

SEQR NEGATIVE DECLARATION RESOLUTION

AIR INNOVATIONS, INC.

At a regular meeting of the Onondaga County Industrial Development Agency convened in public session on August 2, 2017 at 8:00 a.m. at 333 West Washington Street, Suite 130, Syracuse, New York, the following members were:

PRESENT:

Patrick Hogan
Janice Herzog
Victor Ianno
Steve Morgan
Susan Stanczyk

ABSENT:

Kevin Ryan
Fanny Villarreal

ALSO PRESENT:

Julie Cerio, Executive Director
Anthony P. Rivizzigno, Esq., Agency Counsel

Upon motion duly made and seconded, the following resolution was duly adopted by the Agency with its members voting as follows:

Aye

Nay

Patrick Hogan
Janice Herzog
Victor Ianno
Steve Morgan
Susan Stanczyk

**RESOLUTION DETERMINING THAT ACTION TO UNDERTAKE A
MANUFACTURING PROJECT FOR AIR INNOVATIONS, INC. WILL NOT HAVE A
SIGNIFICANT EFFECT ON THE ENVIRONMENT**

WHEREAS, the Onondaga County Industrial Development Agency (the “Agency”) is authorized and empowered by Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the “Enabling Act”), Chapter 435 of the 1970 Laws of New York, and Chapter 676 of the 1975 Laws of New York, as amended, constituting Section 895 of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the “Act”) to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, manufacturing, warehousing, commercial, research and recreation facilities, including industrial pollution control facilities, educational or cultural facilities, railroad facilities, horse racing facilities and continuing care retirement communities, among others, for the purpose of promoting, attracting, encouraging and developing recreation, and economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York and to improve their recreation opportunities, prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, to accomplish its stated purposes, the Agency is authorized and empowered under the Enabling Act to acquire, construct, reconstruct, improve, maintain, equip or furnish one or more “projects” (as defined in the Enabling Act); to sell, convey, mortgage, lease, pledge, exchange or otherwise dispose of said projects; and to issue bonds and provide for the rights of the holders thereof; and

WHEREAS, Air Innovations, Inc. (the “Company”) has presented an application (the “Application”) to the Agency, a copy of which was presented at this meeting and copies of which are on file at the office of the Agency, requesting the that Agency consider the following: (A) a full remodel of office spaces; (B) upgrade of all electrical/mechanical/lighting/ventilation systems; (C) construction of a loading dock; (D) expansion of product quality control and testing equipment; (E) addition of a conveyor system, material handling racking, refrigerant charging station, and leak detectors located in the Town of Cicero, County of Onondaga (the “Project Facility”); (F) the granting of certain “financial assistance” (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes and mortgage recording taxes, and real property tax abatement (collectively, the “Financial Assistance”); and (G) a lease of the project Facility to the Company; and

WHEREAS, the Agency is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, *et. seq.*, and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, undertaking the Project is an Action as defined by SEQRA; and

WHEREAS, a short form Environmental Assessment Form (“EAF”), dated June 23, 2017, was submitted to the Agency to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the Agency has considered the Project application and the EAF, together with the Agency's knowledge of the area surrounding the Project, and such further information as is available to the Agency; and

WHEREAS, the Agency has reviewed the classifications of actions contained in the Regulations; and

WHEREAS, the Agency has determined that the Action is an Unlisted Action, as that term is defined in the Regulations, and that coordinated environmental review is not required under SEQRA; and

WHEREAS, the Agency has applied the criteria for determining significance contained in 6 NYCRR Part 617 in order to determine whether the Project may result in a significant environmental impact; and

WHEREAS, the Agency has determined that the Project will not result in a significant environmental impact;

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE
ONONDAGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:**

1. The Project is an Unlisted Action pursuant to SEQRA.
2. The Agency assumed responsibility as Lead Agency for its own, uncoordinated environmental review of the Project.
3. The Project will not result in a significant adverse environmental impact.
4. Preparation of an Environmental Impact Statement is not required.
5. The basis for this determination is set forth in the short Environmental Assessment Form (EAF), attached as Attachment A hereto and incorporated by reference herein.
6. A Negative Declaration of significant adverse environmental impact shall be prepared, filed, distributed and published in accord with 6 NYCRR §617.12.
7. The Negative Declaration shall be filed in the Agency's files.
8. The Agency shall undertake such other action as may be necessary and desirable to comply with SEQRA.
9. This resolution shall take effect immediately.

