

At its December 17, 2019 meeting the Planning Board reviewed various Ordinance Updates to address inconsistencies within the Town code and issued a positive recommendation to the Town Board.

WHEREAS, 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the state Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conversation Law;

NOW, THEREFORE BE IT RESOLVED, that the Town of Pendleton hereby determines that the proposed updates to the Town Code is a Type II action in accordance with 6 NYCRR Section 617.5 (C) 33 and 26 which constitutes adoption of regulations, policies, procedures and local legislative decisions in connection with routine or continuing agency administration and management; and is therefore not subject to review under 6 NYCRR part 617.

FURTHERMORE, BE IT RESOLVED It has been determined that the Administrative Town Code Updates, presently before the Town Board, are Type II actions and not subject to review under SEQR. That being the case there is also no requirement or necessity to hold a Public Hearing on those Administrative Town Code Updates.