

RESOLUTION No. 2023-

***RELATIVE TO THE DECLARING THE CITY OF NIAGARA FALLS, NY AS THE SEQRA LEAD AGENCY AND DETERMINING THAT THE APPLICATIONS OF US DATA TECHNOLOGIES GROUP, LTD FOR A CRYPTOCURRENCY MINING FACILITY AT 2450 BUFFALO AVENUE, NIAGARA FALLS, IS A TYPE I ACTION AND DECLARING ITS INTENT TO ACT AS LEAD AGENCY FOR THE STATE ENVIRONMENTAL QUALITY ACT REVIEW***

BY:

Council Chairman David Zajac  
Council Member Kenny Tompkins

**WHEREAS**, the City of Niagara Falls, NY has received applications from US Data Technologies Group, LTD to allow the construction and operation of a cryptocurrency mining facility at 2450 Buffalo Avenue in the City (the "Project"); and

**WHEREAS**, pursuant to Article 8 of the Environmental Conservation Law, as amended, the New York State Environmental Quality Review Act (SEQRA) and the implementing regulations at 6 NYCRR Part 617 (the "Regulations"), the City desires to comply with SEQRA and the Regulations with respect to the Project; and

**WHEREAS**, the Project is classified as a "Type I Action" as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.2 and a Full Environmental Assessment Form (FEAF) has been completed in support of the Project; and

**WHEREAS**, pursuant to SEQRA and the Regulations, the City will undertake a coordinated review process with interested and involved agencies, and wishes to indicate the City's desire to serve as the Lead Agency under the SEQRA process for the Project; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Niagara Falls, NY hereby gives notice that the City intends to act as Lead Agency for the review of the Project and hereby issues the attached Notice of Intent to act as Lead Agency; and

**IT IS FURTHER RESOLVED** that the City Council of the City of Niagara Falls, NY hereby refers the applications to the Niagara County Planning Board, the City of Niagara Falls Planning Board, and the City of Niagara Falls Zoning Board of Appeals for their consideration.

Bax \_\_\_\_\_ Cauley \_\_\_\_\_ Myles \_\_\_\_\_ Tompkins \_\_\_\_\_ Zajac \_\_\_\_\_