

**Paula Grogan**  
**Town of Fallsburg**  
Town Clerk, Registrar,  
RMO, FOIL Officer & Notary Public  
townclerk@fallsburgny.com



**Town of Fallsburg**  
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**RESOLUTION 70 of 2025**  
**RESOLUTION OF THE TOWN OF FALLSBURG**  
**INTENT TO ACT AS LEAD AGENCY UNDER THE**  
**STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA")**  
**FOR CHANGES TO THE TOWN ZONING CODE**

WHEREAS, the contemplated action is the amendment of the Town of Fallsburg zoning code to add business uses to the Industrial zoning district, align bulk requirements for certain uses, amend nonconforming properties regulations, and amend religious uses throughout the Town to comply with RLUIPA; and

WHEREAS, the proposed action will impact land located within the Town of Fallsburg, Sullivan County, New York; and

WHEREAS, before taking action on the proposed action, the Town Board must comply with SEQRA, ECL Article 8, and its implementing regulations at 6 NYCRR Part 617 (collectively, "SEQRA"); and

WHEREAS, the Town Board has determined that the proposed action is subject to SEQRA and involves approvals from one or more State and local agencies; and

WHEREAS, the Town Board has caused to be created a Part 1 of a Full Environmental Assessment Form ("EAF") dated April 14, 2025, as revised; and

WHEREAS, after reviewing the EAF, the Town Board has determined that the Project is a Type 1 Action pursuant to 6 NYCRR Part 617; and

WHEREAS, the Town Board desires to act as lead agency responsible for conducting the environmental review of the proposed action under SEQRA.

NOW, THEREFORE, BE IT RESOLVED,

1. The Town Board believes that the proposed action will benefit from a coordinated environmental review under SEQRA.
2. After reviewing the EAF, the Town Board has determined that the proposed action is a Type 1 action under SEQRA pursuant to 6 NYCRR Section 617.6(a)(1)(iv).
3. The following agencies may be involved or interested agencies in the proposed action:
  - a. Sullivan County, Division of Planning, Community Development and Environmental Management
  - b. Town of Mamakating
  - c. Town of Thompson
  - d. Town of Liberty
  - e. Town of Neversink
  - f. Sullivan County Department of Public Works
  - g. New York State Department of Transportation
  - h. Sullivan County Farmland Protection Board

4. The Town Board hereby states it intent to be the lead agency for the proposed action pursuant to 6 NYCRR Section 617.6 and to conduct a coordinated environmental review of the Project with the agencies listed above.
5. The Town Board hereby authorizes and directs the Town Clerk to immediately circulate the following documents to all agencies listed above and request their consent or objection within 30 days to the Town Board acting as lead agency for the proposed action: (1) this resolution; (2) Notice to Designate a SEQRA Lead Agency requesting consent to the Lead Agency; (3) Part 1 of the SEAF; and (4) the narrative for the proposed action.

The following Resolution was duly offered and seconded:

MOTION BY: Councilmember Nathan Steingart

SECOND BY: Councilmember Jeff Wiener

	Yea	Nay	Abstain	Absent
Supervisor Michael Bensimon	x			
Councilmember Miranda Behan			x	
Councilmember Nathan Steingart	x			
Councilmember Sean Wall Carty			x	
Councilmember Jeff Wiener	x			

Adopted on Motion this 19<sup>th</sup> day of August 2025

The Resolution was thereupon duly adopted.

CERTIFIED TRUE COPY

I, Paula Grogan, Town Clerk of the Town of Fallsburg hereby certify that the foregoing is a full, true, and accurate copy of a resolution duly and regularly adopted by the governing body of the municipality, at a meeting duly and regularly held on August 19, 2025, at which quorum was present throughout, and the required majority of the governing body voted in favor of this resolution. I further certify that this resolution is still in full force and effect and has not been revoked or modified.

Dated: August 19, 2025

Paula Grogan

Paula Grogan, Town of Fallsburg Town Clerk

(Town Seal)