

**Webster Town Board**

August 10, 2023

A workshop meeting of the Webster Town Board was called to order by Supervisor Flaherty at 5:30 p.m. at the Webster Town Board Meeting Room, 1002 Ridge Road, Webster, New York, with the following officials present:

Supervisor .....	Thomas J. Flaherty
Councilman .....	William G. Abbott
Councilman .....	John J. Cahill
Councilwoman .....	Patricia T. Cataldi
Councilwoman .....	Ginny L. Nguyen
Town Attorney .....	Charles J. Genese
Town Clerk .....	Dorothy M. Maguire

Department Heads Present:

Community Development Director.....	Josh Artuso
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Appearing before the Town Board were Jerry Goldman, Woods Oviatt Gilman LLP; Josh Hough, Haskell Company; Tom Walsh, Barclay Damon LLC; and David Mann, Coca Cola fairlife®. In attendance were Paul Chatfield, MRB Group; Lance Brabant, MRB Group, and Dan Andrews, Campus Construction.

Attorney Goldman presented the Town Board with an update on the State Environmental Quality Review (SEQR) Process as it relates to the Coca Cola fairlife® Project.

Step 1:

Because the project is large enough to meet the Type I threshold under SEQR, the applicant must file a Full Environmental Assessment Form (FEAF) Part 1 with its initial application.

Step 2:

The environmental review of the Action is to be conducted by a lead agency from among the State and local agencies with approval authority (involved agencies).

Step 3:

The Town Board declares their intent to be Lead Agency for the Environmental Review (Resolution dated June 15, 2023).

Step 4:

fairlife® filed the Full Environmental Assessment Form (FEAF) Part 1 with supporting documentation to the Town of Webster dated June 21, 2023.

Step 5:

Notice of intent to serve as Lead Agency (including the application to the Town Board and the FEAF, as required by the SEQR regulations) seeking consent to that designation either by formal acceptance or default (failure to answer the declaration of intent) within 30 days (as mandated by the SEQR regulations) was sent by the Town to involved agencies on June 23, 2023.

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### Step 6

fairlife® submitted a Supplement [consisting of approximately 1700-1800 pages] to the FEAF dated July 11, 2023.

### Step 7:

In an abundance of caution, an updated Notice with the Supplement was sent to involved agencies on July 14, 2023.

### Step 8:

No challenge to the Town Board acting as Lead Agency was received within thirty (30) days of the initial notice and none is anticipated within thirty (30) days of the second notice on July 14, 2023.

Accordingly, the Town Board has placed on its tentative August 17th Agenda action on a Resolution to confirm its Lead Agency status.

### Step 9:

The Town Board, as Lead Agency, has the obligation to complete Part 2 (Identification of Potential Project Impacts) and Part 3 (Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance) of the FEAF.

The Lead Agency's legal obligation is to take a hard look at the potential environmental issues/impacts and make a reasoned elaboration of its rationale and coming to its Determination of Significance.

### Step 10:

Town staff and consultants are currently working on a draft Part 2 and Part 3 for consideration of the Town Board.

The Town Board has placed on its tentative August 17th Agenda action on a Resolution to make a SEQR Determination of Significance (which actually would be adoption of Parts 2 and 3 of the FEAF).

### Step 11:

After identification and evaluation of potential project impacts, the Town Board makes its Determination of Significance.

A negative declaration is a determination that the project will not have significant adverse environmental impacts and concludes the SEQR process.

A positive declaration is a determination that the project may have significant adverse environmental impacts mandating the preparation of an Environmental Impact Statement.

The presentation was followed by a general discussion.

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## **Webster Town Board**

There being no further business to come before the Board, the meeting was adjourned at 6:12 p.m.

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Dorothy M. Maguire, Town Clerk