

**SEQRA POSITIVE DECLARATION RESOLUTION**  
*(STAMP PHASE II Project)*

A regular meeting of the Genesee County Industrial Development Agency d/b/a Genesee County Economic Development Center was convened on January 26, 2010, at 8:30 a.m.

The following resolution was duly offered and seconded, to wit:

Resolution No. 01/10-02

**RESOLUTION OF THE GENESEE COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER ACCEPTING LEAD  
AGENCY STATUS WITH RESPECT TO STAMP PHASE II PROJECT AND ISSUING A  
POSITIVE DECLARATION PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL  
QUALITY REVIEW ACT**

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 565 of the Laws of 1970 of the State of New York, as amended (hereinafter collectively called the "Act"), the **GENESEE COUNTY INDUSTRIAL DEVELOPMENT AGENCY D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER** (hereinafter called "Agency") was created with the authority and power to own, lease and sell property for the purpose of, among other things, acquiring, constructing and equipping civic, industrial, manufacturing and commercial facilities as authorized by the Act; and

WHEREAS, the Agency has commenced an initiative to locate a Science & Technology Advanced Manufacturing Park ("STAMP") on approximately 1,335.97 acres in the County of Genesee in order to leverage the State of New York's high tech investment and attract manufacturers of photovoltaic, semi-conductor and other technology-oriented products to the community; and

WHEREAS, the Agency completed a feasibility study which investigated the general suitability of an approximately 1,335.97 acre site situated in the Town of Alabama, New York along NYS Highway 77/63 approximately 5 miles north of the I-90 NYS Thruway (the "Project Site") for the development of STAMP; and

WHEREAS, the Agency has authorized the commencement of the design and environmental assessment stages for the potential location of STAMP at the Project Site ("Phase II"); and

WHEREAS, in furtherance of completing Phase II, on December 18, 2009, the Agency declared its intent to act as Lead Agency in order to complete an environmental assessment of the potential significant adverse environmental impacts associated with the STAMP project pursuant to the New York State Environmental Quality Review Act and its implementing regulations at 6 N.Y.C.R.R. Part 617 (collectively referred to as "SEQRA"); and

WHEREAS, thirty (30) calendar days have passed since the Agency's mailing on December 22, 2009 of its intent to act as Lead Agency for the SEQRA review of the STAMP project, and no objection to the Agency acting as Lead Agency has been made by any of the involved agencies noticed therein; and

WHEREAS, as required by the SEQRA regulations, the Agency has reviewed a Full Environmental Assessment Form ("EAF") for the STAMP project; has identified the relevant areas of environmental concern; and has taken a hard look at those concerns, considering both the magnitude and importance of each impact; and

WHEREAS, upon review of the information recorded on the EAF, it is determined that the STAMP project may result in one or more large and important impacts that may have a potential significant adverse impact on the environment.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE GENESEE COUNTY INDUSTRIAL DEVELOPMENT AGENCY D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER AS FOLLOWS:

Section 1. The Agency accepts its role as Lead Agency for the SEQRA review of the STAMP project and authorizes its President and CEO to undertake any and all steps necessary to carry out the Agency's obligations as Lead Agency pursuant to SEQRA.

Section 2. The Agency determines that a Positive Declaration, as that term is defined by the SEQRA regulations, is required for the STAMP project, and that a notice of the Positive Declaration be filed in accordance with the requirements of SEQRA and a draft generic environmental impact statement ("DGEIS") be prepared as applicable.

Section 3. The Agency further directs that a Draft Scoping Document for the DGEIS be sent to all applicable involved agencies and interested agencies, and copies of the Draft Scoping Document be made available for the general public to review at locations determined to be appropriate by the President and CEO of the Agency, working in conjunction with the Town of Alabama.

Section 4. The Agency further directs that a public comment period be established wherein written comments on the Draft Scoping Document can be submitted by the general public to Steve Hyde, President and CEO of the Genesee County Economic Development Center, 1 Mill Street, Batavia, New York 14020.

Section 5. The Agency further directs that due and proper notice be given of two (2) public meetings relative to the Draft Scoping Document to be held on dates, and at times and locations, to be determined by the President and CEO working in conjunction with the Town of Alabama.

Section 6. The Agency further directs that notice of this resolution shall be filed and circulated to the extent required by any applicable ordinance, statute or regulation.

Offered by: H. Upson  
 Second by: W. Hinchey

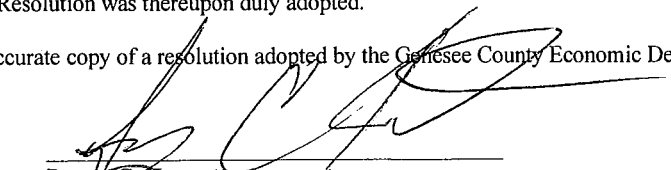
	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
John F. Andrews	[ ]	[ ]	[ <input checked="" type="checkbox"/> ]	[ ]
James L. Vincent	[ <input checked="" type="checkbox"/> ]	[ ]	[ ]	[ ]
James W. Fulmer	[ <input checked="" type="checkbox"/> ]	[ ]	[ ]	[ ]
Hollis Upson	[ <input checked="" type="checkbox"/> ]	[ ]	[ ]	[ ]
L. William Benton	[ <input checked="" type="checkbox"/> ]	[ ]	[ ]	[ ]
Wolcott T. Hinchey	[ <input checked="" type="checkbox"/> ]	[ ]	[ ]	[ ]
Charlie Cook	[ ]	[ ]	[ <input checked="" type="checkbox"/> ]	[ ]

The Resolution was thereupon duly adopted.

**CERTIFICATION**

I hereby certify that the aforementioned is a true and accurate copy of a resolution adopted by the Genesee County Economic Development Center on \_\_\_\_\_

Dated: \_\_\_\_\_

  
 Penny C. Kennett  
 Operations Assistant  
 Genesee County Economic Development Center

State Environmental Quality Review  
**POSITIVE DECLARATION**  
Notice of Intent to Prepare a Draft EIS  
Determination of Significance

**Project Number**

**Date:** 1/26/10

This notice is issued pursuant Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Genesee County Economic Development Center, as lead agency, has determined that the proposed action described below may have a significant impact on the environment and that a Draft Generic Environmental Impact Statement will be prepared.

**Name of Action:** Science & Technology Advanced Manufacturing Park ("STAMP")  
Phase II Project

**SEQR Status:** Type 1   
Unlisted

**Scoping:** No Yes  If yes, indicate how scoping will be conducted:

A 30-day public written comment period and 2 public meetings will be held on a draft scoping document pursuant to 6 N.Y.C.R.R. § 617.8.

**Description of Action:**

The approval of the Western New York Science & Technology Advanced Manufacturing Park ("STAMP"), a thin-film photovoltaic, flat panel display, and nanotechnology-enabled manufacturing campus on an approximately 1,335.97 acre site in the Town of Alabama. The proposed action will involve rezoning of the property and/or the creation of a zoning overlay/special use district under the Town of Alabama zoning laws.

**Location:** (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

NYS Highway 77/73, approx. 5 miles north of I-90 NYS Thruway, Town of Alabama, County of Genesee.

**Reasons Supporting This Determination:**

- 1) Construction will continue for more than 1 year.
- 2) Proposed action may result in a significant increase in traffic flow.
- 3) Proposed action will cause a change in the existing density of land use.
- 4) Proposed action involves the construction of a paved parking area for 1,000 or more vehicles.
- 5) Proposed action may result in use of water in excess of 20,000 gallons per day.

**For Further Information:**

Contact Person: Steve Hyde, President and CEO, Genesee County Economic Development Agency

Address: One Mill Street, Batavia, NY 14020

Telephone number: 1 (877) 343-4866

**A copy of this notice is being sent to:**

Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-1750

Chief Executive Office, Town/City/Village of Alabama

Any person requesting a copy

All involved agencies

Applicant (if any)

Environmental Notice Bulletin, 625 Broadway, Albany, NY 12233-1750

MINUTES

**SEQRA FINAL SCOPING DOCUMENT RESOLUTION**  
*(STAMP Project)*

A regular meeting of the Genesee County Industrial Development Agency d/b/a Genesee County Economic Development Center was convened on April 1, 2010, at 4:00.

The following resolution was duly offered and seconded, to wit:

Resolution No. 01/10-01

**RESOLUTION OF THE GENESEE COUNTY INDUSTRIAL DEVELOPMENT  
AGENCY D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT  
CENTER ACCEPTING FINAL SCOPING DOCUMENT FOR STAMP  
PROJECT PURSUANT TO THE NEW YORK STATE ENVIRONMENTAL  
QUALITY REVIEW ACT**

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 565 of the Laws of 1970 of the State of New York, as amended (hereinafter collectively called the "Act"), the **GENESEE COUNTY INDUSTRIAL DEVELOPMENT AGENCY D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER** (hereinafter called "GCEDC") was created with the authority and power to own, lease and sell property for the purpose of, among other things, acquiring, constructing and equipping civic, industrial, manufacturing and commercial facilities as authorized by the Act; and

WHEREAS, GCEDC has commenced an initiative to locate a Science & Technology Advanced Manufacturing Park ("STAMP") on approximately 1,335.97 acres in the Town of Alabama, County of Genesee along NYS Highway 77/63 approximately 5 miles north of the I-90 NYS Thruway (the "Project Site"); and

WHEREAS, GCEDC has authorized the commencement of the design and environmental assessment stages for the potential location of STAMP at the Project Site; and

WHEREAS, on January 26, 2010, GCEDC passed a resolution accepting its role as Lead Agency pursuant to the New York State Environmental Quality Review Act and its implementing regulations at 6 N.Y.C.R.R. Part 617 (collectively referred to as "SEQRA"), in order to complete an environmental impact assessment of STAMP; and

WHEREAS, pursuant to its January 26, 2010 resolution, GCEDC issued a positive declaration pursuant to SEQRA requiring the preparation of a Draft Generic Environmental Impact Statement ("DGEIS") for STAMP, and directed that both a Draft Scoping Document for the DGEIS be made available for public review and two (2) public scoping meetings be conducted at which such public input on the Draft Scoping Document could be provided; and

WHEREAS, a written public comment period for the Draft Scoping Document was provided from February 4 through March 5, 2010, as well as GCEDC conducted two (2) public scoping meetings on February 11 and February 17, 2010 at the Town of Alabama Fire Hall for the purpose of receiving comments on the Draft Scoping Document from members of the public; and

WHEREAS, GCEDC has taken the comments received from the public and prepared a Final Scoping Document pursuant to 6 N.Y.C.R.R. § 617.8(f) of the SEQRA regulations, a copy of which is attached and incorporated hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE GENESEE COUNTY INDUSTRIAL DEVELOPMENT AGENCY D/B/A GENESEE COUNTY ECONOMIC DEVELOPMENT CENTER AS FOLLOWS:

Section 1. Pursuant to 6 N.Y.C.R.R. § 617.8 of the SEQRA regulations, GCEDC accepts the Final Scoping Document that has been prepared for STAMP, and directs that copies of the document be provided to all involved and interested agencies, as well as any individual requesting a copy.

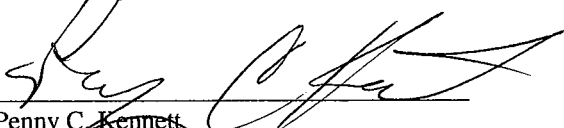
Section 2. GCEDC further directs that notice of this resolution shall be filed and circulated to the extent required by any applicable ordinance, statute or regulation.

	<i>Yea</i>	<i>Nay</i>	<i>Absent</i>	<i>Abstain</i>
Offered by: <u>W. Hinchey</u>	John F. Andrews [ ]	[ ]	[ * ]	[ ]
	James L. Vincent [ * ]	[ ]	[ ]	[ ]
Second by: <u>H. Upson</u>	James W. Fulmer [ ]	[ ]	[ * ]	[ ]
	Hollis Upson [ * ]	[ ]	[ ]	[ ]
	L. William Benton [ ]	[ ]	[ * ]	[ ]
	Wolcott T. Hinchey [ * ]	[ ]	[ ]	[ ]
	Charlie Cook [ * ]	[ ]	[ ]	[ ]

The Resolution was thereupon duly adopted.

**CERTIFICATION**

I hereby certify that the aforementioned is a true and accurate copy of a resolution adopted by the Genesee County Economic Development Center on April 1, 2010.

  
 Penny C. Kennett  
 Operations Assistant  
 Genesee County Economic Development Center