

**Resolution 2010-11: 38**  
**SEQRA Determination**

***By Member of the Board Underwood***

WHEREAS, the Rochester Schools Facilities Modernization Program Act (“School Modernization Act”) established the Rochester Joint Schools Construction Board (“RJSCB”), a seven voting member board consisting of equal representation by the City of Rochester (“City”) and the Rochester City School District (“District”), as well as a member jointly selected by the City and the District; and

WHEREAS, under the School Modernization Act, the RJSCB has certain enumerated powers to act as agent for the District, the City, or both; and

WHEREAS, under the School Modernization Act, the RJSCB has the power to authorize no more than thirteen (13) projects up to a total cost of Three Hundred Twenty-Five Million Dollars (\$325,000,000); and

WHEREAS, the RJSCB after developing and considering (including provision for public input and public discussion) a comprehensive school facilities modernization plan specified under the School Modernization Act has developed a list of twelve proposed school renovation projects (the “Action”); and

WHEREAS, the proposed projects and the Board’s decisions related to the Action and its components are or may be subject to the State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, on November 29, 2010 the RJSCB adopted a Resolution declaring its intent to act as SEQRA Lead Agency for the Action and its project components; and

WHEREAS, Notices of RJSCB’s intent to be SEQRA Lead Agency (including copies of the EAF Part 1s) were forwarded to all Involved Agencies on December 1, 2010; and

WHEREAS, no other Involved Agency objected to RJSCB acting as Lead Agency; and

WHEREAS, RJSCB on January 10, 2011 adopted Resolution 2010-11:27 confirming it would act as SEQRA Lead Agency; and

WHEREAS, the RJSCB, acting through its SEQRA consultant, has prepared long-form Environmental Assessment Forms (“EAFs”) Parts 1, 2 and 3 on each of the project components; and

WHEREAS, the completed EAFs for all twelve proposed school renovation projects have been reviewed by RJSCB; and

WHEREAS, RJSCB, through its consultants, has conferred with the New York State Office of Parks, Recreation and Historic Preservation (“SHPO”) and with other involved or interested agencies; and

WHEREAS, RJSB has reviewed the “Reasons Supporting SEQRA Negative Declaration” attached hereto; and

WHEREAS, RJSCB has, through the EAF Parts 1, 2 and 3 identified relevant areas of environmental concern related to the Action; thoroughly analyzed such areas for significant adverse impact and provided a written elaboration in support of its determination.

THEREFORE be it resolved that:

1. RJSCB hereby determines that the Action, as proposed, will not result in any significant adverse environmental impacts.

2. The Chairman of RJSCB is hereby authorized and directed to sign the attached "Reasons Supporting SEQRA Negative Declaration" and the attached Determination of Significance.

3. Copies of this Resolution shall be promptly forwarded by the SEQRA Consultant to the Involved Agencies listed on the Agency List, to all interested agencies, and to the NYSDEC Environmental Notice Bulletin for Publication in such Bulletin.

***Second by Member of the Board Roulin  
Adopted 6-0 with Member Castro away***