

EXTRACT OF MINUTES

Meeting of the Board of Fire Commissioners

of the West Sand Lake Fire District,

Rensselaer County, New York

June 20, 2024

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A special meeting of the Board of Fire Commissioners of the West Sand Lake Fire District, in the Hamlet of West Sand Lake, Town of Sand Lake, Rensselaer County, New York, was held at 3697 NY Route 43, West Sand Lake, New York, on June 20, 2023, at 7:00 o'clock P.M.

There were present:

Commissioners:

Suzanne Bell	Chairman
Lyndon Ellis	Commissioner
C. Michael Deutsch	Commissioner
David Hull	Commissioner

There were absent:

Joseph Verrastro	Commissioner
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Also present:

S. Carrie Deutsch	Secretary/Treasurer
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The following resolution was offered by Commissioner Deutsch, seconded by Commissioner Hull, to wit;

A SEQRA RESOLUTION, DATED JUNE 20, 2024, OF THE WEST SAND LAKE FIRE DISTRICT, RENSSELAER COUNTY, NEW YORK (THE "FIRE DISTRICT"), DETERMINING THAT ACTION TO UNDERTAKE A PROJECT FOR THE BENEFIT OF THE FIRE DISTRICT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

WHEREAS, the Board of Fire Commissioners (the "Board") of the Fire District, desires to undertake a certain capital improvements project consisting primarily of the demolition of existing fire station and construction of a new fire station of approximately 13,400 square feet including 5 apparatus bays, of which, 2 are drive-thru, storage space, firematic support spaces, offices, conference rooms, bathroom facilities, and other support spaces for operations pertaining to a fire station to be located on the parcel at 3697 NY Route 43, in the Hamlet of West Sand Lake, Town of Sand Lake, New York, to be used by the Fire District as the new fire station, as well as other such improvements as more fully identified in (or contemplated by) a report prepared by CS Arch, P.C., and including all preliminary work and necessary equipment, materials, and related site work and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act") and the regulations (the "Regulations") adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with the SEQR Act, "SEQRA"), the Fire District must satisfy the requirements contained in SEQRA and the Regulations prior to making a final determination whether to undertake the Project; and

WHEREAS, to aid in determining whether the Project may have a significant effect upon the environment, the Architect and the Fire District have reviewed a full environmental assessment form (the "FEAF") prepared by the Architect, a copy of which was presented to and reviewed by the Fire District at this meeting and copies of which are on file at the office of the Fire District; and

WHEREAS, pursuant to SEQRA, the Fire District has examined the FEAF in order to make a determination as to the potential environmental significance of the Project; and

WHEREAS, pursuant to a letter dated September 22, 2023 (the "Lead Agency Letter"), the Fire District contacted all other "involved agencies" for the purpose of ascertaining whether such "involved agencies" were interested in undertaking a coordinated review of the Project and, if so, designating a "lead agency" with respect to the Project (as such quoted terms are defined in SEQRA); and

WHEREAS, it is the Fire District's understanding that all other state and local governmental agencies which constitute "involved agencies" with respect to the Project have either agreed or did not respond to the Fire District acting as the "lead agency" with respect to the Project; and

WHEREAS, pursuant to SEQRA, the Fire District now desires to determine whether the Project may have a significant effect on the environment and whether an environmental impact statement ("EIS") must be prepared with respect to the Project;

NOW, THEREFORE,

BE IT RESOLVED, by the Board (by the favorable vote of not less than three-fifths of all the members of the Board) as follows:

Section 1. With respect to the Project, based upon an examination of the FEAF, the recommendation of the Architect, and based further upon the Fire District's knowledge of the area surrounding the Project and such further investigation of the Project and its environmental effects as the Fire District and the Architect have deemed appropriate, the Fire District makes the following findings with respect to the Project:

(A) The Project consists of the demolition of existing fire station and construction of a new fire station of approximately 13,400 square feet including 5 apparatus bays, of which, 2 are drive-thru, storage space, firematic support spaces, offices, conference rooms, bathroom facilities, and other support spaces for operations pertaining to a fire station to be located on the parcel at 3697 NY Route 43, in the Hamlet of West Sand Lake, Town of Sand Lake, New York, to be used by the Fire District as the new fire station, as well as other such improvements as more fully identified in (or contemplated by) a report prepared by CS Arch, P.C. (the "Architect"), and including all preliminary work and necessary equipment, materials, and related site work and any preliminary costs and other Improvements and costs incidental thereto and in connection with the financing thereof; and

(B) No potentially significant impacts on the environment are noted in the FEAF, none were described or noted by the Architect and none are known to the Fire District.

Section 2. Based upon the foregoing investigation of the potential environmental impacts of the Project and considering both the magnitude and importance of each environmental impact therein indicated, the Fire District makes the following findings and determinations with respect to the Project:

(A) The Project constitutes an "Unlisted Action" (as said quoted term is defined in SEQRA) and, and therefore coordinated review and notification of other involved agencies is optional. However, the Fire District has designated itself as "lead agency" with respect to the Project, as all the "involved agencies" contacted by the Fire District either consented to the Fire District being designated as the "lead agency" or did not respond;

(B) The Project will result in no major impacts and, therefore, is one which will not cause significant damage to the environment. Therefore, the Fire District hereby determines that the Project will not have a significant effect on the environment, and the Fire District will not require the preparation of an environmental impact statement with respect to the Project; and

(C) As a consequence of the foregoing, the Fire District has decided to prepare a negative declaration with respect to the Project.

Section 3. The Fire District Secretary is hereby directed to prepare a negative declaration with respect to the Project, said negative declaration to be substantially in the form and to the effect of the negative declaration attached hereto as Exhibit A, and to cause copies of said negative declaration to be (A) filed in the main office of the Fire District and (B) distributed to the interested parties, including (1) the chief executive officer of the political subdivision in which the Project is located, (2) all “involved agencies,” and (3) any person requesting the same.

Section 4. The Fire District Secretary is hereby directed to file a copy of this Resolution with respect to the Project in the office of the Fire District.

Section 5. This resolution shall take effect immediately.

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

Lyndon Ellis	VOTING	<u>Yes</u>
Suzanne Bell	VOTING	<u>Yes</u>
C. Michael Deutsch	VOTING	<u>Yes</u>
David Hull	VOTING	<u>Yes</u>
Joseph Verrastro	VOTING	<u>Absent</u>

The foregoing resolution was thereupon declared duly adopted.

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Secretary of West Sand Lake Fire District, in the Hamlet of West Sand Lake, Town of Sand Lake, Rensselaer County, New York (hereinafter called the "Fire District") and the custodian of the records of the Fire District, including the minutes of the proceedings of the Board of Fire Commissioners; and is duly authorized to execute this certificate.

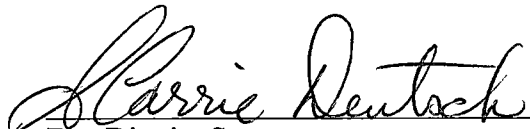
(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Board of Fire Commissioners held on the 20th day of June, 2024 and entitled:

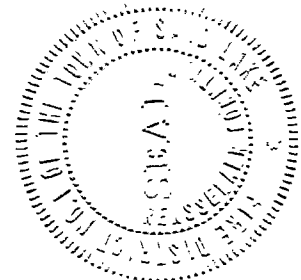
A SEQRA RESOLUTION, DATED JUNE 20, 2024, OF THE WEST SAND LAKE FIRE DISTRICT, RENSSELAER COUNTY, NEW YORK (THE "FIRE DISTRICT"), DETERMINING THAT ACTION TO UNDERTAKE A PROJECT FOR THE BENEFIT OF THE FIRE DISTRICT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the Fire District. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Board of Fire Commissioners was present throughout said meeting, and a legally sufficient number of members (3/5 of the Board of Fire Commissioners) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations, or otherwise, incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the Fire District and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 20 day of June, 2024.


Fire District Secretary



NOTICE OF DETERMINATION
OF NO SIGNIFICANT EFFECT
ON THE ENVIRONMENT

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

In accordance with Article 8 (State Environmental Quality Review) of the Environmental Conservation Law (the "Act"), and the statewide regulations under the Act (6 NYCRR Part 617) (the "Regulations"), notice is hereby given that West Sand Lake Fire District (the "Fire District") has reviewed an environmental assessment form prepared by CS Arch, P.C., the architect of the Fire District (the "Architect") in connection with the proposed project described below (the "New Facility Project") and that the Fire District has determined (A) that the proposed Project is an "Unlisted Action" pursuant to the Regulations, and therefore that coordinated review and notification is optional with respect to said Project; (B) to conduct an uncoordinated review of the Project; (C) that the Project will result in no major impacts and therefore will not have a significant effect on the environment; and (D) therefore that an environmental impact statement is not required to be prepared with respect to the Project. THIS NOTICE IS A NEGATIVE DECLARATION FOR THE PURPOSES OF THE ACT.

1. Lead Agency: The Fire District has designated itself as "lead agency" with respect to the Project, as all the "involved agencies" contacted by the Fire District either consented to the Fire District being designated as the "lead agency" or did not respond.

2. Person to Contact for Further Information: Sandra C. Deutsch, Fire District Secretary, West Sand Lake Fire District, P.O. Box 386, West Sand Lake, New York 12196; Telephone No. (518) 674-5757.

3. Project Identification: Proposed Project.

4. Project Description: The project (the "Project") consists of the following: certain capital improvements project consisting primarily of the demolition of existing fire station and construction of a new fire station of approximately 13,400 square feet including 5 apparatus bays, of which, 2 are drive-thru, storage space, firematic support spaces, offices, conference rooms, bathroom facilities, and other support spaces for operations pertaining to a fire station to be located on the parcel at 3697 NY Route 43, in the Hamlet of West Sand Lake, Town of Sand Lake, New York, to be used by the Fire District as the new fire station, as well as other such improvements as more fully identified in (or contemplated by) a report prepared by CS Arch, P.C., and including all preliminary work and necessary equipment, materials, and related site work and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Project").

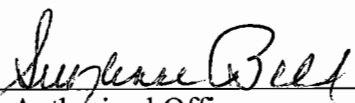
5. Project Location: The New Facility will be generally located at 3697 NY Route 43, in the Hamlet of West Sand Lake, Town of Sand Lake, New York.

6. Reasons for Determination of Non-Significance: By resolution adopted by the members of the Fire District on June 20, 2024 the Fire District determined that the Project will result in no major impacts to the environment. No other significant environmental impacts were identified by the Fire District in its review of the environmental assessment form submitted to the Fire District, the recommendation of the Architect, and based further upon the Fire District's knowledge of the area surrounding the Project and such further investigation of the Project and its environmental effects as the Fire District and the Architect have deemed appropriate, no significant environmental impacts are known to the Fire District.

7. Comment Period: All interested parties, groups and persons disagreeing with or otherwise desiring to comment upon the Fire District's environmental determination with respect to this Project are invited to submit written comments for consideration by the Fire District. All such comments should be sent by mail addressed to Sandra C. Deutsch, Fire District Secretary at the address specified in paragraph two hereof.

Dated: June 20, 2024

WEST SAND LAKE FIRE DISTRICT

BY: 
Authorized Officer