

**RESOLUTION ADOPTED BY THE VILLAGE BOARD OF THE VILLAGE OF CHESTER
REGARDING THE FINAL ENVIRONMENTAL IMPACT STATEMENT
SUBMITTED BY BT HOLDINGS LLC**

WHEREAS, a Petition was filed by BT HOLDINGS LLC (the “Applicant”) in or about January, 2008, requesting the Village of Chester to annex certain property in the Town of Chester and to amend the Zoning Ordinance of the Village of Chester to rezone the said property once annexed and an adjacent parcel of land owned by the Applicant already in the Village described with particularity in the Notice of Public Hearing, a copy of which is attached as Exhibit A, and on the tax maps of the Village of Chester as, so as to permit the construction of a 458 units of multifamily housing, 100 of same to be restricted to senior citizens, (the “Project” or “Site”), and

WHEREAS, said petition was appropriately filed along with required environmental assessment forms and all fees paid, and

WHEREAS, the Village Board thereafter circulated the required notice pursuant to the State Environmental Quality Review Act (“SEQRA”), Environmental Conservation Law (“ECL” Article 8 and implementing regulations contained in 6 N.Y.C.R.R. Part 617, seeking to designate itself as the lead agency in the review of this Type I action and determined that a draft environmental impact statement (hereinafter the “draft Environmental Impact Statement” or “DEIS”) be prepared by the Applicant, and

WHEREAS, the Village Board retained the services of Turner Miller Group (the “Consultant”) as environmental consultants and McGoey, Hauser & Edsall as engineering consultants to review the DEIS on behalf of the Village and

WHEREAS, the Village Board by resolution adopted April 14, 2008, scheduled a public scoping session for the DEIS which was held April 30, 2008, at which time all interested and involved agencies and members of the public were given an opportunity to be heard with regard to the scope and content of the DEIS, and

WHEREAS the Village Board by resolution adopted a Scoping Document for the DEIS on July 14, 2008; and

WHEREAS, on October 22, 2009, the Applicant submitted a proposed DEIS to the Village Board and the Consultant for their review and, in addition, provided copies to all interested and involved agencies and the public, and on November 9, 2009, the Village Board accepted the same as complete for purposes of public comment and review; and

WHEREAS, the Consultant and the Village Board received and reviewed and considered numerous comments on the proposed DEIS, and advised the Applicant of additional studies, analyses and data required to address the potential environmental impacts of the proposed actions; and

WHEREAS, the Applicant submitted under date of July 11, 2011, a Final Environmental Impact Statement, proposing revisions to the Project and modifying and supplementing the DEIS; and

WHEREAS, the Consultant, by report dated August 3, 2011, has recommended accepting the FEIS as complete subject to certain emendations described in such report; and

WHEREAS, the Applicant has presented to this meeting revised pages to the FEIS addressing each of the changes suggested by the Consultant, and

WHEREAS, the Village Board believes the FEIS as presented to this meeting sufficiently discloses the likely environmental impacts of the project and sufficiently describes those mitigation efforts which the Applicant is prepared to incorporate into the Project, so that the Village Board as lead agency can proceed to make Findings as required by SEQRA and to determine in an informed manner what action to take with respect to the application,

NOW THEREFORE be it

RESOLVED that the Final Environmental Impact Statement submitted by BT Holdings LLC, with respect to its application for annexation of real property in Town of Chester adjacent to the Village and for re-zoning of such property together with additional adjacent property of the applicant which is in the Village, such FEIS consisting of a draft environmental impact statement dated October 22, 2009, together with a supplemental summary statement dated July 11, 2011, with appended narrative responses to questions and issues raised at the various public hearings heretofore conducted is hereby deemed complete, subject only to final assembly of the documents in a fashion to be approved by the Consultant and the Attorney for the Village, and, upon such assembly, the Clerk is hereby directed to publish Notice of Completion thereof and to provide copies thereof to the involved agencies and other interested parties, and the Board of Trustees shall proceed to make its Findings and shall consider taking further action or actions with respect to the applications.

Introduced By: Deputy Mayor Philip Roggia

Seconded By: Trustee John J. Collins

On a vote of 4 to 0, the resolution was adopted.