

Adopting Proposed Local Law No. 10 Of 2018, A Local Law Promoting The Use Of Reusable Bags And Regulating The Use Of Plastic Carryout Bags And Recyclable Paper Carryout Bags

Referred to: The Energy and Environment Committee (Chairwoman Wawro and Legislators Bartels, Greene, Joseph Maloney, and Woltman), and The Laws and Rules, Governmental Services Committee (Chairman Roberts and Legislators Donaldson, Haynes, Heppner, and James Maloney)

Legislator Tracey A. Bartels and Legislators Archer, Collins, Delaune, Donaldson Eckert, Greene, Heppner, Maloney (Joseph), Nolan, Petit, Rodriguez, and Wawro offer the following:

WHEREAS, Resolution No. 120 dated May 15, 2018, set the date for the Public Hearing on Proposed Local Law No. 10 of 2018 (A Local Law Promoting The Use Of Reusable Bags And Regulating The Use Of Plastic Carryout Bags And Recyclable Paper Carryout Bags), to be held on Tuesday, June 19, 2018 at 7:05 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York; and

WHEREAS, said Public Hearing was held on Tuesday, June 19, 2018 at 7:05 PM in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York; and

WHEREAS, said Public Hearing was advertised in the official newspapers of the County of Ulster, and posted on the signboard maintained by the Clerk of the Legislature situated in the Ulster County Office Building; and

WHEREAS, all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law; and

WHEREAS, Ulster County has examined the proposed action consisting of the approval of the Proposed Local Law No. 10 of 2018 pursuant to the State Environmental Quality Review Act (SEQRA) Regulations at 6 NYCRR Part 617.4&5 and 6NYCRR Part 617.7; and

WHEREAS, the Ulster County Legislature has reviewed the Environmental Record prepared for this action and Proposed Local Law No. 10 as now on file with the Clerk of the Legislature; now, therefore, be it

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RESOLVED, that the Ulster County Legislature upon review of the Environmental Record, the Proposed Local Law No. 10 itself, and in accordance with the and criteria under Part 617.4&5 and 6NYCRR Part 617.7 determines that approval of Proposed Local Law No. 10 constitutes an Unlisted Action under SEQRA, and further finds that its approval will not have an significant adverse impact on the environment, and hereby authorizes the issuance of a negative declaration as filed with the Clerk of the Legislature; and, be it further

RESOLVED, that herein, Proposed Local Law No. 10 of 2018 is hereby adopted by the Ulster County Legislature, and, pending the approval of the County Executive, will be assigned a local law number consecutive to the last local law adopted and approved in 2018,

and move its adoption.

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 15 NOES: 7
 (Noes: Legislators Gerentine, Litts, Lopez, Maio, James
 Maloney, Roberts, and Ronk)
 (Absent: Legislator Fabiano)

Passed Committee: Energy and Environment on July 9, 2018

Defeated in Committee: Laws and Rules, Governmental Services on July 16, 2018

Petition to Discharge successfully executed.

Referred Back to Energy and Environment Committee at Legislative Session on August 14, 2018

Passed Committee: Energy and Environment as amended on September 6, 2018

FINANCIAL IMPACT:

\$600.00 – APPROXIMATE ADVERTISING COSTS

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Legislator Bartels motioned, seconded by Legislator Greene, to change the effective date of Proposed Local Law No. 10 of 2018 from April 22, 2019 to July 15, 2019.

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 15 NOES: 6
(Noes: Legislators Gerentine, Litts, Lopez, Maio, James
Maloney, and Roberts)
(Legislator Petit arrived at 8:53 PM)
(Absent: Legislator Fabiano)

STATE OF NEW YORK
COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 20th Day of September in the year Two Thousand and Eighteen, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 21st Day of September in the year Two Thousand and Eighteen.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
24th Day of September, 2018.

Approved by the County Executive this
19th Day of October, 2018.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

|s| Michael P. Hein
Michael P. Hein, County Executive