



**TOWN OF COBLESKILL
SCHOHARIE COUNTY, NEW YORK**

RESOLUTION

**TITLE: RESOLUTION IN OPPOSITION OF PART "O" OF THE GOVERNORS ARTICLE VII
REVENUE BILL REGARDING THE SITING OF MAJOR ELECTRIC TRANSMISSION FACILITIES,
ALSO KNOWN AS THE "RAPID" ACT**

Offered by Supervisor Werner Hampel, who moved for its adoption;

Seconded by Councilman RJ Mallery

WHEREAS, New York Governor Hochul has released the Executive Budget Proposal for Fiscal Year 2025, which includes Part O of the Transportation, Economic Development, and Environmental Conservation budget bill entitled the Renewable Action through Project Interconnect and Deployment ("RAPID") Act; and

WHEREAS, the RAPID Act seeks to move the Office of Renewable Energy Siting ("ORES") from the Department of State to the Department of Public Service, and seeks to consolidate and expedite permitting procedures for major renewable energy and electric transmission facilities under a new Article VIII of the Public Service Law; and

WHEREAS, if passed, the RAPID Act will undermine sound environmental review of major electric transmission facilities by requiring ORES to render a permit decision within a single year, otherwise the facility shall be automatically approved, regardless of project size or impact on private property or conservation lands; and

WHEREAS, if passed, the RAPID Act will constitute a significant deprivation of Private Property Rights by extended the power of Eminent Domain to the construction of major electric transmission facilities by large-scale solar and wind developers, said power being currently limited to regulated utilities granted a certificate of environmental compatibility and public need; and

WHEREAS, if passed, the RAPID Act will undermine the protection of natural resources by allowing conservation easements to be extinguished anywhere in the state, including the Adirondack Park and Catskill Parks, for the construction of major electric transmission facilities by large-scale solar and wind developers, said authority being currently limited to regulated utilities granted a certificate of environmental compatibility and public need; and

WHEREAS, if passed, the RAPID Act will further erode home rule and local decision-making enshrined in the New York State Constitution, Local Government Bill of Rights, Statute of Local Governments, and Municipal Home Rule law, usurping the rights of local governments to determine how communities and property within their jurisdictions develop, and contravening the purpose of comprehensive planning outlined in Section 272-A of Town Law; now therefore be it

RESOLVED, The Town of Cobleskill, NY. strongly opposes the passage of Part O contained in the Governor's Article VII Revenue Bill relating to the expedited siting of major electric transmission facilities, the use of Eminent Domain, and the extinguishing of conservation easements, and be it further,

RESOLVED, The Town of Cobleskill, NY. has previously been subjected to a large Eminent Domain Proceeding directing the siting, construction, commissioning and operation of the NYPA Blenheim-Gilboa Renewable Hydro Energy Pumped Storage 1,200 mW. Project and the associated FERC licensed and identified high-risk dam that usurped Home Rule,

RESOLVED, The Town of Cobleskill, NY. calls on the Governor of New York, members of the State Senate, and members of the State Assembly to ensure that Part O, and particularly the offending provisions identified herein, be excluded from the New York State budget or any other legislation, and be it further,

RESOLVED, The Town of Cobleskill opposes state or federal action that would weaken or eliminate New York's long-standing tradition of Home Rule and local government authority; and be it further,

RESOLVED, the Clerk of The Town of Cobleskill, NY. is hereby directed to provide a copy of this resolution to Governor Kathy Hochul, Lieutenant Governor Antonio Delgado, District 102 Assemblyman Christopher Tague, District 51 Senator Peter Oberacker, Majority Leader of the State Senate, Majority Leader of the State Assembly, the New York State Association of Counties, the New York State Association of Towns, the Inter-County Association of Western New York, and all others deemed necessary and proper.

ROLL CALL VOTE ON RESOLUTION

Supervisor:	Werner Hampel	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Absent
Councilwoman:	Linda Angell	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Absent
Councilman:	RJ Mallery	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Absent
Councilman:	Alan Rubin	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Absent
Councilwoman:	Lisa Wayman	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Absent

Date: April 8, 2024



Tina Ward, Cobleskill Town Clerk/Collector

CERTIFICATION OF RECORDING OFFICER

That the above resolution(s) is/are a true and correct copy of the said actions (motion/resolution) and comments as regularly adopted at a legally convened meeting of the Town Board of the Town of Cobleskill on April 8, 2024, duly held; and further that such resolutions, motions and minutes are fully recorded in the Town of Cobleskill's Town Clerks Office.

In witness thereof, I have hereunto set my hand this 9th day of April, 2024.



Tina Ward, Town Clerk/Collector