**Town of Manheim**

**Zoning Board of Appeals**

**RESOLUTION NO. of 2021**

**Dated: April , 2021**

**RESOLUTION AUTHORIZING ZBA CHAIRMAN TO SIGN DOCUMENTS AGREEING THAT PLANNING BOARD SHOULD ACT AS LEAD AGENCY PURSUANT TO SEQRA**

MOTION made by , seconded by

**WHEREAS,** SunEast Flat Hill Solar LLC (“Flat Hill”) has submitted an application to the Zoning Board of Appeals (“ZBA”) for a special use permit to construct and operate an approximately 20 MW alternating current ground mounted solar photovoltaic array system near the intersection of Bidleman Road and Dockey Road (Tax Map Parcel Nos. 115.4 – 1 – 29.2, 115.4 – 1 – 61 and 115.4 – 1– 88) in the Town of Manheim, New York (the “Project”); and,

**WHEREAS,** in connection with Flat Hill’s application for a special use permit the Planning Board is required to perform a site plan review, make a recommendation, and provide an advisory opinion to the Zoning Board of Appeals; and,

**WHEREAS,** the ZBA has received Part I of a long-form Environmental Assessment Form (“EAF”) as a part of the Special Use Permit Application; and,

**WHEREAS,** since a permit or other action is or may be required from other state, county, or local agencies (“Involved Agencies”) a coordinated SEQRA review of the Project is required; and

**WHEREAS,** where a project is subject to a coordinated SEQRA review a Lead Agency must be agreed upon with other Involved Agencies; and

**WHEREAS,** the Zoning Board of Appeals is an Involved Agency for the coordinated SEQRA review of the Project,

**WHEREAS,** the Planning Board must conduct the site plan review, and provide a recommendation and advisory opinion to the ZBA for the special use permit application, the ZBA has determined that the Planning Board should serve as Lead Agency for the purposes of the coordinated SEQRA review of the Project,

**Now Therefore Be It RESOLVED** that the Town of Manheim Zoning Board of Appeals authorizes its Chairman, Bruce Lyon, to sign documents related to the coordinated SEQRA review necessary to establish Lead Agency indicating that the Zoning Board of Appeals has no objection to the Town of Manheim Planning Board assuming the status of Lead Agency for the purposes of the coordinated SEQRA review of this Project.

Roll Call Vote:

Bruce Lyon, Chairman Aye Nay Abstain\_\_\_\_\_\_\_\_\_\_ Absent\_\_\_\_\_\_\_

Andrew Chlus Aye Nay Abstain\_\_\_\_\_\_\_\_\_\_ Absent\_\_\_\_\_\_\_

Vacant seat Aye Nay Abstain\_\_\_\_\_\_\_\_\_\_ Absent\_\_\_\_\_\_\_

Susan Koziol Aye Nay Abstain\_\_\_\_\_\_\_\_\_\_ Absent\_\_\_\_\_\_\_

Wilbur Hills Aye Nay Abstain\_\_\_\_\_\_\_\_\_\_ Absent\_\_\_\_\_\_\_

IN WITNESS WHEREOF, I have affixed my name as Clerk/Secretary on this day of April, 2021.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Marie Gressler, Clerk/Secretary