

**RESOLUTION APPROVING DEVELOPER'S AGREEMENT FOR
NEXAMP BESS PROJECT ON JERRY SMITH ROAD**

RESOLUTION 26-

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FOR NEXAMP BESS PROJECT ON JERRY SMITH ROAD**

The following Resolution was duly presented for consideration by the Town Board:

WHEREAS, NexAmp, LLC and Jerry Smith, LLC have applied for site plan review for a Battery Energy Storage System (BESS) facility along Jerry Smith Road and the Town anticipates needing non-typical reviews for fire safety, environmental impacts, PILOT and HCA agreements, and SWPPP and stormwater reviews, along with other site planning review issues that may or will arise, and the developer and the Town wish to enter into a Developer's Agreement to more efficiently undertake project reviews and approvals, if issued, to ensure that Town expenses incurred to benefit the developer that are not standard or general review expenses are properly paid for by the developer as the benefitted party; and

WHEREAS, upon consideration of the recommendations of Town staff and in light of the need to proceed with project, stormwater, and tax agreement and impact offset agreements, the Town Board of the Town of Lansing has hereby

RESOLVED, that the proposed Developer's Agreement be and hereby is approved, and that the Town Supervisor be authorized to sign the same for and on behalf of the Town.

The question of the adoption of such Resolution was duly motioned by Councilperson _____, duly seconded by Councilperson _____, and put to a roll call vote with the following results:

Councilperson Judy Drake –
Councilperson Christine Montague –
Supervisor Ruth Groff –

Councilperson Laurie Hemmings –
Councilperson Joseph Wetmore –

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on August 19, 2026.