

RESOLUTION OF APPROVAL
FINAL [AMENDED] SITE PLAN
FOR
CONVERGENT ENERGY & POWER

Nature of Application

Convergent Energy & Power has applied for Site Plan approval for a 10,000 square foot battery energy storage system area to be constructed at 28 Church Street.

Property Involved

The property affected by this resolution is shown on the Tax Maps of the Village of Warwick as parcel(s) 28-2-10.

Zoning District

The property affected by this resolution is located in the Light Industrial (LI) zoning district of the Village of Warwick.

Plans

The Site Plan materials being considered consist of the following:

1. Site Plans consisting of 3 page(s) drawn by ERS Engineering Consultants, P.C., revised 11/11/20.
2. Full Environmental Assessment Form, Part 1, signed 10/29/20.
3. Emergency Response Plan, revised 12/14/2020.
4. Decommissioning Plan, revised 11/18/2020.

History

Date of Application

The application was filed with the Planning Board on or about 4/28/2020.

Public Hearing

A public hearing of the Planning Board on this application was convened on December 8, 2020, and concluded and closed on the same date.

SEQRA

Lead Agency:

The Warwick Village Board is the lead agency in regard to this action.

Declaration of Significance:

On November 10, 2020 the Planning Board undertook a review and examination of the Long Form EAF provided by the applicant. The Planning Board determined that no negative impacts would result and therefore no negative environmental issues were presented by the project. Thereupon, the Board resolved that a Negative Declaration be issued.

GML 239 Referral

This application was referred to the Orange County Planning Department for review. That Department by its letter dated August 25, 2020, reported that the matter was one for local determination.

Findings

The Planning Board recognizes that the Building Inspector has determined that the proposed facility is a permitted use within the LI zoning district.

The Planning Board has determined that final approval of the 10,000 square foot battery energy storage system made pursuant to the site plan and materials submitted will substantially serve the public convenience, safety and welfare and that construction of the system upon a portion the subject premises is permitted and warranted in the best interests of the Village and of the applicant all as depicted on the plans.

Resolution of Approval

NOW, THEREFORE, THE PLANNING BOARD RESOLVES to grant final approval to the site plan application of Convergent Energy & Power as depicted on the plans identified above and upon the conditions outlined below, and the Chairperson (or his designee) is authorized to sign the site plans upon satisfaction of those conditions below noted to be conditions precedent to such signing.

Specific Conditions

1. Prior to issuance of a building permit for the facility, the Applicant is to provide a decommissioning bond in form and content acceptable to counsel for the Village Board and shall post with the Village Clerk a decommissioning bond in the sum of \$ 54,400.00 . Said bond shall be maintained for the life of the battery storage system. In the event the applicant or its successor in ownership shall fail to decommission the facility pursuant to the Plan submitted to the Planning Board and made a part of this application, the Village may utilize the bond to complete the decommissioning.
2. The applicant or current owner of the facility shall at all times maintain the vertical clearance of the project site free and clear of foliage.

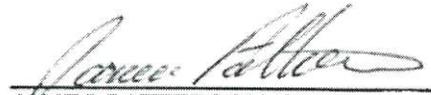
3. The applicant shall provide "as built" plans to the Building Department prior to issuance of a certificate of occupancy.
4. The applicant shall revise its Emergency Response Plan in accordance with the requests made by members of the Planning Board at the meeting held December 8, 2020.
5. The applicant shall revise its site plan set to include an approval block providing for signature by the Applicant, property owner, Village Engineer and Planning Board chair.

General Conditions

1. The applicant is to pay all fees prior to signing of the site plan by the chairman.
2. No approval is intended to be given or is given by this resolution for site plan elements depicted on other lands of the subject premises nor upon adjoining properties.

In Favor 5 Against 0 Abstain 0 Absent 0

Dated: December 8, 2020



 JAMES PATTERSON, CHAIRMAN
 VILLAGE OF WARWICK PLANNING BOARD

2/24/2021

STATE OF NEW YORK)
)ss:
 COUNTY OF ORANGE)

I, MAUREEN EVANS, Secretary of the Planning Board of the Village of Warwick, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the Planning Board at a meeting of said Board held on December 8, 2020.



MAUREEN EVANS, SECRETARY
VILLAGE OF WARWICK PLANNING BOARD

I, RAINA ABRAMSON, Clerk of the Village of Warwick, does hereby certify that the foregoing Resolution was filed in the Office of the Village Clerk on Feb. 24, 2021



RAINA ABRAMSON, Clerk
VILLAGE OF WARWICK