

## **RESOLUTION OF THE TOWN BOARD**

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### **TOWN OF ULSTER**

#### **Resolution Acknowledging Receipt of Draft Scope of Work for a Draft Environmental Impact Statement, Commencing the SEQRA Scoping Period, and Scheduling a Public Scoping Session for the Alcazar ESS Battery Energy Storage System Project, 430 Hurley Avenue, SBL: 48.17-1-26**

**Date: February 5, 2026**

WHEREAS, Alcazar ESS, LLC (the “Applicant”) has submitted an application to the Town Board of the Town of Ulster (the “Town Board”) for Site Plan and Special Use Permit approval for the proposed Alcazar ESS Battery Energy Storage System Project (the “Project”) located at 430 Hurley Avenue, Town of Ulster, Ulster County, New York, identified as Tax Map Parcel No. 48.17-1-26; and

WHEREAS, by Resolution dated May 15, 2025, the Town Board declared itself Lead Agency for coordinated environmental review of the Project pursuant to the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations at 6 NYCRR Part 617, and determined that the Project constitutes a Type I Action; and

WHEREAS, by Resolution adopted on October 2, 2025, as supplemented and re-affirmed by Resolution dated February 5, 2026, the Town Board issued a Positive Declaration, determining that the Project may result in one or more significant adverse environmental impacts and requiring the preparation of a Draft Environmental Impact Statement (“DEIS”); and

WHEREAS, pursuant to 6 NYCRR § 617.8, scoping is the process by which the Lead Agency identifies the potentially significant adverse environmental impacts to be addressed in a Draft Environmental Impact Statement and determines the content and level of detail required for that analysis; and

WHEREAS, the Applicant has submitted Draft Scope of Work documents for preparation of a Draft Environmental Impact Statement, which have been received by the Town Board for purposes of initiating the SEQRA scoping process; and

WHEREAS, in accordance with 6 NYCRR § 617.8(b), the Lead Agency may provide for public participation in the scoping process and must adopt a Final Written Scope within sixty (60) days after acceptance of a draft scope, or within sixty (60) days after the close of any public scoping period, whichever is later; and

WHEREAS, the Town Board finds it appropriate and in the public interest to schedule a Public Scoping Session to receive oral and written comments from involved agencies and the public regarding the content and scope of the Draft Environmental Impact Statement;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Ulster hereby acknowledges receipt of the Applicant’s Draft Scope of Work for a Draft Environmental Impact

Statement for the Alcazar ESS Battery Energy Storage System Project, for purposes of initiating the SEQRA scoping process pursuant to 6 NYCRR § 617.8; and

BE IT FURTHER RESOLVED, that the Town Board hereby commences the sixty (60) day period for consideration and adoption of a Final Written Scope, as required by 6 NYCRR § 617.8(b); and

BE IT FURTHER RESOLVED, that a Public Scoping Session is hereby scheduled as follows:

- Date: Monday, February 23, 2026
- Time: 6:00 PM
- Location: Town Hall, 1 Town Hall Drive, Lake Katrine, New York

for the purpose of receiving public comment on the Draft Scope of Work for the Draft Environmental Impact Statement; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to provide notice of the Public Scoping Session, circulate the Draft Scope to involved and interested agencies, and otherwise comply with the publication and filing requirements of 6 NYCRR Part 617, including notice in the Environmental Notice Bulletin (ENB); and

BE IT FURTHER RESOLVED, that acknowledgment of receipt of the Draft Scope shall not be construed as approval of its contents, and the Town Board expressly reserves the right to modify, expand, or revise the scope prior to adoption of a Final Written Scope in its sole discretion as Lead Agency; and

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

MOTION: Councilwoman Hartmann

SECOND: Councilman Schatzel

ROLL CALL VOTE:

Supervisor James E. Quigley 3 <sup>rd</sup>	YES
Councilwoman Maryann DeGroodt	YES
Councilwoman Laura Hartmann	YES
Councilman Michael Schatzel	YES

CARRIED