

**RESOLUTION ADOPTING
FINDINGS STATEMENT FOR
RUSH ASSOCIATES, LLC REZONING OF
7262 WEST HENRIETTA ROAD**

August 24, 2016

WHEREAS, on November 13, 2013, the Town Board of the Town of Rush (the “Town Board”) accepted an application from Rush Associates, LLC to rezone 5.8 acres of an approximately 25 acre parcel located at 7262 West Henrietta Road, Town of Rush from residential (R-30) to commercial (C) (the “Petition”); and

WHEREAS, the Petition is subject to an environmental impact assessment pursuant to the New York State Environmental Quality Review Act, Article 8 of the Environmental Conservation Law and its implementing regulations at 6 NYCRR Part 617 (collectively referred to as “SEQRA”); and

WHEREAS, on November 27, 2013 the Town Board declared itself Lead Agency in order to complete a coordinated review of the Petition pursuant to SEQRA; and

WHEREAS, on July 23, 2014, the Town Board issued a Positive Declaration for the Petition; and

WHEREAS, on January 13, 2016, the Town Board accepted a Draft Environmental Impact Statement (“DEIS”) for the Petition; and

WHEREAS, both a thirty (30) day public comment period and public hearing were conducted for the DEIS; and

WHEREAS, on May 11, 2016, the Town Board accepted a Final Environmental Impact Statement (“FEIS”) for the Petition; and

WHEREAS, on July 27, 2016, the Town Board accepted an addendum to the FEIS for the Petition.

THEREFORE, BE IT RESOLVED, that the Town Board accepts and adopts the Findings Statement as submitted and prepared for the Petition pursuant to 6 N.Y.C.R.R. § 617.11; and be it further

RESOLVED, that the Town Board, pursuant to 6 N.Y.C.R.R. § 617.11(d), certifies that the requirements of SEQRA have been met; and be it further

RESOLVED, that the Findings Statement shall be filed, distributed and maintained, as necessary, pursuant to 6 N.Y.C.R.R. §§ 617.11 and 617.12.

The adoption of the foregoing Resolution was moved by _____, seconded by _____, and duly put to vote, which resulted as follows:

	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Absent</i>
Town Supervisor, Cathleen Frank	[]	[]	[]	[]
Deputy Supervisor, Rita McCarthy	[]	[]	[]	[]
Gerry Kusse	[]	[]	[]	[]
Daniel Woolaver	[]	[]	[]	[]
Jillian Coffey	[]	[]	[]	[]

The Resolution was thereupon duly adopted.