

Amending The Project Description For Property Acquired Under The Greater Catskills Flood Remediation Program To Allow For The Transfer Of Property To Third Parties

The Law Enforcement and Public Safety Committee (Chairman Hayes and Legislators Belfiglio, Ronk, Sweeney, Briggs, Hochberg and Rodriguez) offers the following:

WHEREAS, this resolution has been submitted by the County Executive on behalf of the Department of Emergency Communications/Emergency Management, and

WHEREAS, Ulster County entered into an agreement on March 12, 2008 with the Housing Trust Fund Corporation, subsidiary of the New York State Housing Finance Agency, to develop and administer the Greater Catskills Flood Remediation Program, as authorized pursuant to Resolution No. 281, dated September 10, 2008, and

WHEREAS, as part of the program, Ulster County purchased certain flood-damaged homes determined to be at future risk of further flood damage, and

WHEREAS, in accordance with the conditions of the program, the acquired property must be restricted, dedicated, and maintained in perpetuity for use that is compatible with open space, recreation, flood mitigation and/or wetlands management, and

WHEREAS, Ulster County seeks to amend the project description for the Greater Catskills Flood Remediation Program to include the future transfer of acquired properties to third parties and requiring that third-party purchasers be subject to the same restrictions upon use of the properties as are imposed by the program upon the County, and

WHEREAS, in accordance with both the provisions of the State Environmental Quality Review Act, 6 NYCRR Part 627 (SEQRA), and the County of Ulster's SEQRA Type II List, adopted by Resolution No. 118 on April 20, 2010, this project has been determined to be an unlisted action,

WHEREAS, the Law Enforcement and Public Safety Committee has met and reviewed said request with a majority of the members voting approval, now, therefore, be it

Resolution No. 178 July 20, 2010

**Amending The Project Description For Property Acquired Under
The Greater Catskills Flood Remediation Program To Allow For
The Transfer Of Property To Third Parties**

RESOLVED, that the Ulster County Legislature hereby amends the project description for the Greater Catskills Flood Remediation Program to include the future transfer of acquired properties to third parties and requiring that third-party purchasers be subject to the same restrictions for use of the properties as are imposed by the program upon the County, and be it further

RESOLVED, that the Legislature hereby adopts the amended negative declaration that has been prepared in accordance with sections 617.7 and 617.12 of SEQRA, and which documents the County of Ulster's determination that the above-described project, as amended, has no significant impact on the environment, and be it further

RESOLVED, that the Clerk of the Ulster County Legislature is authorized to file a copy of the negative declaration determination of non-significance in the files of the Ulster County Legislature, and be it further

RESOLVED, that after presentation to the Legislature by the County Executive, the Ulster County Legislature shall by a majority vote release said properties to all third party participants upon final sale negotiated by the County Executive, and be it further

RESOLVED, that this resolution shall take effect immediately,
and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: 29 NOES: 0
(Absent: Legislators Frey, Richard Parete and
Provenzano)
(Legislator Petit left at 8:00 PM)

FINANCIAL IMPACT:
NONE

Resolution No. 178 July 20, 2010

**Amending The Project Description For Property Acquired Under
The Greater Catskills Flood Remediation Program To Allow For
The Transfer Of Property To Third Parties**

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 20th day of July, 2010, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 22nd Day of July in the year Two Thousand and Ten.

/s/ Karen L. Binder
Karen L. Binder, Clerk
Ulster County Legislature

Submitted to the County Executive this

22nd Day of July, 2010.

/s/ Karen L. Binder
Karen L. Binder, Clerk
Ulster County Legislature

Approved by the County Executive this

29th Day of July, 2010.

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