

TOWN OF HARPERSFIELD

RESOLUTION NO. 008 OF THE YEAR 2020

Councilman Patrick F. Funk offered the following resolution and moved its adoption:

TITLE: DMK DEVELOPMENT-STAMFORD, LLC APPLICATION FOR SITE PLAN APPROVAL
RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE ESCROW FOR LEGAL SERVICES.

WHEREAS, DMK Development-Stamford, LLC ("Applicant"), through its authorized representative, submitted an application to the Town of Harpersfield Planning Board ("Planning Board"), for site plan approval for a proposed Tractor Supply Store situated on the easterly side of the intersection of NYS Highway 10 and River Street, an approximately 8 acre parcel of land owned by Diane Maiorano Living Trust and identified on the Delaware County Tax Map as Parcel No. 41.-1-6 (the "Application"); and

WHEREAS, the Application documents submitted to the Planning Board includes a proposed site plan, completed application form and a Full Environmental Assessment Form with attachments; and

WHEREAS, the Planning Board is acting as Lead Agency for the SEQRA review of the project; and

WHEREAS, pursuant to Section 7.080 of the Town of Harpersfield Site Plan Review Law, the Planning Board has the authority to hire a professional consultant and/or engineer to assist it in the review of an application at the Applicant's expense; and

WHEREAS, the Planning Board has determined it needs the assistance of a land use attorney as it reviews this application; and

WHEREAS, the Town has requested and the Applicant has agreed to reimburse the Town for its out-of-pocket expenses in reviewing and processing the application; and

WHEREAS, the Town Board has reviewed the Escrow Agreement appended hereto which was reviewed and approved by the Planning Board.

NOW, THEREFORE IT IS HEREBY RESOLVED, the Town of Harpersfield Town Board hereby authorizes the Supervisor to execute the proposed Escrow Agreement to retain Young/Sommer, LLC to provide legal counsel and assistance to the Planning Board in connection with its review of the Application under the Town of Harpersfield Site Plan Review Law and SEQRA.

Seconded by Councilman Harry Peterson with the vote as follows:

Adopted: Supervisor James Eisel Sr. Aye.

	Councilman	Robert Reeve Jr.	Aye.
Adopted:	Councilman	Harry Peterson	Aye.
	Councilman	Matthew J. Taylor	Aye.
	Councilman	Patrick F. Funk	Aye.

STATE OF NEW YORK }

COUNTY OF DELAWARE }

TOWN OF HARPERSFIELD }

I, Linda E. Goss, Town Clerk of the Town of Harpersfield have compared the proceeding copy with the original Resolution on file in this office adopted by the Town Board of the Town of Harpersfield at a regular meeting held on July 8, 2020, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original.

Witness my hand and seal of the Town of Harpersfield, this 9th day of July 2020.



Linda E. Goss, Town Clerk

Town of Harpersfield