



**CITY OF BEACON
CITY COUNCIL**

RESOLUTION NO. 117 OF 2023

CONCERNING ACCEPTANCE OF AN AMENDED GREENWAY TRAIL EASEMENT

WHEREAS, the owner of property located at 248 Tioronda Avenue obtained approvals for the development of a mixed-use development which includes the construction of a Greenway Trail; and

WHEREAS, pursuant to such approvals, the owner previously conveyed to the City of Beacon an “Access Easement and Maintenance Agreement for Permanent Pedestrian Greenway Trail,” which was recorded in the Office of the Dutchess County Clerk on March 23, 2021 at Document No. 02 2021 1431; and

WHEREAS, the owner then sought and obtained an amendment to the previous approvals which included an adjustment to the location of the Greenway Trail; and

WHEREAS, the property owner has submitted an Amended Greenway Trail Easement for review and acceptance by the City Council which amends the original easement to reflect the location of the Greenway Trail shown on the amended plans and continues to allow for public access on the railway once constructed by the property owner; and

WHEREAS, on September 14, 2021 the Planning Board adopted a Negative Declaration pursuant to the State Environmental Quality Review Act (“SEQRA”), finding the Proposed Action, which includes the necessary permits, approvals and other transactions necessary for the construction and use of the Greenway Trail, will not result in any significant adverse environmental impacts therefore no further SEQRA review is required; and

WHEREAS, the Amended Greenway Trail Easement has been reviewed by the City Attorney and found acceptable.

NOW THEREFORE, BE IT RESOLVED THAT, the City Council hereby authorizes the Mayor and/or City Administrator to sign the Amended Greenway Trail Easement, along with all documents as may be necessary for the recording of such Agreement.

Resolution No. 117 of 2023			Date: November 13, 2023				
<input type="checkbox"/> Amendments			<input type="checkbox"/> On roll call			<input type="checkbox"/> 2/3 Required	
<input type="checkbox"/> Not on roll call.						<input type="checkbox"/> 3/4 Required	
Motion	Second	Council Member	Yes	No	Abstain	Reason	Absent
		Paloma Wake	x				
		Justice McCray	x				
		George Mansfield					x
		Wren Longno	x				
	x	Molly Rhodes	x				
x		Dan Aymar-Blair	x				
		Mayor Lee Kyriacou	x				
		Motion Carried	x				