

RESOLUTION OF THE TOWN BOARD

TOWN OF ULSTER

Resolution Declaring SEQRA Lead Agency by Town Board as a Type I Action Referring the Application to all Interested and Involved Parties for Alcazar ESS, LLC, Battery Energy Electric Storage System Project, 430 Hurley Avenue, SBL: 48.17-1-26

Date: May 15, 2025

WHEREAS, the Town Board of the Town of Ulster has received a referral from the Town of Ulster Planning Board regarding a Site Plan and Special Use Permit Application submitted by Alcazar ESS, LLC (the "Applicant") for the proposed development of a battery energy storage system (BESS) facility at 430 Hurley Avenue, Town of Ulster, Ulster County, New York, identified as Tax Map Parcel No. 48.17-1-26 (the "Project"); and

WHEREAS, the proposed Project involves the construction of a facility capable of storing up to 250 megawatts of electricity and will disturb more than one acre of land; and

WHEREAS, the Project Site is located within the OM–Office Manufacturing and R-30–Residential 30 Zoning Districts, where the proposed use is subject to a Special Use Permit and Site Plan approval; and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA) and 6 NYCRR Part 617, the Project constitutes a Type I Action; and

WHEREAS, a Full Environmental Assessment Form (EAF) Part 1 has been submitted by the Applicant; and

WHEREAS, the Town Board has determined that it is the appropriate agency to serve as Lead Agency for SEQRA review of the proposed action, and that coordinated review with all involved and interested agencies is required;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Ulster hereby declares its intent to serve as Lead Agency for the coordinated SEQRA review of the proposed Type I Action; and

BE IT FURTHER RESOLVED, that the Town Board hereby directs that notice of its intent to serve as Lead Agency, together with the submitted EAF and Project materials, be circulated to all involved and interested agencies, including but not limited to:

- New York State Department of Environmental Conservation (NYSDEC)
- New York State Department of Transportation (NYSDOT)
- New York State Office of Parks, Recreation and Historic Preservation (OPRHP)
- Ulster County Planning Board
- Town of Ulster Planning Board

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

MOTION: Councilman Van Kleeck

SECOND: Councilwoman Hayner

Councilwoman Maryann DeGroodt	Excused
Councilwoman Anna Hayner	Yes
Councilman Clayton Van Kleeck:	Yes
Supervisor James E. Quigley 3 rd :	Yes

CARRIED