

MORSE MANUFACTURING CO., INC.

SEQR NEGATIVE DECLARATION RESOLUTION

At a regular meeting of the Onondaga County Industrial Development Agency convened in public session on February 7, 2017 at 8:00 a.m. at 333 West Washington Street, Suite 130, Syracuse, New York 13202, the following members were:

PRESENT:

Patrick Hogan
Janice Herzog
Steve Morgan
Kevin Ryan
Susan Stanczyk
Fanny Villarreal

ABSENT:

Victor Ianno

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
Steve Morgan
Kevin Ryan
Susan Stanczyk
Fanny Villarreal

**RESOLUTION DETERMINING THAT ACTION TO UNDERTAKE A
MANUFACTURING/OFFICE PROJECT FOR MORSE MANUFACTURING CO.,
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, Morse Manufacturing Co., 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) the acquisition and renovation of an approximately 115,000 square foot facility existing at 103-105 Kuhn Road in the Town of Salina, County of Onondaga, which will house manufacturing and office space (the “Facility”); (B) acquisition and installation of certain machinery, equipment and furnishings; (C) 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 (collectively, the “Financial Assistance”); and (D) a lease of the Project Facility to the Company; and

WHEREAS, the Agency has given due consideration to the Application and to representations made by the Company that (A) the granting by the Agency of the Financial Assistance with respect to the Project will be an inducement to the Company to undertake the Project in Onondaga County, New York; and (B) the completion of the Project will not result in the removal of a facility or a plant of the Project occupant from one part of the State of New York to another area of the State of New York or in the abandonment of one or more plants or facilities of the Project occupant located within the State of New York; and

WHEREAS, in compliance with the provisions of Section 859-a of the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), the Assistance Secretary of the Agency (A) caused notice of a public hearing (the “Public Hearing”) of the Agency to hear all persons interested in the Project and the Financial Assistance being contemplated by the Agency with respect to the Project to be mailed to the chief executive officer of the county and of each city, town, village and school district in which the Project is to be located, (B) caused notice of the Public Hearing to be published in *The Post-Standard*, a newspaper of general circulation available to the residents of the Town of Cicero, (C) conducted the Public Hearing on January 25, 2017 at the Town of Cicero Town Hall located at 8236 Brewerton Road in the Town of Cicero, Onondaga County, New York, and (D) prepared a report of the Public Hearing which fairly summarized the views presented at the Public Hearing and distributed same to the members of the Agency; 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 November 28, 2016, 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 Project constitutes the replacement, rehabilitation or reconstruction of a structure, in kind, on the same site, including upgrading of the existing building to meet building and fire codes; and

WHEREAS, the Project does not involve the construction of a facility with more than 110,000 square feet of gross floor area. As a result, the Project does not meet or exceed any of the thresholds for a Type I Action set out in Section 617.4 of the Regulations; and

WHEREAS, the Project includes the extension of utility distribution facilities, including sewer connections to render service in connection with the Project; and

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

WHEREAS, the Agency has determined that the Action is a Type II Action, as that term is defined in the Regulations, and that further environmental review is not required under SEQRA; and

WHEREAS, under the Regulations, Type II Actions have been determined not to have a significant impact on the environment or are otherwise precluded from environmental review under SEQRA.

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

- Section 1. The Project is a Type II Action pursuant to SEQRA.
- Section 2. The Project will not result in a significant adverse environmental impact.
- Section 3. Further environmental review is not required.
- Section 4. This resolution shall take effect immediately.

