 6: Expedite permit procedures in order to facilitate the siting of development activities at suitable locations.*

*POLICY 6A: To expedite permit procedures, the Village shall coordinate all relevant local laws into a development package for applicants and/or make all local laws available to applicants proposing development activities.*

*POLICY 7F: Construction activity of any kind must not cause a measurable increase in erosion or flooding at the site of such activity, or impact other locations. Construction activity shall be timed so that spawning of anadromous fish species and shellfish will not be adversely affected.*

*POLICY 11A: Erosion and sediment control measures shall be undertaken in order to safeguard persons, protect property, prevent damage to the environment, and promote the public welfare by guiding, regulating and controlling the design, construction, use and maintenance of any development or other activity which disturbs or breaks the topsoil.*

The remaining policies and conditions of the LWRP not specifically discussed above, were reviewed and found not to be applicable,

AND BE IT FURTHER RESOLVED: that based upon the above, the Village Board of Trustees confirms its determination that the Proposed Action, the adoption of a local law to amend Section 230, Zoning, of the Village Code to provide for the administration and regulation of geothermal energy systems, complies with the policy standards and conditions set forth in the Village's LWRP,

AND BE IT FURTHER RESOLVED: that the Village Board of Trustees hereby issues and adopts the EAF Parts 2 and 3 Determination of Significance attached hereto and adopts a Negative Declaration in connection with this action,

AND BE IT FURTHER RESOLVED: that the Village Board of Trustees hereby adopts Local Law Introductory No. 1 of 2024, to amend Section 230, Zoning, of the Village Code to provide for the administration and regulation of geothermal energy systems, which upon adoption becomes Local Law No. 6 of 2024.

Dated: March 27, 2024