

## RESOLUTION

The following was moved by Councilman Lyons, and seconded by Councilman Cappella:

**WHEREAS**, the Village of Goshen is the owner of certain uninhabited and unimproved real property consisting of approximately 127.147 acres and having an address of 2500 New York State Route 17M, Goshen, New York; and

**WHEREAS**, the said property is located within both the Town of Goshen and the Village of Goshen with the tax parcels located in the Town of Goshen being known and designated on the tax map as Section 10, Block 1, Lot 63, consisting of approximately 55.703 acres and tax map section 12, Block 1, Lot 74, consisting of approximately 11.118 acres; and

**WHEREAS**, the Village is desirous of annexing the Town portion of their said property described above into the Village; and

**WHEREAS**, pursuant to section 706(1) of the *General Municipal Law*, if a Village is the owner of uninhabited territory adjoining the Village, such territory may be annexed into the Village if the Town Board of the Town in which such territory is situated, by a concurring vote of a majority of its members, consents thereto on the basis of its determination that such annexation is in the overall public interest; and

**WHEREAS**, the Town Board of the Town of Goshen, after due deliberation and consideration does find that (a) the premises in the Town of Goshen that are the subject of the annexation request of the Village of Goshen are contiguous to the Village; (b) that the said premises are uninhabited; (c) that, subject to the conditions hereinafter set forth, the annexation of the said property will not result in any adverse impact upon the environment; (d) that the Village owned waste water treatment plant is located on tax parcel 10-1-63 and it is appropriate and proper that the said plant be located in the Village of Goshen; (e) that annexation will facilitate the sale of the premises and avoid a segmented approval process regarding the land use approvals that will be required for the ultimate development of the premises; and (e) that it is in the overall public interest to annex that property hereinabove described and presently located in the Town of Goshen into the Village of Goshen, subject to the conditions set forth hereinafter;

**NOW, THEREFORE**, it is hereby

**RESOLVED**, that the Town Board of the Town of Goshen finds that the annexation of the premises known and designated as Section 10, Block 1, Lot 63 and Section 12, Block 1, Lot 74 from the Town of Goshen into the Village of Goshen is in the overall public interest; and it is further

**RESOLVED**, that in order to adequately protect the environment and ensure the overall public interest is protected to the maximum extent practicable, the approval of this annexation request is specifically contingent upon the Village submitting, or causing to be submitted, any and all land use approval requests and/or applications that may be made regarding this property to the Engineer for the Town of Goshen as well as compliance with any conditions and/or requirements imposed by the Engineer for the Town of Goshen regarding said land use approval request and/or application, prior to the issuance of any land use approvals by any Board or Agency of the Village of Goshen; and it is further

**RESOLVED**, that the annexation request made herein by the Village of Goshen is hereby approved, subject to those conditions set forth hereinabove.

Upon Roll Call Vote:

Councilman Philip Canterino	aye
Councilman Kenneth Newbold	aye
Councilman George Lyons	aye
Councilman Louis Cappella	aye
Supervisor Douglas Bloomfield	aye