



Westchester Joint Water Works

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RESOLUTION TO CONFIRM CONCLUSIONS OF TECHNICAL MEMO DATED JANUARY 9, 2023 WITH REGARD TO SEQRA REVIEW FOR FILTRATION PLANT

WHEREAS, in connection with the proposed 30 MGD dissolved flotation/filtration plant project (“Project”), Westchester Joint Water Works (“WJWW”), as lead agency pursuant to the State Environmental Quality Review Act, N.Y. Environmental Conservation Law Article 8, and its implementing regulations codified in Title 6 of the New York Code of Rules and Regulations Part 617 (“SEQRA”), declared the Final Environmental Impact Statement for the Project complete on September 28, 2022 and adopted the SEQRA Findings Statement on October 12, 2022 (the “Findings Statement”); and

WHEREAS, following the adoption of the Findings Statement, WJWW received comments on the proposed site plan for the Project from the New York State Department of Environmental Conservation (“NYSDEC”) relating to proposed Project improvements within portions of the wetland adjacent (*i.e.*, buffer) area subject to NYSDEC’s permitting jurisdiction; and

WHEREAS, in response to the NYSDEC comments, WJWW has prepared and submitted to NYSDEC certain proposed changes to the Project site plan to further minimize construction within the wetland adjacent area (the “Proposed Site Plan Changes”) and requested that WJWW’s professional planning consultants at Nelson Pope Voorhis prepare a technical memorandum assessing the SEQRA implications of the Proposed Site Plan Changes; and

WHEREAS, as requested by WJWW, Nelson Pope Voorhis has prepared a technical memorandum dated January 9, 2023 (the “Technical Memorandum”) to review the Proposed Site Plan Changes which has concluded that *“The changes proposed to the project ... would represent a reduction in overall site disturbance and construction within the wetland adjacent areas and are de minimis with respect to the potential environmental impacts studied and disclosed in the EIS.”*

NOW, THEREFORE, BE IT RESOLVED that, the WJWW Board of Trustees hereby affirms the conclusion of the Technical Memorandum that the Proposed Site Plan Changes do not warrant preparation of a supplemental environmental impact statement and do not warrant modification of the environmental mitigation required by the SEQRA Findings Statement; and

BE IT FURTHER RESOLVED that, the Board hereby re-affirms its determination of October 12, 2022 that WJWW's SEQRA review of the Project is complete.

Moved By: Trustee Murphy

Seconded By: Trustee Elkind Eney

Vote: Ayes: Trustee Murphy and Trustee Elkind Eney

Not Present: Trustee Dionisio

I, Mary Polvere, duly qualified and appointed as Secretary to the WJWW Board of Trustees, do hereby CERTIFY that the foregoing resolution was adopted at a meeting duly called, noticed and conducted in accordance with applicable laws and executive orders of the Governor of New York State then in effect, a quorum being present on the 24th day of January, 2023 and that said copy is a true, correct and compared copy of the original resolution so adopted and that the same has not been revoked or rescinded.

WITNESSETH, my hand this 24th day of January, 2023

Signed:  _____

Mary Polvere
Secretary to Board of Trustees
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