

TOWN BOARD
TOWN OF GREENPORT
COLUMBIA COUNTY, NEW YORK

RESOLUTION NO. 110 2016

DATE: 12-29-16

INTRODUCED BY:
SECONDED BY:

Councilman Guy Apicella
Councilman Clayton Clark

WHEREAS, between June 2014 and May 2015, the Hudson Valley Fish Farm Inc. ("HVFF") drilled 19 water wells on property located within the Town of Greenport Water District No. 1 to be used for the provision of water for the aquaculture activity to be operated by HVFF; and

WHEREAS, Local Law No. 3 of 2015, effective May 19, 2015, prohibited the drilling, use, and operation of water wells not owned or operated by the Town within the Town's Water District; and

WHEREAS, by Local Law No. 9 of 2016, effective December 16, 2016, the Town amended Local Law No. 3 of 2015 to allow the use of such wells if authorized by the Superintendent of Water and Wastewater in writing; and

WHEREAS, by Resolution, the Town Board adopted a SEQRA negative declaration and authorized execution of an agreement dated December 2, 2015 by and between the Town and HVFF, in which the Town Board agreed to approve the use of such wells if it was determined by Greenport's consultant that the use of such wells would not adversely affect the Town's water supply; and

WHEREAS, the Town's consultant, Steven Winkley, reviewed a "Pumping Test Report – November 2015 for the Hudson Valley Fish Farm," prepared by Leggette, Brashears & Graham, Inc. and last revised in June 2016 (the "Pumping Test Report"), along with other materials; and

WHEREAS, the Town's consultant determined that such wells were shown not to have a direct adverse impact on the Town's aquifer, but recommended by letter dated September 19, 2016 that a water-level monitoring program be required to confirm that long-term withdrawals from HVFF wells will have no significant adverse impact on the Town's water supply; and

WHEREAS, HVFF has submitted an application for a NYSDEC water withdrawal permit to use the previously drilled wells; and

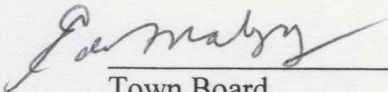
WHEREAS, as part of any permit issued by the NYSDEC, the Town would like the NYSDEC to consider requiring HVFF to implement the water-level monitoring program recommended by Steven Winkley.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Greenport that:

1. HVFF is authorized to use such wells as included in the Pumping Test Report shown not to have a direct significant adverse impact on the Town's water supply; and

2. The Superintendent of Water and Wastewater be and is hereby authorized to issue a permit to HVFF allowing use of such wells subject to any restrictions that, in the opinion of the Superintendent, are necessary for confirming that long-term withdrawals from HVFF wells will have no significant adverse impact on the Town's water supply.

APPROVED:

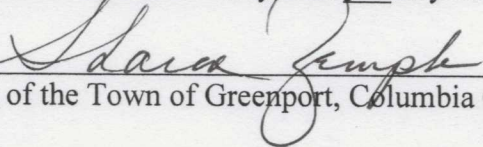


Town Board

STATE OF NEW YORK)
COUNTY OF COLUMBIA) SS:

This is to certify that I, the undersigned Town Clerk of the Town of Greenport, County of Columbia, have compared the foregoing copy of resolution with the original and original minutes thereof, now remaining on file of records in my office, and that the same is a true and correct transcript therefrom and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Town and County, this 21st day of December, 2016.



Town Clerk of the Town of Greenport, Columbia County, NY