

**RESOLUTION OF TOWN BOARD OF THE TOWN OF BETHEL  
TO INTRODUCE A LOCAL LAW TO AMEND LOCAL LAW 2 OF 2021 AND CHAPTER 135  
CONSTRUCTION CODES, UNIFORM OF THE TOWN CODE OF THE TOWN OF BETHEL**

**WHEREAS**, the Town Board of the Town of Bethel (“Town Board”) has adopted policies and engaged in activities that are intended to be environmentally friendly and reduce the carbon footprint of the Town while furthering the “green” initiatives of the Town; and

**WHEREAS**, to prevent a statewide patchwork of stricter energy codes, the New York State Energy Research and Development Authority (NYSERDA) developed the NYStretch Energy Code – 2020 (NYStretch); and

**WHEREAS**, the Town previously adopted Local Law 2 of 2021 enacting the NYStretch Code; and

**WHEREAS**, in order to fully comply with all New York State filing requirements it is in the best interest of the Town to repeal that portion of the NYStretch contained at Section R403.6.2; and

**WHEREAS**, repealing Section R403.6.2 will not have a negative effect on the Town’s green initiatives or eligibility for grants and funding; and

**WHEREAS**, this Resolution introduces Proposed Local Law No. 1 of 2022 which, if enacted, will amend Local Law 2 of 2021 and Chapter 135-18 of the Town Code by repealing that portion of the NYStretch Code contained at section R403.6.2; and

**WHEREAS**, the action contemplated by this Resolution is subject to the State Environmental Quality Review Act (“SEQRA”) and the Town will seek to act as lead agency for environmental review purposes.

**NOW THEREFORE BE IT RESOLVED**, that a public hearing on the proposed introductory Local Law shall be scheduled for February 23, 2022 at 8:00 p.m. which public hearing shall be conducted at the Dr. Duggan Community Center, Meeting Room, 3460 Route 55, White Lake, NY 12786 and proper notice of the public hearing shall be duly given; and be it

**FURTHER RESOLVED**, that the Town Board designates itself as lead agency under SEQRA and provides notice of its intent to any other involved agencies; and be it

**FURTHER RESOLVED**, that the Town Board has determined this to be a “Type II Action” for which no further action is required; and be it

**FURTHER RESOLVED**, this Resolution shall become effective when adopted.

Motion by Councilwoman Vicky Simpson, seconded by Councilwoman Lillian Hendrickson and duly adopted 4 ayes and 0 nays on the 26<sup>th</sup> day of January 2022.