

**Resolution 2015-16: 190**  
**Phase 2 SEQRA Determination**

**By Board Member W. Williams**

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, the authorizing legislation for Phase 2 of the Rochester Schools Modernization Program ("RSMP") was signed into law by the Governor of the State of New York on December 17, 2014; and

WHEREAS, the amended Act authorized up to 26 projects in Phase 2 of the RSMP including a District Wide Technology program which involves technology upgrades and infrastructure work at several of the possible projects; and

WHEREAS, the District, with the technical support of the RJSCB, and after developing and considering (including provision for public input and public discussion) a comprehensive master plan specified under the School Modernization Act, has developed a list of fourteen proposed school renovation projects at thirteen school buildings (the "Action"); and

WHEREAS, the Board of Education ("BOE") approved the comprehensive master plan in March 2016 (BOE Resolution 2015-16: 630); and

WHEREAS, the proposed projects and the BOE decisions related to the Action and its components are or may be subject to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, on February 8, 2016 the RJSCB adopted a Resolution declaring its intent to act as SEQRA Lead Agency for the Action and its project components (Resolution 2015-16: 95); 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 February 9, 2016 and additionally on April 22, 2016 with several updates; and

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

WHEREAS, the RJSCB on March 7, 2016 adopted Resolution 2015-16: 123 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 fourteen 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, RJSCB 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 Board Member Brown**  
**Approved 7-0**