Public Works & Capital Projects

RESOLUTION NO. 2016168

RE: DECLARING DUTCHESS COUNTY LEAD AGENCY WITH RESPECT TO GRANT AWARD TO PARTIALLY FUND THE PURCHASE OF AN AGRICULTURAL CONSERVATION EASEMENT ON THE STEEL FARMLAND PROPERTY IN THE TOWN OF MILAN, DUTCHESS COUNTY, NEW YORK

Legislators PULVER and SAGLIANO offer the following and move its adoption:

WHEREAS, Dutchess County is considering a recommendation of the Dutchess County Planning Board (Resolution No. 01/2016) for an award in an amount not to exceed $115,750.00 in grant funds available through the Dutchess County Partnership for Manageable Growth Grant Program (the "Program") to partially fund the purchase of an agricultural conservation easement, to be held by the Dutchess Land Conservancy (the "Conservancy"), on approximately 87.48 acres of Property, Betti Steel and Laurence M. Steel, known as the Steel Farmland Property ("Steel Farmland Property") (Tax Grid Number: 133600-6472-00-816858) located on Milan Hill Road in the Town of Milan, Dutchess County, New York, and

WHEREAS, as a result of the Dutchess Land Conservancy's organizing efforts and an application to the Program, New York State Department of Agriculture and Markets shall contribute up to $325,950.00, Dutchess County shall contribute up to $115,750 and the balance of the funding $39,440.00 shall be contributed by the Dutchess Land Conservancy and donation by the landowner, towards the purchase of the agricultural conservation easement on the Property, for a total contribution of up to $481,140.00, and

WHEREAS, the easement shall provide, among other things, that it shall be held by the Dutchess Land Conservancy, which shall assume primary responsibility to monitor and enforce the easement, and

WHEREAS, the Dutchess County Department of Planning and Development has not identified any involved agencies other than the County, and the proposed action is an unlisted action, and

WHEREAS, 6 NYCRR Part 617 requires the designation of a lead agency from among the involved agencies before a determination of significance can be made being as there are no other involved agencies in this matter, circulation was not required, and

WHEREAS, the determination of significance must be made before project review can commence, and

WHEREAS, it is the purpose of this resolution to formalize and establish the County as the lead agency, which will undertake and coordinate this project pursuant to the New York State Environmental Quality Review Act, now, therefore, be it

RESOLVED, that the County hereby assumes lead agency status with respect to a grant award to partially fund the purchase an agricultural conservation easement of 87.48 acres on the Steel Farmland Property (Tax Grid No. 133600-6472-00-816858) in the Town of Milan, Dutchess County.

CA-1011-16
AMS/kvh
G-1665
6/27/16
Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 11th day of July 2016, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 11th day of July 2016.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☑ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):
H0400.8020.3006.7010 - Easement-Conservation Steel Farm
H0476.8020.3006.7010 - Easement-Conservation Steel Farm

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:
Declaration of Lead Agency, pursuant to SEQRA, regarding the partial funding from the Dutchess County Partnership for Manageable Growth (PMG) Grant Program for the purchase of a conservation easement on the 87.48-acre Steel Farm in the Town of Milan, in partnership with the New York State Department of Agriculture and Markets.

Prepared by: Tiffanie Massey Prepared On: 6/16/2016

Dutchess County
22 Market Street
Poughkeepsie, NY 12601

Project Name:	**Purchasing development rights/establishing a conservation easement to preserve 87.48 acres of working farmland in the Town of Milan**
Proposed Lead Agency:	**County of Dutchess**
Name of Applicant:	**Dutchess Land Conservancy**

RESPONSE TO REQUEST THAT THE ABOVE NAMED AGENCY SERVE AS LEAD AGENCY REGARDING THE ABOVE ACTION

On behalf of the NYS Department of Agriculture and Markets (involved agency), I acknowledge receipt of the lead agency notice in this matter.

The above named involved agency hereby: **(please check one)**

[✓] **CONSENTS** that the proposed agency serve as lead agency in this application and requests that the undersigned continue to be notified of SEQR determinations, proceedings and hearings in this matter.

[ ] **DOES NOT CONSENT** to the proposed agency serving as lead agency in this application and wishes that serve as lead agency. To contest lead agency designation, the undersigned intends to follow the procedures outlined in 6 NYCRR 617.6(b)(5).

[ ] **TAKES NO POSITION** on Lead Agency designation.

June 1 2016
Date

John Brennan
Signature

NYS Department of Agriculture and Markets
Agency Name

John Brennan
Name (printed)

Please return to: Brian Kehoe, Planner
Dutchess County Planning and Development
27 High Street
Poughkeepsie, NY 12601
845-486-3600 bkehoe@dutchessny.gov