

**VILLAGE OF HIGHLAND FALLS BOARD OF TRUSTEES
DECLARATION OF LEAD AGENCY
TELECOMMUNICATIONS FACILITY ZONING EXEMPTION**

WHEREAS, the Town of Highlands has requested exemption from the Village of Highland Falls zoning code for the purpose of constructing a 65-foot tall monopole telecommunications facility on Town-owned property located at 1530 Route 9W within the municipal boundaries of the Village of Highland Falls; and

WHEREAS, although the Board of Trustees is the only board authorized under Village Code § 240-29(V)(3)(d) to grant exemptions to another municipality from the Village zoning law governing telecommunications facilities, on or about October 12, 2022, the Board circulated a Notice of Intent to act as SEQR Lead Agency as a courtesy to interested parties; and

WHEREAS, as of the November 21, 2022, interested agencies either responded with “no objection,” or did not respond within the 30-day requirement.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Highland Falls Board of Trustees hereby declares itself Lead Agency for the below-referenced project pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Interested Agencies wishing to receive updated information on the proposed project may request such information at the address below:

Contact Person: Regina M. Taylor, Village Clerk
Village Hall
303 Main Street
Village of Highland Falls, NY 10928
(845) 446-3400

Title of Action: Request for zoning law exemption pursuant to the “balancing of the equities” formula articulated by the NYS Court of Appeals in the Matter of Monroe v. City of Rochester, for the purpose of constructing a telecommunications facility on Town-owned property in the Village at 1560 Route 9W.

Date: November 21, 2022

SEQR Status: Unlisted

Description of Action: Constructing a 65-foot tall monopole telecommunications facility and related antennas and utilities within a 16-foot by 22.5-foot compound on a portion of property owned by the Town of Highlands within the municipal boundaries of the Village of Highland Falls.

Location: 1530 Route 9W, a.k.a. Town Department of Public Works.

Interested Agency Circulation: This Declaration is being sent to the following Agencies:

Town of Highlands Town Board
254 Main Street
Highland Falls, NY 10928

Town of Highlands Consolidated Planning Board
254 Main Street
Highland Falls, NY 10928

Town of Highlands Consolidated Zoning Board of Appeals
254 Main Street
Highland Falls, NY 10928

Town of Highlands Consolidated Building Department
254 Main Street
Highland Falls, NY 10928

New York State Office of Parks, Recreation and Historic Preservation
625 Broadway
Albany NY 12207

Orange County Department of Planning
1887 County Building
124 Main Street
Goshen, NY 10924

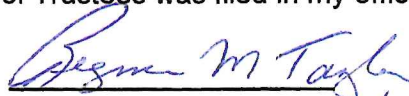
On a motion by Trustee DiSalvo, seconded by Trustee Guerrero, the Mayor declared the

Resolution adopted on a roll call vote of 5 ayes and 0 nays.

Mayor D'Onofrio	<u> x </u> Aye	<u> </u> Nay
Trustee Aylward	<u> x </u> Aye	<u> </u> Nay
Trustee DiSalvo	<u> x </u> Aye	<u> </u> Nay
Trustee Guerrero	<u> x </u> Aye	<u> </u> Nay
Trustee Phillips	<u> x </u> Aye	<u> </u> Nay

Dated: November 21, 2022

Regina M. Taylor, Village Clerk of the Village of Highland Falls, does hereby certify that the foregoing resolution of the Board of Trustees was filed in my office on the following date:


Signature and Date 11/22/2022

