TOWN OF PENDLETON
6570 Campbell Boulevard
Lockport, NY 14094

Supervisor Joel Maerten
Councilman Wolfgang Buechler
Councilman David Kantor
Councilman Timothy Lukasik
Councilman Dylan Rumbold

At the meeting of the Town Board of the Town of Pendleton, Niagara County, New York, held in the Board Room at the Town of Pendleton Town Hall, 6570 Campbell Boulevard, Lockport, New York, 14094 at 7:00 p.m. on November 9, 2026.

Resolution Affirming State Environmental Quality Review (SEQR) Negative Declaration

WHEREAS, the Planning Board of the Town of Pendleton has recommended to the Town Board the issuance of a Special Use Permit for a Battery Energy Storage System (BESS) project to be located on property at 5960 Donner Road and communicated such recommendation in the meeting minutes of the Planning Board's August 18, 2026 meeting; and

WHEREAS, the Planning Board did vote to affirm a State Environmental Quality Review negative declaration for this proposed project; and

WHEREAS, the Town Board is considering approval of the Special Use Permit for this project at the November 9, 2026 meeting; and

WHEREAS, it is appropriate to affirm the State Environmental Quality Review negative declaration for this proposed project.

NOW, **THEREFORE BE IT RESOLVED,** by the Town Board of the Town of Pendleton on this 9th day of November 2026 that the State Environmental Quality Review negative declaration for the proposed Battery Energy Storage System (BESS) project, which is located on property at 5960 Donner Road, is affirmed. This resolution shall take effect immediately.