

**Ogdensburg City School District
March 21, 2022 - Resolution No. 2**

**Determining that Capital Outlay Project at
John F. Kennedy Elementary School is a Type II Action**

WHEREAS, the Ogdensburg City School District (the “District”) is proposing to undertake a Capital Outlay Project at John F. Kennedy Elementary School located at 801 Park Street, Ogdensburg, New York (the “Action”); and

WHEREAS, the Action entails, building renovations, reconstruction and site improvements, including parking lot reconstruction, playground reconstruction and mechanical system upgrades;

WHEREAS, the District now desires to comply with the New York State Environmental Quality Review Act (“SEQRA”) and the regulations in 6 NYCRR Part 617 adopted by the New York State Department of Environmental Conservation (the “Regulations”) with respect to the Action; and

WHEREAS, pursuant to the Regulations, the District has considered the Action in light of the actions included on the Type I list specified in Section 617.4 of the Regulations and in light of the actions included on the Type II list specified in Section 617.5 of the Regulations.

NOW, THEREFORE, BE IT RESOLVED, THAT:

Based upon an examination of the EAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the District’s knowledge of the area surrounding the Action and such further investigation of the Action and its potential

environmental impacts as the District has deemed appropriate, the District makes the following findings and determinations:

1. The District has determined that the Project constitutes a “Type II action” (as the quoted term is defined in the Regulations) because it falls clearly within the ambit of three actions included on the Type II list specified in Section 617.5 of the Regulations:

- (a) “routine activity of an educational institution” (617.5(c)(8)); and/or
- (b) “maintenance or repair involving no substantial changes in an existing structure or facility” (617.5(c)(1)); and/or
- (c) “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site;” (617.5(c)(2)); and

2. The Project is not subject to further review under SEQRA; and

3. Notwithstanding that the Project is not subject to further review under SEQRA, the District will continue to comply with the New York State Education Department Guidelines for School District Implementation of the State Environmental Quality Review (SEQR) and Associated Changes in the SED Building Permit Process, which requires consultation with the New York State Office of Parks, Recreation and Historic Preservation; and

4. A copy of this resolution shall be provided to the New York State Education Department.