

**Town of Farmington Planning Board Resolution
Delaware River Solar Project, Special Use Permit
Acknowledging Receipt of the Draft Resolution,
Establishing Deadline for Response and Scheduling the Continued Public Hearing**

File: PB#1006-18

Applicant: Delaware River Solar, LLC, on Behalf of the Property Owners Roger and Carol Smith, 466 Yellow Mills Road, Palmyra, New York 14522

Action: Special Use Permit Approval with Conditions for the development of a 7 Mg Megawatt Solar Farm to be constructed upon approximately 45.105 acres of land (Lots #2, #3 and #4, Roger & Carol Smith Subdivision) and having a property address cited above herein.

WHEREAS, the Planning Board (hereinafter referred to as Board) has received on April 3, 2020 a draft resolution submitted by the Town Director of Planning and Development for discussion at the Planning Board meeting originally scheduled for May 6, 2020 upon the proposed Special Use Permit application referenced above (hereinafter referred to as Action); and

WHEREAS, the Board on April 15, 2020 adopted a resolution that continues all public hearings to an unspecified date; and

WHEREAS, the Board understands that the State Governor's Executive Order No. 202.28 extends the suspension of Article 7 of the Public Officers Law contained in Executive Orders Nos. 202.1 and 202.14 through June 6, 2020; and

WHEREAS, the Board further understands that unless the State Governor again extends Executive Order No. 202.28 that public hearings originally scheduled for the previous months of April or May can be held commencing on June 7, 2020; and

WHEREAS, the Board has completed its' review of the above referenced April 3, 2020 draft resolution.

NOW, THEREFORE, BE IT RESOLVED that the Board offers the Applicant the opportunity to provide written responses, if any, to the Conditions of Approval listed in said resolution on or before noon on Thursday, June 25, 2020 for inclusion in the Planning Board Packets that are to be distributed by the Town Development Office for the scheduled July 1, 2020 Planning Board Meeting.

BE IT FURTHER RESOLVED that the Board does hereby schedule the continued public hearing upon the above referenced Action to commence at 7:00 p.m., on Wednesday, July 1, 2020 at a place to be established which will be in accordance with the latest State Governor's Executive Order for conducting public meetings.

BE IT FURTHER RESOLVED that the Clerk of the Board is hereby directed to provide a legal notice for this continued public hearing which is to be published in the Town’s Official Newspaper, posted upon the Bulletin Board in the Town Hall and posted upon the Town’s Official Website www.townoffarmingtonny.com , all in accordance with the provisions contained in New York State Town Law, Article 16.

BE IT FURTHER RESOLVED that the Clerk of the Board is to provide copies of this resolution to: Roger and Carol Smith, 4790 Fox Road, Palmyra, New York 14522; Peter Dolgos, Delaware River Solar, LLC, 33 Irving Place, New York, New York 10003; David Matt, Schultz Associates, P.C., P.O. Box 89 Spencerport, New York 14559; the Town Highway & Parks Superintendent; the Town Water & Sewer Superintendent; the Town Director of Planning & Development; the Town Code Enforcement Officer; and the Town Engineering Firm, MRB Group, D.P.C., Attn: Lance S. Brabant, CPESC, Director of Planning Services.

The above resolution was offered by _____ and seconded by _____ at a meeting of the Planning Board held on Wednesday, June 3, 2020. Following discussion thereon, the following roll call vote was taken and recorded:

- Adrian Bellis -
- Shauncy Maloy -
- Timothy DeLucia -
- Douglas Viets -
- Edward Hemminger -

I, John Robortella, Clerk of the Board, do hereby attest to the accuracy of the above Resolution being acted upon and recorded in the minutes of the Farmington Planning Board for the Wednesday, June 3, 2020 meeting.

John Robortella, Clerk of the Board L.S.