# TOWN OF ROTTERDAM

Diane M. Marco Town Clerk



John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306 Telephone: 518-355-7575 Ext. 352 • Fax: 518-355-7837 • Website: <u>www.rotterdamny.org</u> Email \* dmarco@rotterdamny.org

May 14, 2024

New York State Department of State Bureau of State Records and Law One Commerce Plaza 99 Washington Avenue Albany, NY 12231-0001

RE: Filing of Town of Rotterdam Local Law 3-2024

To Whom It May Concern:

Enclosed are forms required to file Local Law 3-2024, adopted by the Town Board of the Town of Rotterdam meeting held on May 8, 2024.

If you are in need of anything else please feel free to call my office.

Sincerely,

Marce

Diane M. Marco Town Clerk

Enclosure

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the Rotterdam Junction Fire Department, 1215 Main Street, Rotterdam Junction, New York, 12150 on Wednesday, May 8, 2024, at 7:00 p.m., the following resolution was duly adopted: **RESOLUTION NO. 194.24** 

# TO ENACT INTRODUCTORY LOCAL LAW NO. 3 OF 2024; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, FOR A CHANGE OF ZONE OF APPROXIMATELY ±0.35 ACRES FROM SINGLE FAMILY RESIDENTIAL (R-1) TO LIGHT INDUSTRIAL (I-1), LOCATED AT THE CORNER OF TOWER AVENUE AND CHRISLER AVENUE (TAX MAP NO. 59.7-10-1.12), TO FACILITATE THE CONSTRUCTION OF A ±2,000 SQUARE FOOT STORAGE GARAGE

WHEREAS, on March 27, 2024 by Resolution 148.24, Local Law 3 was proposed to be enacted, however the Town Board of the Town of Rotterdam TABLED Resolution 148.24, NOW

THEREFORE, UPON MOTION OF Councilmember DODSON, seconded by Supervisor COLLINS, BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

**SECTION 1.** The Town Board hereby enacts Introductory Local Law No. 3 of 2024.

**SECTION 2.** The Town Clerk is directed, following consultation with the Attorney to the Town, to file said Local Law in final form with the New York State Department of State.

SECTION 3. This resolution shall become effective May 8, 2024.

**DATED:** May 8, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board Meeting of the Town of Rotterdam on May 8, 2024, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this May 10, 2024.

Diane M. Marco Diane M. Marco, Town Clerk



# (Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Local Law N	<b>lo.</b> <sup>3</sup>			of the year 20	24	
A local law	To amend	l chapter 27	0, Zoning, of the	Town Code, for a	Change of Zone of a	approximately
A local law	(Insert Title) +/-0.35 ac	cres from Si	ingle Family Resi	dential (R-1) to Li	ght Industrial (I-1), Io	cated at the
	corner of	Tower Aver	nue and Chrisler	Avenue (Tax Map	No. 59.7-10-1.12), t	o facilitate the
	construct	ion of a +/-2	2,000 square foot	storage garage.		
Be it enacte	ed by the	Town Boar (Name of Legis				of t
County (Select one:)	City	⊠Town	□Village			
of Rotterdar	n					as follow:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

# (Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only. I hereby certify that the local law annexed hereto, de	.) signated as local law	No. 3		of 20 <sup>24</sup>	1 of	
the (County)(City)(Town)(Village) of Rotterdam	orgination ap repair inter		v	vas duly passed	by the	
the (County)(City)(Town)(Village) of <u>Rotterdam</u> Town Board (Name of Legislative Body)	on May 8	20 24	, in accorda	nce with the ap	plicable	:
(Name of Legislative Body)		<u></u>				
provisions of law.						
<ol> <li>(Passage by local legislative body with appro Chief Executive Officer*.)</li> </ol>			after disap		lective	
I hereby certify that the local law annexed hereto, de	signated as local law	INO.	,			
the (County)(City)(Town)(Village) of		20	andwas	(approved)(not	annrove	(be
Name of Legislative Body)	on	20	, and was	(apploved)(liet	appion	,
(repared after diapproval) by the			and wa	s deemed duly	adopted	t
(repassed after disapproval) by the	ecutive Officer*)			-		
on 20, in accordance w itl						
I hereby certify that the local law annexed hereto, de the (County)(City)(Town)(Village) of				was duly passe	d by the	; d)
(Name of Legislative Body)						
(repassed after disapproval) by the						
Such local law was submitted to the people by reaso vote of a majority of the qualified electors voting there	n of a (mandatory)(pe eon at the (general)(s	rmissive) refe pecial)(annual	rendum, and ) election hel	received the af d on	irmative	Э
20, in accordance with the applicable provision						
<ol> <li>(Subject to permissive referendum and final a I hereby certify that the local law annexed hereto, de</li> </ol>	signated as local law	No		of 20	of	
the (County)(City)(Town)(Village) of				was duly passe	d by the	Э
	on					
(Name of Legislative Bodv)						
(repassed after disapproval) by the(Elective Chief Exe	ecutive Officer*)	on		20 Sı	ich loca	.l
law was subject to permissive referendum and no va	It is a state or an environment	auch reference	tum waa filoo	l a a af		
Taw was subject to permissive referendum and no va	alia petition requesting	such reference	Julii was meu	as or		

<sup>\*</sup> Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.) I hereby certify that the local law annexed hereto, designated as local law No	of 20 of
the City of baying been submitted to referendum pursuant to the provisions of s	section (36)(37) of
the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified elector thereon at the (special)(general) election held on 20, became operative.	a of buon only rounig
Inereon at the (special) (general) closion hold on 20 20	

# 6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No.\_\_\_\_\_ \_\_\_\_ of 20 \_\_\_\_\_ of State of New York, having been submitted to the electors at the General Election of the County of \_\_\_\_\_ 20\_\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having November \_\_\_\_\_ received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.) I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph \_\_\_\_\_ above.



Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date:



# TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION PART I

### PROCEDURES TO APPLY FOR A CHANGE OF ZONE (COZ)

- 1) The applicant must complete the following and present **twenty-two (22) complete sets** to the Public Works Department\*. The change of zone (COZ) process will take an average of 60 days to complete.
  - a. A completed COZ application (part II and III). A completed list of names and addresses of all property owners within three hundred (300) feet of the exterior boundaries of the subject property proposed for the change of zone will be completed by the Department of Public Works (DPW).
  - b. A complete site plan and/or subdivision plan of proposed project.
  - c. A copy of the current deed(s) of the property to be rezoned.
  - d. A complete legal description of the exterior boundaries of the property proposed to be rezoned (this is needed for the legal notice and is in addition to any legal description(s) on the deed).
  - e. A vicinity map depicting the location of the property and identifying at a minimum the nearest cross streets.
  - f. A completed Full Environmental Assessment Form as provided in 6NYCRR PART 617.
- 2) The Town Board makes a decision whether or not to consider the application. If the Town Board makes a decision to consider the application, it will forward the application for recommendation to the Planning Commission. If the Town Board elects not to consider the application, the processing of the application does not continue.
- 3) The application materials will be transmitted to the Planning Commission for review and comment if the Town Board elects to forward the application to them. The applicant may address comments received on the proposal and make revisions to the application as warranted.
- 4) The COZ application and Planning Commission recommendation are forwarded to the Town Board for review. The Town Supervisor will place the COZ request on a Town Board agenda to call for a public hearing. If the Town Board elects to not call for a public hearing the process is considered complete and the legislative request will not proceed.
- 5) After the Town Board calls for a public hearing, the Supervisor's office notifies all property owners within three hundred (300) feet of the exterior boundaries of the subject property of the proposed COZ request and the public hearing date.
- 6) Public Hearing The Town Board conducts a public hearing on the COZ request and makes a decision to approve or deny the application.

\*If the proposed zoning is not in conformance with the Rotterdam Comprehensive Plan, it will be necessary to apply for a Comprehensive Plan Amendment. Contact the Town Planner concerning this requirement.



# TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

All requested information shall be provided and must be filled out in black ink or typed for photocopying purposes.

Application Fee \$650

Existing Zone Classification: R-1 One-Family Residential

Proposed Zone Classification: I-1 Light Industrial

### PART II GENERAL INFORMATION

Legal Owner's Name:	Govin Sarju		
Mailing Address:	2175 Tower Avenue		
City: Schenectady		State: NY	Zip: <u>12304</u>
Davtime Phone: 347-5	31-5124	Fax	

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

 Owner's Designated Contact:
 Ingalls & Associates, LLP

 Mailing Address:
 116 West Avenue Unit 102

 City:
 Saratoga Springs

 State:
 NY

 Zip:
 12866

 Daytime Phone:
 518-393-7725 ext. 110

 Fax
 518-393-2324

 Project/Proposal Site Area:
 (Acres or sq. ft.)

 0.35 Acres

 Assessor Tax Parcel No.(s) of Site:
 59.7-10-1.12

 Adjacent Parcels Owned or Controlled:
 (Acres or sq. ft.)
 0.34 Acres

 Assessor Tax Parcel No.(s) of Adjacent Land Owned or Controlled:
 59.7-10-1.2

 Street Address of Proposed Site (if any):
 Tower Avenue

Page 2 of 7

Rotterdam Change of Zone Application 3 21 13

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)

The parcel is currently vacant with a gravel driveway. There are no utilites on the parcel.

School District: Mohonasen

Fire District: <u>#3</u>

Water Supply \_\_\_\_\_ Town of Rotterdam

#### **Proposed Use of Property:**

- A1 One-family dwelling ()
- () A2 Two-family dwelling
- B1 Multiple Dwelling (permanent occupancy) ) (
- **B2** Multiple Dwelling (transient occupancy) ()
- **B3** Multiple Dwelling (senior citizen housing)
- () B4 Multiple Dwelling (adult residential care facility)
- ( ) C1 Business
- C2 Mercantile ()
  - C3 Industrial
- C4 Storage ()
- ( ) C5 Assembly

 $(\checkmark$ 

(

- C6 Institutional )
- C7 Miscellaneous ()

Page 3 of 7

Rotterdam Change of Zone Application

# LEGAL INFORMATION

Location of Proposal Site:	(General description by which direction and how far fro intersections and other community features)	m roads and
The parcel is located on the co	prner of Tower Avenue and Chrisler Avenue.	
	·	
Name of Public Road(s) Provid	ding Access: Tower Avenue	
Width of Property Fronting on	the Existing Public Road in Linear Feet: 146 feet	
	ss to an Arterial or Planned Arterial? Ves NYS 890	
A legal description of the prop	used site must be attached: 7) Yes	No Description is in the deed
	of the proposed site must be attached:	
A copy of the most current dee	ed(s) of the proposed site must be attached: (N) Yes	( ) No
be rezoned. Please include the	a legal description that describes the exterior boundaries e legal description for the entire area to be rezoned and also by of the deed is not sufficient to process the change of zon	o a copy of the
If you do not hold title to prop	erty, what is your interest in it? <u>N/A</u>	
Page 4 of 7	Rotterdam Change of Zone Application	3 21 13

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

The parcel is adjacent to the I-1 Industrial Zoning District and the B-2 General Business District.

The proposed development of the parcel will be better served designated in the I-1 Light Industrial District

as there are parcels across the street and adjacent on Chrisler Avenue that are in the I-1 Industrial

District. This will allow for the business garage as well as provide a logical transition from Chrisler Ave.

to the neighboring Residential District.

# UTILITIES

Proposed Source of Water: ( Public System Other please describe There )	<ul> <li>( ) Individual Wells</li> <li>( ) Private Community System</li> <li>will be no public or private utilities on the site.</li> </ul>	
Proposed Means of Sewage Disposal:	<ul> <li>Public Sewer</li> <li>Septic Tank &amp; Leachfield</li> <li>Other, please describe</li> </ul>	

There will be no public or private utilities on the site.

## PART III

## 

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed:	Date:	01-19-24	
Address: 116 West Avenue Unit 102		Phone: 518-393-7725	-
Saratoga Springs, NY		Zip: <u>12866</u>	-

# PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE



#### 

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: Govin Sarju	Date:
Address: 2175 Tower Avenue	Phone: 347-531+5124
schenectady, NY	Zip: <u>12304</u>
Agun Seyen Signature of applicant/or representative	 Date

### NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Schenectady)
SUBSCRIBED AND SWORN to before me this 8th day of January 2024
NOTARY SEAL
Notary Signature
Notary Public in and for the State of New York
Residing at: 237 Conquation
My appointment expires: <u>5-23-2026</u>

JODY BINKLEY Notary Public, State of New York No. 01BI5028035 Qualified in Schenectady County Commission Expires May 23, 20 26

#### PLEASE AFFIX NOTARY SEAL HERE

Page 7 of 7

### Rotterdam Change of Zone Application

153

#### 6NYCRR PART 617 State Environmental Quality Review NEGATIVE DECLARATION Notice of Determination of Non-Significance

Date:	April 2	4, 2024			
Rotterdam Depa	been prepared in accord artment of Public Works YCRR 617.5 Unlisted A	Department	3 of the Environmental	Conservation Law by the Tow	vn of
SEQRA Status	:	Type I Type II Unlisted	() () (X)		
Conditioned No	egative Declaration:	Yes No	() (X)		
Owner:		2175 To	arju (Owner) wer Street ady, NY 12304		
Tax Map Num	ber(s):	#59.7-10-1.12			
Project Locatio	on:	Corner of Tower	Avenue and Chrisler A	Avenue.	
Zoning:	Change of Zone from S	Single-Family Res	idential (R-1) to Light	Industrial (I-2)	
Action:	Change of Zone Requ Light Industrial (I-1).	iest on approxima Applicant is propo	tely 0.35 acres of fro sing to construct a $\pm 2$ ,	m Single Family Residential 000 square foot storage garage	(R-1) to e.

#### **Reasons Supporting This Determination:**

(See 617.7(a)-(c) for requirements of this determination)

This project is an Unlisted Action and the Town conducted as a SEQR coordinated review. The applicant has supplied an Environmental Assessment Form and the Town Board has or has caused to complete Part 2 of this checklist.

The Change of Zone request concerns approximately 0.35 acres being rezoned from Single Family Residential (R-1) to Light Industrial (I-1). Property is located at the corner of Tower Avenue and Chrisler Avenue (Tax Map No. 59.7-10-1.12). Applicant is proposing to construct a  $\pm 2,000$  square foot storage garage.

The applicant received a positive report and recommendation from Planning Commission on the Change of Zone request on February 20, 2024.

The applicant would like the Town Board to approve a Change of Zone to allow for the construction of a  $\pm 2,000$  square foot storage garage. Very little traffic is anticipated as a result of this use. The property is located with frontage on Crane Street and the property to the north and south are developed with commercial and industrial uses. The property on the west side of Chrisler Avenue is an active CSX Rail Line.

After a review of the applicable modifications, Environmental Assessment Form, and comments received on this proposal, the Town Board of the Town of Rotterdam has determined that this proposal will not have a significant adverse impact on the environment.

# The Town Board has considered the following criteria to determine if this proposal has significant adverse impacts on the environment:

(i) a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;

(ii) the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species; or other significant adverse impacts to natural resources;

(iii) the impairment of the environmental characteristics of a Critical Environmental Area.

(iv) the creation of a material conflict with a community's current plans or goals as officially approved or adopted;

(v) the impairment of the character or quality of important historical, archaeological, architectural, or aesthetic resources or of existing community or neighborhood character;

(vi) a major change in the use of either the quantity or type of energy;

(vii) the creation of a hazard to human health;

(viii) a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses;

(ix) the encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;

(x) the creation of a material demand for other actions that would result in one of the above consequences; (xi) changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; or (xii) two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in this subdivision.

# The Town Board has also considered the reasonably related long-term, short-term, direct, indirect and cumulative impacts, including other simultaneous or subsequent actions, which are:

(i) included in any long-range plan of which the action under consideration is a part;

(ii) likely to be undertaken as a result thereof; or

(iii) dependent thereon.

(3) The significance of a likely consequence (i.e., whether it is material, substantial, large or important) has be assessed in connection with:

(i) its setting (e.g., urban or rural);

(ii) its probability of occurrence;

(iii) its duration;

(iv) its irreversibility;

(v) its geographic scope;

(vi) its magnitude; and

(vii) the number of people affected

At a regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, NY on the 24th day of April, 2024 hereby adopted this NEGATIVE DECLARATION pursuant to 6NYCRR PART 617, State Environmental Quality Review.

Mollie A. Collins Town Supervisor

For further information contact:

Peter J. Comenzo Town of Rotterdam Senior Planner John F. Kirvin Government Center 1100 Sunrise Boulevard Rotterdam, New York 12306 (518) 355-7575 x-338 pcomenzo@rotterdamny.org

# Full Environmental Assessment Form Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]
Project : Sarju COZ - Tower Avenue

Date : April 24, 2024

**Part 2 is to be completed by the lead agency.** Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency and the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

#### **Tips for completing Part 2:**

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

<ol> <li>Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) If "Yes", answer questions a - j. If "No", move on to Section 2.</li> </ol>	□ио		YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d		
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	Ø	
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a		
<ul> <li>d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.</li> </ul>	D2a		
<ul> <li>e. The proposed action may involve construction that continues for more than one year or in multiple phases.</li> </ul>	Dle		
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q		
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	Bli	$\square$	
h. Other impacts:			

<ol> <li>Impact on Geological Features         The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)     If "Yes", answer questions a - c. If "No", move on to Section 3.     </li> </ol>	t ZNO		YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached:	E2g		
<ul> <li>b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark.</li> <li>Specific feature:</li> </ul>	E3c		
c. Other impacts:			
<ul> <li>3. Impacts on Surface Water</li> <li>The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)</li> <li>If "Yes", answer questions a - l. If "No", move on to Section 4.</li> </ul>	<b>Z</b> NC		YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h		
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b		
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a		
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h		
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h		
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c		
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d		
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e		
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h		
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h		
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d		

Page 2 of 10

1. Other impacts:			
<ul> <li>4. Impact on groundwater The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquife (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) If "Yes", answer questions a - h. If "No", move on to Section 5.</li></ul>	₽r.		YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c		
<ul> <li>b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source:</li></ul>	D2c		
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c		
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E21		
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h		
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l		
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c		
h. Other impacts:			
<ul> <li>5. Impact on Flooding The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) If "Yes", answer questions a - g. If "No", move on to Section 6. </li> </ul>	<b>∑</b> NC	)	YES
If tes , unswer questions a - g. If two , move on to been on e.	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i		
b. The proposed action may result in development within a 100 year floodplain.	E2j		
c. The proposed action may result in development within a 500 year floodplain.	E2k		
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e		
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k		
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?			

Page 3 of 10

g. Other impacts:			
<ul> <li>6. Impacts on Air</li> <li>The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g)</li> <li>If "Yes", answer questions a - f. If "No", move on to Section 7.</li> </ul>	₽иО		YES
If Tes', unswer questions a -j. If The , more on to seenen +.	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: <ol> <li>More than 1000 tons/year of carbon dioxide (CO<sub>2</sub>)</li> <li>More than 3.5 tons/year of nitrous oxide (N<sub>2</sub>O)</li> <li>More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)</li> <li>More than .045 tons/year of sulfur hexafluoride (SF<sub>6</sub>)</li> <li>More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions</li> </ol> </li> </ul>	D2g D2g D2g D2g D2g D2g D2h		
<ul> <li>b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.</li> </ul>	D2g		
<ul> <li>c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.</li> </ul>	D2f, D2g		
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g		
<ul> <li>e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.</li> </ul>	D2s		
f. Other impacts:			

<ol> <li>Impact on Plants and Animals The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. r If "Yes", answer questions a - j. If "No", move on to Section 8.</li> </ol>	nq.)	NO	□yes
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o		
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o		
<ul> <li>c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.</li> </ul>	E2p		
<ul> <li>d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.</li> </ul>	E2p		

Page 4 of 10

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c		
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source:	E2n		
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m		
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source:	E1b		
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q		
j. Other impacts:			
	1	1	1

8. Impact on Agricultural Resources The proposed action may impact agricultural resources. (See Part 1. E.3.a. a If "Yes", answer questions a - h. If "No", move on to Section 9.	nd b.)	NO	☐ YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	. 🗖	
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, Elb		
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b		
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<b>D</b> r	
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	El a, E1b		
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d		
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c		
h. Other impacts:			

<ul> <li>9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) If "Yes", answer questions a - g. If "No", go to Section 10. </li> </ul>	N		YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h		
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b		
<ul> <li>c. The proposed action may be visible from publicly accessible vantage points:</li> <li>i. Seasonally (e.g., screened by summer foliage, but visible during other seasons)</li> <li>ii. Year round</li> </ul>	E3h		
<ul> <li>d. The situation or activity in which viewers are engaged while viewing the proposed action is:</li> <li>i. Routine travel by residents, including travel to and from work</li> <li>ii. Recreational or tourism based activities</li> </ul>	E3h E2q, E1c		
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h		
<ul> <li>f. There are similar projects visible within the following distance of the proposed project:</li> <li>0-1/2 mile</li> <li>½ -3 mile</li> <li>3-5 mile</li> <li>5+ mile</li> </ul>	D1a, E1a, D1f, D1g		
g. Other impacts:			
<ul> <li>10. Impact on Historic and Archeological Resources         The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)     </li> <li>If "Yes", answer questions a - e. If "No", go to Section 11.</li> </ul>	N	0	]YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e		
<ul> <li>b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.</li> </ul>	E3f		
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source:	E3g		

# Page 6 of 10

d. Other impacts:			
If any of the above (a-d) are answered "Moderate to large impact may e. occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f		
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b		
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3		
<ul> <li>11. Impact on Open Space and Recreation The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) If "Yes", answer questions a - e. If "No", go to Section 12.</li></ul>	<b>V</b> NO	) []	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p		
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q		
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q		
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c		
e. Other impacts:			
<ul> <li>12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) If "Yes", answer questions a - c. If "No", go to Section 13.</li></ul>	V N	0	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d		
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d		
c. Other impacts:			

<ul> <li>13. Impact on Transportation The proposed action may result in a change to existing transportation systems (See Part 1. D.2.j)  If "Yes", answer questions a - f. If "No", go to Section 14. </li> </ul>			YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	Z	
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j		
c. The proposed action will degrade existing transit access.	D2j		
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j		
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	Ø	
f. Other impacts:			
	L		
<ul> <li>14. Impact on Energy The proposed action may cause an increase in the use of any form of energy. (See Part 1. D.2.k) If "Yes", answer questions a - e. If "No", go to Section 15. </li> </ul>	NO	o 🗌	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k		
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k		
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k		
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g		
e. Other Impacts:			
L			
15. Impact on Noise, Odor, and Light			
The proposed action may result in an increase in noise, odors, or outdoor light (See Part 1. D.2.m., n., and o.) If "Yes", answer questions a - f. If "No", go to Section 16.	ting. 🔲 NC	) 🔽	YES
	ting. NO Relevant Part I Question(s)	No, or small impact may occur	YES Moderate to large impact may occur
(See Part 1. D.2.m., n., and o.)	Relevant Part I	No, or small impact	Moderate to large impact may
<ul> <li>(See Part 1. D.2.m., n., and o.) If "Yes", answer questions a - f. If "No", go to Section 16.</li> <li>a. The proposed action may produce sound above noise levels established by local</li> </ul>	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur

d. The proposed action may result in light shining onto adjoining properties.	D2n		
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a		
f. Other impacts:			
		I	
<b>16. Impact on Human Health</b> The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. an <i>If "Yes", answer questions a - m. If "No", go to Section 17.</i>	Mad h.)	0	YES
	Relevant Part I Question(s)	No,or small impact may cccur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d		
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h		
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	Elg, Elh		
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h		
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	Elg, Elh		
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t		
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f		
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f		
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s		
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	Elf, Elg Elh		
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g		
1. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r		
m. Other impacts:			

<ul> <li>17. Consistency with Community Plans The proposed action is not consistent with adopted land use plans. (See Part 1. C.1, C.2. and C.3.) If "Yes", answer questions a - h. If "No", go to Section 18. </li> </ul>	<b>N</b> NO	Υ	TES
If tes, answer questions a - n. if No , go to section 18.	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b		
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2		
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3		
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2		
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, Elb		
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j		
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a		
h. Other:			
		J	
<b>18. Consistency with Community Character</b> The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3)	<b>√</b> NC	ע <u>ר</u>	/ES
The proposed project is inconsistent with the existing community character.	Relevant Part I Question(s)	No, or small impact may occur	YES Moderate to large impact may occur
The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) If "Yes", answer questions a - g. If "No", proceed to Part 3. a. The proposed action may replace or eliminate existing facilities, structures, or areas	Relevant Part I	No, or small impact	Moderate to large impact may
The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) If "Yes", answer questions a - g. If "No", proceed to Part 3.	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i></li> <li>a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.</li> <li>b. The proposed action may create a demand for additional community services (e.g.</li> </ul>	Relevant Part I Question(s) E3e, E3f, E3g	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i></li> <li>a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.</li> <li>b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)</li> <li>c. The proposed action may displace affordable or low-income housing in an area where</li> </ul>	Relevant Part I Question(s) E3e, E3f, E3g C4 C2, C3, D1f	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i></li> <li>a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.</li> <li>b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)</li> <li>c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.</li> <li>d. The proposed action may interfere with the use or enjoyment of officially recognized</li> </ul>	Relevant Part I Question(s) E3e, E3f, E3g C4 C2, C3, D1f D1g, E1a	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i></li> <li>a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.</li> <li>b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)</li> <li>c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.</li> <li>d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.</li> <li>e. The proposed action is inconsistent with the predominant architectural scale and</li> </ul>	Relevant Part I Question(s) E3e, E3f, E3g C4 C2, C3, D1f D1g, E1a C2, E3	No, or small impact may occur	Moderate to large impact may occur

PRINT FULL FORM

