



Incorporated 1872

## ***VILLAGE OF CLAYTON***

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### **RESOLUTION NO. 2020-10**

#### **Proposed Action: Village of Clayton Flood Damage Shoreline Stabilization**

#### **RESOLUTION DECLARING THAT THE PROPOSED ACTION QUALIFIES AS A TYPE II ACTION AND IS NOT SUBJECT TO FURTHER REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT**

**WHEREAS**, the Village of Clayton (Village) is proposing the Village of Clayton Flood Damage Shoreline Stabilization Project (Project), located in the Village of Clayton, Jefferson County, New York; and

**WHEREAS**, a portion of the Riverwalk retaining wall and the adjacent Village Dock at Veteran's Memorial Park sustained significant damages during a storm event on October 31, 2019; and

**WHEREAS**, the Project involves the replacement of approximately 68 linear feet of the existing Riverwalk to its pre-disaster condition and replacement of the Village Dock along its original alignment; and

**WHEREAS**, the Project is classified as a "Type II Action" as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.5;

**WHEREAS**, the Project qualifies as a Type II action under 6 NYCRR Part 617.5(c)(2): "rehabilitation, or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part"; and

**WHEREAS**, the Project does not meet or exceed any of the thresholds established in section 617.4; and

**WHEREAS**, actions defined in 617.5(c) are not subject to environmental review under the SEQRA;

#### **NOW, THEREFORE, BE IT**

**RESOLVED AND DETERMINED**, that the proposed Project qualifies as a Type II action under SEQRA; and it is further

**RESOLVED**, that no further environmental review under SEQRA is required for the Project.

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

Mayor Zimmer	yes
Deputy Mayor Hyde	yes
Trustee Kellogg	yes
Trustee Chrisman	yes
Trustee Buker	yes

The foregoing resolution was thereupon declared duly adopted.

Dated: May 24<sup>th</sup>, 2021

I hereby certify that this resolution was adopted on May 24<sup>th</sup>, 2021 and is recorded in the Meeting Minutes of the Village of Clayton.

  
Village Clerk