

**Declaring Ulster County's Intent To Act As Lead Agency Under New York State Environmental Quality Review Act (SEQRA) For The Construction Of A Public Safety Radio Tower And Appurtenances To Be Located At 1915-1925 Lucas Avenue In The Town Of Rosendale – Department Of Emergency Services**

Referred to: The Energy, Environment and Sustainability Committee (Chairman Hewitt and Legislators Donaldson, Greene, Litts, Nolan, Stewart, and Walls), The Law Enforcement and Public Safety Committee (Chairwoman Hansut and Legislators Hewitt, Maloney, McCollough and Walls), and The Public Works, Capital Projects and Transportation Committee (Chair Nolan and Legislators Donaldson, Kovacs, Litts, and McCollough)

Chairwoman of the Law Enforcement and Public Safety Committee, Gina Hansut, Deputy Chair Chris Hewitt, and Legislator Stewart offer the following:

WHEREAS, this resolution has been submitted at the request of the County Executive on behalf of the Department of Emergency Services; and

WHEREAS, pursuant to Resolution No. 377 of August 2016 Capital Project 482 was established for the development of a Countywide Radio System and funding was provided for Professional Engineering Services; and

WHEREAS, Ulster County is developing a new simulcast radio communication system and utilizing the services of its radio consultants, has analyzed the needed improvements to the existing radio communication system in terms of gaps in service due to lack of coverage from existing radio towers that result in the need for additional towers as well as improvements and/or replacement of existing towers to support the additional equipment necessary for the simulcast system; and

WHEREAS, this analysis shows that a new Public Safety Radio Tower (PSRT) located on lands jointly owned by the towns of Rosendale and Marbletown located at Tax Map Section Block and Lot (SBL) 62.3-1-6 is needed to provide better coverage and interconnection for the County's public safety radio system that includes communication between other towers in the system; and

WHEREAS, Ulster County desires to proceed with the required steps to consider the feasibility and environmental impact of a new public safety radio tower at this location; and

WHEREAS, the development and installation of a public safety radio tower and appurtenances at the 1915-1925 Lucas Avenue site constitutes an action as defined under NYCRR Part 617.2(b) [SEQRA], and the County wishes to establish itself as a lead agency and conduct a coordinated review as provided for in NYCRR Part 617.6; now, therefore be it

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RESOLVED, that the Ulster County Legislature has determined, after review of the criteria contained in 6 NYCRR Parts 617.4 and 617.5, that the project is an Unlisted Action; and, be it further

RESOLVED, that pursuant to 6 NYCRR Part 617.6(b) (3) of the Regulations pertaining to Article 8 of the Environmental Conservation Law of New York State (SEQRA), the Ulster County Legislature hereby declares its intent to serve as Lead Agency for the above-referenced project; and, be it further

RESOLVED, that the Ulster County Legislature will conduct a coordinated review and circulate its Notice of Intent to serve as Lead Agency, together with the EAF and accompanying documentation to all interested and involved agencies pursuant to 6 NYCRR Part 617.6(b) (2) (i) and 6 NYCRR Part 617.6(b) (3); and, be it further

RESOLVED, that pursuant to 6 NYCRR Part 617.6(b) (3), at the conclusion of an otherwise unchallenged thirty (30) day period following the date of transmittal of the Notice of Intent, the EAF and documentation aforesaid to the interested agencies, the Legislature shall become the Lead Agency under SEQRA for this project,

and move its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 22      NOES: 0  
(Absent: Legislator Litts)

Passed Committee: Energy, Environment and Sustainability on April 2, 2024

Passed Committee: Law Enforcement and Public Safety on April 3, 2024

Passed Committee: Public Works, Capital Projects and Transportation on April 8, 2024

FINANCIAL IMPACT:  
NONE

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STATE OF NEW YORK

ss:

COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 16<sup>th</sup> Day of April in the year Two Thousand Twenty-Four, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 19<sup>th</sup> Day of April in the year Two Thousand Twenty-Four.

[s] Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

Submitted to the County Executive this  
19<sup>th</sup> Day of April 2024.

Approved by the County Executive this  
26<sup>th</sup> Day of April 2024.

[s] Victoria A. Fabella  
Victoria A. Fabella, Clerk  
Ulster County Legislature

[s] Jen Metzger  
Jen Metzger, County Executive