

**Resolution 2010-11: 27 SEQRA Lead Agency
By Member of the Board Bell**

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 proposed 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, the RJSCB, acting through its SEQRA consultant, has prepared Environmental Assessment Forms (“EAFs”) on the project components and has prepared a list of potentially involved and interested agencies; and

Whereas, copies of the EAFs and Agency List were presented to the RJSCB; 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 EAFs) were forwarded to all Involved Agencies on December 1, 2010; and

Whereas, more than thirty (30) days have passed since the Notices of Intent were circulated and no other Involved Agency has objected to RJSCB acting as Lead Agency.

Therefore be it resolved that:

1. The RJSCB will act as SEQRA Lead Agency for the Action and its project components.
2. The RJSCB as SEQRA Lead Agency will determine the significance of the Action within 20 days of its receipt of all information it may reasonably need to make such determination and will make such determination pursuant to 6 NYCRR Part 617.
3. Copies of this Resolution shall be promptly forwarded by the SEQRA Consultant to the Involved Agencies listed on the Agency List and to all interested agencies.

**Second by Member of the Board Brown
Adopted 5-0 with Members Castro and Henderson absent**

