

RESOLUTION NO. 7 OF 2026

**AUTHORIZING THE ADOPTION
BY THE TOWN OF CLINTON, NEW YORK
OF LOCAL LAW NO. 1 OF 2026**

Entitled:

“Local Law Amending Town Code §250-78: Freshwater Wetlands, Watercourses, Lakes, Ponds, and Floodplains”

WHEREAS, the Town Board of the Town of Clinton is considering the adoption of Local Law No. 1 of 2026 entitled “Local Law Amending Town Code §250-78: Freshwater Wetlands, Watercourses, Lakes, Ponds, and Floodplains”; and

WHEREAS, on December 9, 2025 a resolution was duly adopted by the Town Board of the Town of Clinton, New York authorizing a public hearing to be held by the Town Board on January 13, 2026, at 6:25 p.m., at the Town of Clinton Town Hall at 1215 Centre Rd, Rhinebeck (Town of Clinton), New York, to hear all interested parties on a proposed Local Law entitled “Local Law Amending Town Code §250-78: Freshwater Wetlands, Watercourses, Lakes, Ponds, and Floodplains”; and

WHEREAS, notice of the public hearing was duly advertised in the Poughkeepsie Journal, the official newspaper of said Town, on the 17th day of December , 2025 ; and

WHEREAS, the public hearing was duly held on the 13th day of January 2026, at 6:25 p.m., at the Clinton Town Hall at 1215 Centre Rd, Rhinebeck (Town of Clinton), New York which hearing was continued to the 10th day of February 2026 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, on December 9, 2025 the Town Board reviewed a Part 1 of the Full Environmental Assessment Form (“**FEAF**”) prepared by the Town Planner, classified the proposed Local Law as a Type I action under the State Environmental Quality Review Act (“**SEQRA**”), declared its intent to serve as lead agency in a review of the proposed Local Law and identified the Dutchess County Department of Planning and Development as an interested agency (the “**Interested Agency**”); and

WHEREAS, on December 9, 2025 the Town Board directed the Town of Clinton Town Clerk (the “**Town Clerk**”) to refer the proposed Local Law and FEAF to the Interested Agency for their review; and

WHEREAS, the Town Board directed the Town Planner to prepare a Part 2 and a Part 3 of the FEAF for the Town Board’s review and consideration; and

WHEREAS, the Town Board has considered the criteria contained in 6 NYCRR 617.7 and thoroughly analyzed all identified relevant areas of environmental concern disclosed in the Part 1, Part 2 and Part 3 of the FEAF prepared by the Town Planner; and

WHEREAS, the Town Board has reviewed the Part 1, Part 2 and Part 3 of the FEAF prepared by the Town Planner setting forth the reasons supporting a determination that the proposed actions will not have a significant impact on the environment; and

WHEREAS, the Interested Agency has determined this proposed Local Law to be matter of local concern; and

WHEREAS, the Town Board having duly considered and thoroughly reviewed the public comments received; and

WHEREAS, the Town Board having determined that all parties entitled to notice have been duly given notice thereof; and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law.

NOW ON MOTION of Councilwoman Mustello, duly seconded by Supervisor Whitton,

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby adopts a negative declaration and determines that the adoption of the Local Law will not result in any significant environmental impacts and that a Draft Environmental Impact Statement will not be prepared; and

BE IT FURTHER RESOLVED, that the Town Board hereby adopts said Local Law No. 1 of 2026, entitled “Local Law Amending Town Code §250-78: Freshwater Wetlands, Watercourses, Lakes, Ponds, and Floodplains” a copy of which is attached hereto and made a part of this resolution; and

BE IT FURTHER RESOLVED, that the Town Clerk be and she hereby is directed to enter this Local Law in the minutes of this meeting and give due notice of the adoption of this Local Law to the Secretary of the State of New York; and

BE IT FURTHER RESOLVED, that the Town Clerk be and she hereby is directed to file the ENB SEQRA Notice of Publication form with the New York State Department of Environmental Conservation.

The foregoing resolution was voted upon with all councilpersons voting as follows:

Supervisor Michael Whitton	VOTING	<u>AYE</u>
Councilperson Eliot Werner	VOTING	<u>AYE</u>
Councilperson Katherine Mustello	VOTING	<u>AYE</u>
Councilperson Marion Auspitz	VOTING	<u>AYE</u>
Councilperson Charles Dykas	VOTING	<u>ABSTAIN</u>

DATED: Clinton, New York
February 10, 2026

Carol – Jean Mackin, Town Clerk