

RESOLUTION OF THE CITY OF UTICA INDUSTRIAL DEVELOPMENT AGENCY DETERMINING THAT ACTION TO PROVIDE FINANCIAL ASSISTANCE RELATING TO A PROJECT FOR THE BENEFIT OF STURGES MANUFACTURING CO., INC. WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT

WHEREAS, Sturges Manufacturing Co., Inc., on behalf of itself and/or the principals of Sturges Manufacturing Co., Inc. and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the "Company") has applied to the City of Utica Industrial Development Agency (the "Agency") to enter into a transaction in which the Agency will assist in the partial demolition and renovation of a 29,604± square foot existing building and construction of a 10,000± square foot addition thereto (collectively, the "Improvements"), all situated on a 1.10± acre parcel of land located at 2012 Sunset Avenue, City of Utica, Oneida County, New York (the "Land"); and acquisition and installation of machinery, furniture, fixtures, appliances and equipment in the Improvements (the "Equipment"), all for the purpose of increasing capacity to manufacture engineered webbing and strap solutions (the Land, Improvements and Equipment is referred to collectively as the "Facility" and the partial demolition, construction, renovation and equipping of the Facility is referred to as the "Project"); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (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 Agency desires to determine whether the renovation, rehabilitation and equipping of the Facility may have a "significant effect on the environment" (as said quoted term is defined in the SEQR Act and the Regulations) and therefore require the preparation of an environmental impact statement; and

WHEREAS, to aid the Agency in determining whether the Project may have a significant effect upon the environment, the Agency has reviewed the March 21, 2022 Memorandum from the City of Utica Planning Board (the "Planning Board Review"), a copy of which was presented to and reviewed by the Agency at this meeting and copies of which are on file at the office of the Agency; and

WHEREAS, pursuant to the Regulations, the Agency has examined the EAF and the Planning Board Review in order to make a determination as to the potential environmental significance of the Facility.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF UTICA INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. Based on an examination of the Application, the EAF, the Planning Board Review and based further upon the Agency's knowledge of the area

surrounding the Facility and such further investigation of the Facility and its environmental effects as the Agency has deemed appropriate, the Agency concurs with the determination by the Planning Board that the Project does not merit any further review under SEQR to make a determination of environmental significance.

Section 2. The Agency hereby determines that the Facility will not have a significant impact on the environment and the Agency will not require the preparation of an environmental impact statement with respect to the Facility. As a result, the Agency has prepared a negative declaration with respect to the Facility.

Section 3. The Executive Director of the Agency is hereby directed to file in the Agency's records a negative declaration with respect to the Facility.

Section 4. This resolution shall take effect immediately.

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STATE OF NEW YORK)
 : SS.:
COUNTY OF ONEIDA)

I, the undersigned Assistant Secretary of the City of Utica Industrial Development Agency, DO HEREBY CERTIFY THAT:

I have compared the foregoing copy of a resolution of the City of Utica Industrial Development Agency (the "Agency") with the original thereof on file in the office of the Agency, and the same is a true and correct copy of such resolution and of the proceedings of the Agency in connection with such matter.

Such resolution was passed at a meeting of the Board of Directors of the Agency duly convened in public session on March 23, 2022 at 9:00 a.m. local time, at One Kennedy Plaza, Utica, New York at which the following members were:

Members Present: Vin Gilroy, Mark Curley, John Zegarelli, Emmett Martin

Excused: John Buffa

Also Present: Jack Spaeth (Executive Director), Linda Romano and Laura Ruberto (BSK – Agency Counsel) via WebEx

Others: Tyler Griffith (Sturges Manufacturing; Wendy Loughnot (1002 Oswego Street, LLC counsel)

The question of the adoption of the foregoing resolution was duly put to vote on roll call, which resulted as follows:

Vin Gilroy voting aye;
Mark Curley voting aye;
Emmett Martin voting aye; and
John Zegarelli voting aye.

and, therefore, the resolution was declared duly adopted.

I FURTHER CERTIFY that (i) all directors of the Agency had due notice of said meeting, (ii) pursuant to Sections 103a and 104 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public and public notice of the time and place of said meeting was duly given in accordance with such Sections 103a and 104, (iii) the meeting in all respects was duly held, and (iv) there was a quorum present throughout.

IN WITNESS WHEREOF, I have hereunto set my hand as of October 25, 2023.

A handwritten signature in blue ink, appearing to be 'M. S.', with a long horizontal flourish extending to the right.

Assistant Secretary



CITY OF UTICA

Department of Urban & Economic Development
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(315) 792-0181 fax: (315) 797-6607

ROBERT M. PALMIERI
MAYOR

BRIAN THOMAS, AICP
COMMISSIONER

Memorandum

To: Jack Spaeth, UIDA
From: Chris Lawrence, Principal Planner
Date: March 21, 2022
Re: PB Case #26-21 SEQRA

Jack,

PB Case #26-21 was approved by the Planning Board without completion of Parts 2 and 3 of the SEQRA Short Environmental Assessment Form (SEAF). Part 1 of the Environmental Assessment Form (short or full) is required with each Planning Board submission. Upon reviewing the SEAF and site plan, the Board felt that this project did not merit any further review under SEQRA.

Respectfully,

Christopher M. Lawrence
Principal Planner