

**ORDINANCE DETERMINING THAT AN ACTION
TO ADOPT A PROPOSED REZONE SYRACUSE
ZONING ORDINANCE AND MAP IS A TYPE I
ACTION AND MAY HAVE A SIGNIFICANT
ADVERSE ENVIRONMENTAL IMPACT WHICH
THEREFORE REQUIRES A POSITIVE
DECLARATION UNDER SEQRA**

WHEREAS, adoption of a ReZone Syracuse Zoning Ordinance and Map (the "Project") is an Action by the Common Council, subject to the approval of the Mayor; and

WHEREAS, the Common Council on July 29, 2019, by Ordinance No. 478-2019, designated the Common Council of the City of Syracuse to act as Lead Agency relative to the proposed Project; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, as amended, the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City of Syracuse (the "City"), acting through its Common Council, intends to comply with the SEQR Act and the Regulations with respect to the Project; and

WHEREAS, in furtherance of this objective, the Syracuse-Onondaga County Planning Agency ("SOCPA"), acting on behalf of the Common Council as Lead Agency, prepared a Full Environmental Assessment Form ("FEAF") for the Project (a copy of the FEAF is attached hereto as Exhibit "A"); and

WHEREAS, pursuant to the Regulations, the Common Council, acting on behalf of the City, has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the Regulations, and (b) examining the FEAF for the Project, together with other available supporting information, to identify the relevant areas of environmental concern, and (c) thoroughly analyzing the identified areas of relevant environmental concern;

NOW, THEREFORE,

BE IT ORDAINED, that, subject to the approval of the Mayor, this Common Council authorizes the following findings and determinations:

Based upon an examination of the FEAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the Common Council's knowledge of the area surrounding the Project and such further investigation of the Project and its potential environmental impact as the Common Council has deemed appropriate, the Common Council makes the following findings and determinations:

1. The Project is described as set forth in Exhibit "A"; and
2. The Project constitutes a "Type I Action" (as the quoted term is defined in the Regulations); and
3. A potential environmental impact is noted in the FEAF for the Project. Therefore, the Common Council, as Lead Agency, hereby determines that the Project may have a significant adverse environmental impact, and therefore the Common Council will require the preparation of a Generic Environmental Impact Statement ("GEIS") with respect to the Project and the issuance of a positive declaration pursuant to SEQRA; and

BE IT FURTHER ORDAINED, that as a consequence of such determination and in compliance with the requirements of the SEQR Act and the Regulations, the Common Council directs the Corporation Counsel and the Zoning Administrator, along with such support staff as necessary, including SOCPA, to prepare a Positive Declaration and a GEIS; and

BE IT FURTHER ORDAINED, that the Positive Declaration and GEIS for the Project be filed in accordance with the Regulations; and

BE IT FURTHER ORDAINED, that the Corporation Counsel, the Zoning Administrator and SOCPA are hereby authorized to take whatever steps are necessary to carry out this Ordinance and to comply with applicable SEQRA regulations and requirements for this Project; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately.