

RESOLUTION GRANTING A WAIVER FROM THE REQUIREMENTS OF THE TOWN OF LANSING PLANNED DEVELOPMENT AREA NO. 1 (VILLAGE CIRCLE - VILLAGE SOLARS) § 270-67C AND ISSUING SUBDIVISION APPROVAL FOR VCVS PDA PER PRIOR APPROVALS AND AUTHORIZING SEALING OF SUCH PLAT OR MAP PER LANSING TOWN CODE § 270-67V

RESOLUTION 22-

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

WHEREAS, Planned Development Area No. 1 was established by Local Law No. 1 of 2013, passed by Town Board Resolution #13-78 on April 17, 2013, and amended 4-15-2015 by Local Law No. 4 of 2015; 11-16-2016 by Local Law No. 10 of 2016; and 6-21-2017 by Local Law No. 6 of 2017, which added §270-67 to the Town of Lansing Code; and

WHEREAS, by narrative dated December 16, 2022, the Town received a request for Waiver from Rocco Lucente, Senior Vice President, Village Solars LLC, under the provisions of Town Code § 270-67V, to modify the requirements required by § 270-67C; and

WHEREAS, by application dated December 9, 2022, received December 12, 2022, the Town received an Application for Review and Approval of Subdivision from Rocco Lucente, Senior Vice President, Village Solars, LLC under the provisions of Town Code § 270-67V:

The developer may subdivide (and rejoin or consolidate) the PDA parcel into separate or differing tax parcels to assist in the delineation of project phasing, tax management issues, and financing for project development. In each such case, suitable cross easements shall be implied, required, and provided for access and common use of project facilities, and such proposed subdivision and line locations shall be subject to review and approval by the Town Board. Once approved by the Town Board, the Town Code Enforcement Officer may seal such map for filing with or delivery to the County Clerk or Assessor's office; and

WHEREAS, an environmental review was already conducted upon this proposal and project, and as the existing approvals and negative declarations already considered any potential adverse environmental effects of this approval, and as the passage of time and lack of changes in the proposal and final development plan do not create any risk of new environmental impacts not previously considered, the Town Board has determined that no supplemental environmental review is required; and

WHEREAS, upon a review and in consideration of the phased subdivision mapping submitted in

furtherance of the existing approved PDA plan and approval; and

WHEREAS, Town Code § 270-67Q(1)-(4) requires that the Town Board consider the request for Waiver under and, upon deliberation thereupon, the Town Board of the Town of Lansing has hereby:

RESOLVED, this application for a Waiver be and hereby is approved; and be it further

RESOLVED, that the proposed phasing and subdivision plat or map as submitted be and hereby is approved, and the Town's Code Enforcement Officer be and hereby is authorized to seal and certify such proposed subdivision and lot line maps for filing with or delivery to the County Clerk and County Assessor's Office for approval and filing.

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

Councilperson Andra Benson –
Councilperson Bronwyn Losey–
Supervisor Edward LaVigne –

Councilperson Ruth Groff–
Councilperson Joseph Wetmore –

Accordingly, the foregoing Resolution was approved, carried, and duly adopted on December 21, 2022.