

**RESOLUTION DECLARING LEAD AGENCY STATUS
AND DETERMINING ENVIRONMENTAL SIGNIFICANCE OF
PROPOSED BROOME TECHNOLOGY PARK PURSUANT TO SEQRA**

WHEREAS, the Broome County Industrial Development Agency ("BCIDA") has authorized the planning for a Broome Technology Park to be formulated for future development on approximately 430 acres located at Airport Road in the Towns of Maine and Union and situated 1,000 feet northwest of the Greater Binghamton Sports Complex in the County of Broome, New York (the "Project"); and

WHEREAS, BCIDA prepared Part 1 of a Full Environmental Assessment Form ("FEAF") and supporting materials regarding the Project pursuant to the New York State Environmental Quality Review Act and its regulations promulgated thereto at 6 N.Y.C.R.R. Part 617 (collectively referred to as "SEQRA"); and

WHEREAS, on January 17, 2024, BCIDA commenced a review of the Project by adopting a resolution declaring its intent to act as Lead Agency pursuant to SEQRA, preliminarily classifying the Project as a Type I action warranting the preparation of a generic environmental impact statement ("GEIS"), and authorizing the distribution of the Part 1 of the EAF to all involved and interested agencies; and

WHEREAS, on January 18, 2024, BCIDA forwarded copies of the Part 1 of the FEAF and a notice of its intent to act as Lead Agency pursuant to SEQRA to all involved and interested agencies pursuant to 6 N.Y.C.R.R. § 617.6 of the SEQRA regulations; and

WHEREAS, on February 8, 2024, BCIDA received correspondence from the Town Supervisor of the Town of Maine objecting to BCIDA acting as Lead Agency for purposes of conducting a SEQRA review of the Project and claiming that the Town Board of the Town of Maine should instead act in the role of Lead Agency; and

WHEREAS, none of the other twelve (12) involved and interested agencies identified in the Part 1 of the FEAF, including but not limited to the Town of Union, has filed an objection to BCIDA acting as Lead Agency for purposes of conducting a SEQRA review of the Project; and

WHEREAS, BCIDA determines that, as a result of the regional significant scope of the anticipated impacts of the Project, the broad and significant governmental authority, resources and capability (financial and otherwise) BCIDA can expend in investigating and ensuring that a comprehensive and thorough assessment of the potential environmental impacts of the Project will be conducted pursuant to SEQRA, and the action the Town Board of the Town of Maine intends to take which will remove its status as an involved agency pursuant to SEQRA, BCIDA is the most appropriate governmental body to assume the role of Lead Agency; and

WHEREAS, BCIDA has caused the completion of Parts 2 and 3 of the FEAF which identify potential adverse environmental impacts resulting from the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS FOR THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. BCIDA hereby ratifies and confirms all actions taken, to date, by the BCIDA staff with respect to SEQRA compliance as so related to the Project.

Section 2. BCIDA classifies the Project as a Type I action pursuant to 6 N.Y.C.R.R. § 617.4 of the SEQRA regulations.

Section 3. Pursuant to 6 N.Y.C.R.R. §§ 617.4 and 617.6(b)(5)(v) of the SEQRA regulations, BCIDA asserts that it is the most appropriate governmental agency to assume the responsibility to act as Lead Agency for a SEQRA review of the Project.

Section 4. BCIDA hereby approves Parts 1, 2 and 3 of the FEAF and determines that the implementation of the Project may result in one or more impacts that may have a potential significant impact on the environment.

Section 5. BCIDA hereby determines: (i) that a Positive Declaration, as that term is defined by the SEQRA regulations, is required for the Project; and (ii) that a draft GEIS shall be prepared for the Project.

Section 6. In light of the February 8, 2024 correspondence received from the Town Board of the Town of Maine, BCIDA authorizes that BCIDA staff and its counsel and outside consultants submit a request to the Commissioner of the New York State Department of Environmental Conservation pursuant to 6 N.Y.C.R.R. § 617.6(b)(5) of the SEQRA regulations seeking a determination that BCIDA shall continue as Lead Agency in order to further proceed with the SEQRA review of the Project consistent with the authorizations set forth in this Resolution.

Section 7. BCIDA directs that a notice of this Resolution shall be filed and circulated to the extent required by any applicable ordinance, statute or regulation.

Section 8. BCIDA hereby authorizes and directs that BCIDA staff, agents, employees, and consultants undertake any such other and further action as may be necessary to meet the obligations set forth in this Resolution.

Section 9. This Resolution shall take effect immediately.

Motion by: _____
Seconded by: _____
Ayes: _____
Nays: _____
Abstain: _____
Absent: _____
Dated: February 21, 2024

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

John M. Bernardo	voting	Aye
James R. Peduto	voting	Aye
Richard A. Bucci	voting	Aye
Daniel E. Crocker	voting	Aye
Joseph P. Mirabito	voting	Aye
Daniel W. Gates	voting	Aye
Peter G. Newman	voting	Aye
Elaine Miller	voting	Aye
Michael P. Sopchak, Jr.	voting	Aye

The foregoing Resolution was thereon declared duly adopted.

STATE OF NEW YORK:

: ss.:

COUNTY OF BROOME:

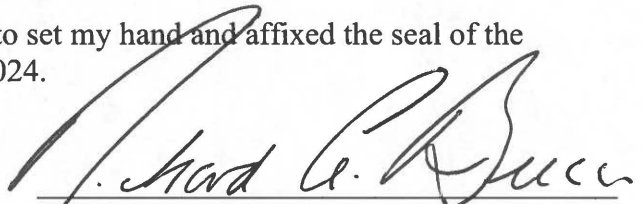
I, the undersigned Secretary of the Broome County Industrial Development Agency (the "Agency"), do hereby certify that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on January 17, 2024 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of such Resolution set forth therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respects duly held; (C) pursuant to Article 7 of the Public Officers Law (the "Open Meetings Law"), said meeting was open to the general public via telephone conference, and due notice of the time and place of said meeting was duly given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Agency present throughout said meeting.

I FURTHER CERTIFY that, as of the date hereof, the attached Resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this 21 day of February, 2024.




Richard A. Bucci
Secretary

(SEAL)