STATE ENVIRONMENTAL QUALITY REVIEW SOLICITATION FOR LEAD AGENCY STATUS UNLISTED ACTION

Pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Date:

September 28, 2011

To:

Erie County Legislature Erie County Executive

NY State Department of Environmental Conservation

NY State Environmental Facilities Corp.

Mayor, Village of Orchard Park

Name of Action:

Village of Orchard Park Cistern Installation Project

Location:

100 West Highland Ave.

Orchard Park, Erie County, New York

Project Number:

C-617-10-624

Erie County has identified this project as an Unlisted action for the purpose of SEQR. Erie County requests lead agency status for this project, pursuant to Part 617.6 (b) of all involved agencies.

The reasons for this request are as follows:

The anticipated impacts of the action being proposed are primarily of regional significance

This agency has the greatest capability for providing the most thorough environmental assessment of the proposed action

Any involved or interested agency may submit objections in writing within thirty (30) days of the date of this notification. If no objections are expressed, Erie County will assume lead agency status for this action and will make a determination of its significance.

The Erie County DEP has made an initial determination of no significant impact on the environment and anticipates issuing a negative declaration if no significant concerns are identified. The EAF Part I is attached for your review.

Written comments may be submitted to:

Erie County Department of Environment and Planning Attention: Darren Kempner, Deputy Commissioner

95 Franklin Street, 10th floor

Buffalo, NY 14202

before October 28, 2011.

SEQR Lead Agency Type I Action.doc

If a positive declara SEQR findings:	ation is issued, the DEIS should study the fo	llowing to assist in the making of
Agency:		_
Responsible official		
		_
	a	
Sionature:		
orginitaro.		
Address:		-
W ************************************		-
Phone:		
1110110.	-	-
Dlagge votum by:	Oatahar 28, 2011 to	
Please return by:	October 28, 2011 to:	
	Erie County Department of Environment and 95 Franklin Street, Room 1077 Buffalo, New York 14202	l Planning
	Telephone for questions: 858-7674 (Thomas	as Hersey, Coordinator, Pollution
Prevention Program)		
SEQR Referral Response.de	oc ·	

617.20

Appendix A

State Environmental Quality Review FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

Provides objective data and information about a given project and its site. By identifying basic project data, it

Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

assists a reviewer in the analysis that takes place in Parts 2 and 3.

form also identifies whether an impact can be mitigated or reduced.

Full EAF Components: The full EAF is comprised of three parts:

Part 1:

Part 2:

Part 3:	If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impactually important.
· ·	DETERMINATION OF SIGNIFICANCE Type 1 and Unlisted Actions
Identify the Portion	ons of EAF completed for this project: ■ Part 1 ☐ Part 2 ☐ Part 3
Upon review of the and considering bo	information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, the magnitude and importance of each impact, it is reasonably determined by the lead agency that:
□ A	A. The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore a negative declaration will be prepared.
· - 🛈 E	Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a CONDITIONED negative declaration will be prepared.*
	The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a positive declaration will be prepared.
*A Conditi	oned Negative Declaration is only valid for Unlisted Actions
	Village of Orchard Park Cistern Installation Project Name of Action
	Erie County Department of Environment and Planning Name of Lead Agency
Darren Ke	mpner Deputy Commissioner
Print or Type Name	of Responsible Officer in Lead Agency E. Ke
	nsible Officer in Lead Agency Signature of Preparer (if different from responsible officer)
	December 3, 2010 Date

What is predominant soil type(s) on project site? <u>Cananda</u>	<u>iigua silt loam</u>
a. Soil drainage: Well drained% of site Me	oderately well drained_% of site
Poorly drained100% of site So	mewhat poorly drained % of site
b. If any agricultural land is involved, how many acres of se	oil are classified within soil group 1 through 4 of the NYS Land
Classification System? acres (See 1 NYCRR	370).
4. Are there bedrock outcroppings on project site?	es e No
a. What is depth to bedrock?>5_ (in feet)	
5. Approximate percentage of proposed project site with slopes:	■ 0-10% <u>100</u> % 10-15%_%
	15% or greater%
6. Is project substantially contiguous to, or contain a building, site,	or district, listed on the State or the National Registers of Historic Places
□Yes <u>X</u> No)
7. Is project substantially contiguous to a site listed on the Registe	r of National Natural Landmarks? □Yes ■No
8. What is the depth of the water table?0 _ 1.0 _(in feet)	•
9. Is site located over a primary, principal, or sole source aquifer?	⊡Yes ■No
10. Do hunting, fishing or shell fishing opportunities presently exist in	n the project area? Yes x⊡No
11. Does project site contain any species of plant or animal life that	is identified as threatened or endangered?
Yes x□No According to	
Identify each species	
12. Are there any unique or unusual land forms on the project site?	(i.e., cliffs, dunes, other geological formations)
Yes X⊡No Describe	
13. Is the project site presently used by the community or neighborh	ood as an open space or recreation area?
Yes X□No If yes, explain	
14. Does the present site include scenic views known to be important	nt to the community?
Yes X⊡No	
15. Streams within or contiguous to project area: N/A	
a. Name of Stream and name of River to which it is tributary	y
16. Lakes, ponds, wetland areas within or contiguous to project area	ı:
a. Name b. Siz	ze (In acres)
17. Is the site served by existing public utilities? ■Yes	s 🗆 No
a) If Yes, does sufficient capacity exist to allow connection? ■Yes	S □No
b) if Yes, will improvements be necessary to allow connection?	⊡Yes ■No
18. Is the site located in an agricultural district certified pursuant to A	griculture and Markets Law, Article 25-AA,
Section 303 and 304? □Yes ■No	
19. Is the site located in or substantially contiguous to a Critical Envir	ronmental Area designated pursuant to Article 8 of the ECL, and 6
NYCRR 617?	s m No
20. Has the site ever been used for the disposal of solid or hazardou	s wastes? □Yes ■No
B. Project Description	
Physical dimensions and scale of project (fill in dimensions as ap	opropriate)
a. Total contiguous acreage owned or controlled by project	sponsor 0 acres.
b. Project acreage to be developed: NA acres initially, C).01 acres ultimately.
c. Project acreage to remain undeveloped: NA acres.	
d. Length of project, in miles: NA (if appropriate)	.
e. If the project is an expansion, indicate percent of expansi	on proposed%.
f. Number of off-street parking spaces existing NA	: proposed NA

and taking a great to the contract of	ceeding t	he local	ambient noise levels? Yes	<u>X</u> No
21. Will project result in an increase in ene	rgy use?	X Yes	No	-
If yes, indicate type(s) electric	city for pur	nping w	ater	
22. If water supply is from wells, indicate p	umping ca	pacity N	A gallons/minute.	
23. Total anticipated water usage per day_	0 galle	ons/day.		
24. Does project involve Local, State or Fe	deral fund	ing?	■ Yes □No	
If yes, explain <u>NYSEFC Greer</u>	innovatio	n Grant	Program Funds	
25. Approvals Required:				
Zv. Approvais negatied.			Туре	Submittal Date
City, Town, Village Board City, Town, Village Planning Board □Yes	X∐Yes <u>X</u> No	No	Village Board	12/13/2010
City, Town Zoning Board	□Yes	<u>X</u> No		Name of the second seco
City, County Health Department	□Yes	■No		
Other Local Agencies	Yes	□No		·
Other Regional Agencies	Yes	No		
State Agencies	X Yes	No	NYSOPRH sec 14.09 review	12/3/2010
Federal Agencies	Yes	X□No		
☐ new/revision of master plan 2. What is the zoning classification(s) of the	e site?	ırce mar Industri		odivision □ site plan
3. What is the maximum potential developr	nent of the	site if d	eveloped as permitted by the pres	-
NA				
NA 4. What is the proposed zoning of the site?	No zonir	g chang		
		-	e proposed	
4. What is the proposed zoning of the site?	nent of the	site if d	e proposed eveloped as permitted by the prop	osed zoning?
4. What is the proposed zoning of the site? 5. What is the maximum potential developr No zoning change propose	nent of the	site if d	e proposed eveloped as permitted by the prop	osed zoning?
4. What is the proposed zoning of the site?5. What is the maximum potential develop	nent of the ed e recomm	site if d	e proposed eveloped as permitted by the prop	osed zoning? s? ■ Yes □ No
4. What is the proposed zoning of the site? 5. What is the maximum potential develops No zoning change propose 6. Is the proposed action consistent with the 7. What are the predominant land use(s) and industrial, Residential	nent of the ed e recomm nd zoning	e site if d	e proposed eveloped as permitted by the prop ses in adopted local land use plans ations within a 1/4 mile radius of pr	osed zoning? s? ■ Yes □ No
4. What is the proposed zoning of the site? 5. What is the maximum potential developm No zoning change propose 6. Is the proposed action consistent with the 7. What are the predominant land use(s) as Industrial, Residential 8. Is the proposed action compatible with a	nent of the ed	e site if d ended us classifica	e proposed eveloped as permitted by the prop ses in adopted local land use plans ations within a 1/4 mile radius of pr	osed zoning? s? ■ Yes □ No oposed action?
4. What is the proposed zoning of the site? 5. What is the maximum potential developm No zoning change propose 6. Is the proposed action consistent with the 7. What are the predominant land use(s) as Industrial, Residential 8. Is the proposed action compatible with a	nent of the ed e recomm nd zoning djoining/se of land, he	e site if d ended us classifications urrounding	e proposed eveloped as permitted by the prop ses in adopted local land use plans ations within a 1/4 mile radius of pr	osed zoning? s? ■ Yes □ No oposed action? X Yes □ No
4. What is the proposed zoning of the site? 5. What is the maximum potential developments of the proposed action consistent with the proposed action consistent with the proposed action compatible with a linearity. Residential 8. Is the proposed action compatible with a lift the proposed action is the subdivision of a. What is the minimum lot size proposed.	nent of the ed e recomm nd zoning djoining/se of land, ho	ended us classifica urrounding w many	e proposed eveloped as permitted by the proposes in adopted local land use plans ations within a 1/4 mile radius of proposed?	osed zoning? s? ■ Yes □ No oposed action? X Yes □ No NA
4. What is the proposed zoning of the site? 5. What is the maximum potential development of the proposed action consistent with the proposed action consistent with the proposed action compatible with a linear proposed action compatible with a proposed action is the subdivision of the proposed action is the subdivision of the proposed action require any authority.	nent of the ed e recomm nd zoning djoining/se of land, he oposed? _ zation(s) f	e site if d ended us classifica urroundin ww many NA or the fo	e proposed eveloped as permitted by the prop ses in adopted local land use plans ations within a 1/4 mile radius of pr ng land uses within a 1/4 mile? lots are proposed?	osed zoning? s? ■ Yes □ No oposed action? X Yes □ No NA
4. What is the proposed zoning of the site? 5. What is the maximum potential development of the proposed action consistent with the proposed action consistent with the proposed action compatible with a linear proposed action compatible with a proposed action is the subdivision of the proposed action is the subdivision of the proposed action require any authority.	nent of the ed e recomm nd zoning djoining/su of land, ho oposed? _ zation(s) f	e site if d ended us classifica urroundin ww many NA or the fo	e proposed eveloped as permitted by the prop ses in adopted local land use plans ations within a 1/4 mile radius of pr ng land uses within a 1/4 mile? lots are proposed?	osed zoning? s? ■ Yes □ No oposed action? X Yes □ No NA
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4. What is the proposed zoning of the site? 5. What is the maximum potential developments of the proposed action consistent with the proposed action consistent with the proposed action compatible with a lindustrial, Residential 8. Is the proposed action compatible with a general proposed action is the subdivision of a What is the minimum lot size proposed action require any authority. Will proposed action create a demandal fire protection?	nent of the ed e recomm nd zoning djoining/su of land, ho oposed? _ zation(s) f nd for any No ent to hand	e site if d ended us classifica urrounding w many NA or the fo	e proposed eveloped as permitted by the proposes in adopted local land use plans ations within a 1/4 mile radius of pring land uses within a 1/4 mile? lots are proposed?	osed zoning? s? Yes No oposed action? X Yes No NA Y Yes No education, police,
4. What is the proposed zoning of the site? 5. What is the maximum potential developm No zoning change propose 6. Is the proposed action consistent with the new the predominant land use(s) as Industrial, Residential 8. Is the proposed action compatible with a new the proposed action is the subdivision of a what is the minimum lot size proposed action require any authority. Will proposed action create a demandary fire protection? 1. Will the proposed action create a demandary protection? 1. Yes a liftyes, is existing capacity sufficient.	erecommend zoning djoining/su of land, ho oposed? zation(s) f ad for any No ent to hand	e site if d ended us classifica urrounding w many NA or the fo commun	e proposed eveloped as permitted by the prop ses in adopted local land use plans ations within a 1/4 mile radius of pr ng land uses within a 1/4 mile? lots are proposed? rmation of sewer or water districts? aity provided services (recreation, exceed demand? The proposed of the proposed of the proposed of the provided services (recreation) of the proposed of the provided services (recreation) of the proposed	osed zoning? s? Yes No oposed action? X Yes No NA P Yes No education, police,

Attach any additional information as may be needed to clarify your project. If there are, or may be, any adverse impacts associated

with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

Comm. 20M-8 Page 5 of 18



New York State Office of Parks, Recreation and Historic Preservation

Andrew M. Cuomo Governor

Andy Beers Acting Commissioner

Historic Preservation Field Services Bureau P.O. Box 189, Waterford, New York 12188-0189 518-237-8643

January 13, 2011

Thomas R. Hersey, Jr. Erie County Dept. of Environment and Planning 95 Franklin Street Buffalo, New York 14202

Re:

NYSEFC, SEORA

Village of Orchard Park Cistern Installation 100 West Highland Avenue/ORCHARD PARK,

Erie County 10PR07785

Dear Mr. Hersey, Jr.:

Thank you for requesting the comments of the Field Services Bureau of the Office of Parks, Recreation and Historic Preservation (OPRHP). We have reviewed the project in accordance with the New York State Historic Preservation Act of 1980 (Section 14.09 of the New York Parks, Recreation and Historic Preservation Law). These comments are those of the Field Services Bureau and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8) and its implementing regulations (6 NYCRR Part 617).

Based upon this review, it is the OPRHP's opinion that your project will have No Impact upon cultural resources in or eligible for inclusion in the State and National Register of Historic Places.

If further correspondence is required regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

Ruth L. Pierpont

Buth & Ruport

Acting Deputy Commissioner for Historic Preservation

STATE ENVIRONMENTAL QUALITY REVIEW SOLICITATION FOR LEAD AGENCY STATUS UNLISTED ACTION

Pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Date:

September 28, 2011

To:

Erie County Legislature Erie County Executive

NY State Department of Environmental Conservation

NY State Environmental Facilities Corp.

Supervisor, Town of Tonawanda

Name of Action:

Town of Tonawanda Senior Center Cistern Installation Project

Location:

291 Ensminger Rd.

Tonawanda, Erie County, New York

Project Number:

C-617-10-625

Erie County has identified this project as an Unlisted action for the purpose of SEQR. Erie County requests lead agency status for this project, pursuant to Part 617.6 (b) of all involved agencies.

The reasons for this request are as follows:

The anticipated impacts of the action being proposed are primarily of regional significance

This agency has the greatest capability for providing the most thorough environmental assessment of the proposed action

Any involved or interested agency may submit objections in writing within thirty (30) days of the date of this notification. If no objections are expressed, Erie County will assume lead agency status for this action and will make a determination of its significance.

The Erie County DEP has made an initial determination of no significant impact on the environment and anticipates issuing a negative declaration if no significant concerns are identified. The EAF Part I is attached for your review.

Written comments may be submitted to:

Erie County Department of Environment and Planning Attention: Darren Kempner, Deputy Commissioner 95 Franklin Street, 10th floor Buffalo, NY 14202

before October 28, 2011.

SEQR Lead Agency Type I Action.doc

If a positive declaration SEQR findings:	is issued, the DEIS should study the fol	lowing to assist in the making of
<u> </u>		
Agency:		
Responsible official:		
Title:	·	
Signature:		Date:
Address:		
Phone:		
Please return by: Oct	tober 28, 2011 to:	
95 Bu	e County Department of Environment and Franklin Street, Room 1077 ffalo, New York 14202 ephone for questions: 858-7674 (Thomas	
Prevention Program)		
SEQR Referral Response.doc		

617.20

Appendix A

State Environmental Quality Review FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

assists a reviewer in the analysis that takes place in Parts 2 and 3.

Provides objective data and information about a given project and its site. By identifying basic project data, it

Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The

Full EAF Components: The full EAF is comprised of three parts:

Part 1:

Part 2:

form also identifies whether an impact can be mitigated or reduced.
If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impa actually important.
ETERMINATION OF SIGNIFICANCE Type 1 and Unlisted Actions
ns of EAF completed for this project: Part 1
information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, the the magnitude and importance of each impact, it is reasonably determined by the lead agency that:
The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore a negative declaration will be prepared.
Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a CONDITIONED negative declaration will be prepared.*
. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a positive declaration will be prepared.
oned Negative Declaration is only valid for Unlisted Actions
Town of Tonawanda Senior Center Cistern Installation Project Name of Action
Erie County Department of Environment and Planning Name of Lead Agency
npner Deputy Commissioner of Responsible Officer in Lead Agency Title of Responsible Officer
nsible Officer in Lead Agency Signature of Preparer (if different from responsible officer)

Date

3.	What is predominant soil type(s) on project site? Odessa-Lakemont silt loams
	a. Soil drainage: Well drained% of site Moderately well drained_% of site
	Poorly drained% of site Somewhat poorly drained% of site
	b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land
	Classification System? acres (See 1 NYCRR 370).
4.	Are there bedrock outcroppings on project site? □Yes ■No
	a. What is depth to bedrock? <u>>5</u> (in feet)
5 .	Approximate percentage of proposed project site with slopes: ■ 0-10%_100% 10-15%_%
	15% or greater%
6.	Is project substantially configuous to, or contain a building, site, or district, listed on the State or the National Registers of Historic Places?
	□Yes <u>X</u> No
7 .	Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? ☐Yes ■No
8.	What is the depth of the water table?(in feet)
9.	Is site located over a primary, principal, or sole source aquifer? □Yes ■No
10.	. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes x□No
11.	. Does project site contain any species of plant or animal life that is identified as threatened or endangered?
	Yes x□No According to
	Identify each species
12.	Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations)
	Yes XIINo Describe
13.	ls the project site presently used by the community or neighborhood as an open space or recreation area?
	xYes DNo If yes, explain <u>recreation for senior citizens</u>
14.	Does the present site include scenic views known to be important to the community?
	Yes X⊡No
15.	Streams within or contiguous to project area: N/A
	a. Name of Stream and name of River to which it is tributary
16.	Lakes, ponds, wetland areas within or contiguous to project area:
4-	a. Name NA b. Size (In acres)
	Is the site served by existing public utilities?
	a) If Yes, does sufficient capacity exist to allow connection? INO
	b) If Yes, will improvements be necessary to allow connection? ☐Yes ■No Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA,
	Section 303 and 304? □Yes ■No
	Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6
10.	NYCRR 617? □Yes ■No
20	Has the site ever been used for the disposal of solid or hazardous wastes? □Yes ■No
2 0.	Fied the site ever book doed for the disposar of solid of sizzardods wastes.
	Project Description Physical dimensions and scale of project (fill in dimensions as appropriate)
	a. Total contiguous acreage owned or controlled by project sponsor <u>0</u> acres.
	b. Project acreage to be developed: <u>NA</u> acres initially; <u>0.01</u> acres ultimately.
	c. Project acreage to remain undeveloped: <u>NA</u> acres.
	d. Length of project, in miles:(if appropriate).
	e. If the project is an expansion, indicate percent of expansion proposed
	f Number of off-street parking spaces existing NA : proposed NA

20. Will project produce operating noise ex	ceeding t	he local	ambient noise levels? Yes	<u>X</u> No
21. Will project result in an increase in ener	gy use?	X Yes	No	
If yes, indicate type(s)electric	ity for pu	mping wa	iter	
22. If water supply is from wells, indicate pu	mping ca	pacity N	A_gallons/minute.	
23. Total anticipated water usage per day	0_galk	ons/day.		
24. Does project involve Local, State or Fed	leral fund	ling?	■ Yes □No	
If yes, explain <u>NYSEFC Green</u>	<u>Innovatio</u>	n Grant	Program Funds	
25. Approvals Required:				
			Туре	Submittal
City, Town, Village Board City, Town, Village Planning Board XIIYes	X⊡Yes ■No	No	Town Board	Date 12/20/2010
City, Town Zoning Board	□Yes	■No		
City, County Health Department	□Yes	■No		
Other Local Agencies	Yes	□No	SEOR Board	12 20/2010
Other Regional Agencies	Yes	No		
State Agencies	X Yes	No	NYSOPRH sec 14.09 review	12/3/2010
Federal Agencies	Yes	X□No		
☐ zoning amendment ☐ zonin☐ new/revision of master plan	• .		☐ special use permit ☐ su agement plan ☐ other	bdivision
2. What is the zoning classification(s) of the			•	med)
What is the maximum potential developm NA	•			· · · · · · · · · · · · · · · · · · ·
4. What is the proposed zoning of the site?	No zonir	ng chang	e proposed	
5. What is the maximum potential developm		=		
No zoning change propose			resistant as positional by the prop	
6. Is the proposed action consistent with the	recomm	ended us	ses in adopted local land use plan	s?∎ Yes □ No
7. What are the predominant land use(s) and		-		
				
8. Is the proposed action compatible with ad	joining/su	ırroundir	g land uses within a 1/4 mile?	Yes □ No
If the proposed action is the subdivision of	fland, ho	w many	lots are proposed?	NA
a. What is the minimum lot size prop	osed?_	NA		
0. Will proposed action require any authoriz	ation(s) f	or the for	mation of sewer or water districts	? □ Yes ■ No
1. Will the proposed action create a demand	for any	commun	ity provided services (recreation, o	education, police,
fire protection)?				
 a. If yes, is existing capacity sufficient 			•	•
12. Will the proposed action result in the gen	eration of	f traffic si	anificantly above present levels?	☐ Yes ■ No
a. If yes, is the existing road network	adequa		dle the additional traffic? □ Ye	

Attach any additional information as may be needed to clarify your project. If there are, or may be, any adverse impacts associated

with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

Comm. 20M-8 Page 11 of 18



New York State Office of Parks, Recreation and Historic Preservation

David A. Paterson Governor

> Carol Ash Commissioner

Historic Preservation Field Services Bureau • Peebles Island, PO Box 189, Waterford, New York 12188-0189 518-237-8643

www.mysparks.com

December 22, 2010

Thomas R. Hersey, Jr. Erie County Dept. of Environment and Planning 95 Franklin Street Buffalo, New York 14202

Re: NYSEFC, SEORA

Town of Tonawanda Senior Center Cistern

Installation

291 Ensminger Road/TONAWANDA, Erie

County 10PR07782

Dear Mr. Hersey, Jr.:

Thank you for requesting the comments of the Field Services Bureau of the Office of Parks, Recreation and Historic Preservation (OPRHP). We have reviewed the project in accordance with the New York State Historic Preservation Act of 1980 (Section 14.09 of the New York Parks, Recreation and Historic Preservation Law). These comments are those of the Field Services Bureau and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8) and its implementing regulations (6 NYCRR Part 617).

Based upon this review, it is the OPRHP's opinion that your project will have No Impact upon cultural resources in or eligible for inclusion in the State and National Register of Historic Places.

If further correspondence is required regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

Ruth L. Pierpont

RUSH & Ruport

Acting Deputy Commissioner for Historic Preservation

STATE ENVIRONMENTAL QUALITY REVIEW SOLICITATION FOR LEAD AGENCY STATUS UNLISTED ACTION

Pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Date:

September 28, 2011

To:

Erie County Legislature Erie County Executive

NY State Department of Environmental Conservation

NY State Environmental Facilities Corp.

Supervisor, Town of Tonawanda

Name of Action:

Town of Tonawanda Highway Cistern Installation Project

Location:

500 Woodward Ave.

Kenmore, Erie County, New York

Project Number:

C-617-10-626

Erie County has identified this project as an Unlisted action for the purpose of SEQR. Erie County requests lead agency status for this project, pursuant to Part 617.6 (b) of all involved agencies.

The reasons for this request are as follows:

The anticipated impacts of the action being proposed are primarily of regional significance

This agency has the greatest capability for providing the most thorough environmental assessment of the proposed action

Any involved or interested agency may submit objections in writing within thirty (30) days of the date of this notification. If no objections are expressed, Erie County will assume lead agency status for this action and will make a determination of its significance.

The Erie County DEP has made an initial determination of no significant impact on the environment and anticipates issuing a negative declaration if no significant concerns are identified. The EAF Part I is attached for your review.

Written comments may be submitted to:

Erie County Department of Environment and Planning Attention: Darren Kempner, Deputy Commissioner

95 Franklin Street, 10th floor

Buffalo, NY 14202

before October 28, 2011.

SEQR Lead Agency Type I Action.doc

If a positive declara SEQR findings:	tion is issued, the DEIS	should study the following	lowing to assist in the n	naking o
				<u>_</u>
		•		
A				
Agency:		and the state of t		
Responsible official:	1000	and the design of the second section of the section of		
Title:				
Signature:			Date:	
Please return by:	October 28, 2011 to	o:		
<u>.</u>	Erie County Department 95 Franklin Street, Room Buffalo, New York 142 Telephone for questions Prevention Program)	n 1077 202	Planning s Hersey, Coordinator, I	

SEQR Referral Response.doc

617.20

Appendix A

State Environmental Quality Review FULL ENVIRONMENTAL ASSESSMENT FORM

Purpose: The full EAF is designed to help applicants and agencies determine, in an orderly manner, whether a project or action may be significant. The question of whether an action may be significant is not always easy to answer. Frequently, there are aspects of a project that are subjective or unmeasurable. It is also understood that those who determine significance may have little or no formal knowledge of the environment or may not be technically expert in environmental analysis. In addition, many who have knowledge in one particular area may not be aware of the broader concerns affecting the question of significance.

Provides objective data and information about a given project and its site. By identifying basic project data, it

Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance

as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The

The full EAF is intended to provide a method whereby applicants and agencies can be assured that the determination process has been orderly, comprehensive in nature, yet flexible enough to allow introduction of information to fit a project or action.

assists a reviewer in the analysis that takes place in Parts 2 and 3.

form also identifies whether an impact can be mitigated or reduced.

Full EAF Components: The full EAF is comprised of three parts:

Part 1:

Part 2:

Part 3:	If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the imparactually important.
DE1	TERMINATION OF SIGNIFICANCE Type 1 and Unlisted Actions
Identify the Portions	of EAF completed for this project: ■ Part 1 ☐ Part 2 ☐ Part 3
Upon review of the info and considering both to	ormation recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, the magnitude and importance of each impact, it is reasonably determined by the lead agency that:
_ A .	The project will not result in any large and important impact(s) and, therefore, is one which will not have a significant impact on the environment, therefore a negative declaration will be prepared.
□ В.	Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore a CONDITIONED negative declaration will be prepared.*
□ C.	The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore a positive declaration will be prepared.
*A Conditione	d Negative Declaration is only valid for Unlisted Actions
	Town of Tonawanda Highway Garage Cistern Installation Project Name of Action
	Erie County Department of Environment and Planniπg Name of Lead Agency
Dane	Responsible Officer in Lead Agency Title of Responsible Officer
· .	December 3, 2010 Date

3.	What is predominant soil type(s) on project site? <u>Urban land</u>
	a. Soil drainage: Well drained% of site Moderately well drained_% of site
	Poorly drained% of site Somewhat poorly drained100% of site
	b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land
	Classification System? acres (See 1 NYCRR 370).
4.	Are there bedrock outcroppings on project site? □Yes ■No
	a. What is depth to bedrock? <u>>5</u> (in feet)
5. /	Approximate percentage of proposed project site with slopes: ■ 0-10% 100% 10-15% _%
	15% or greater%
6. i	s project substantially contiguous to, or contain a building, site, or district, listed on the State or the National Registers of Historic Places?
	□Yes XNo
7 i	s project substantially contiguous to a site listed on the Register of National Natural Landmarks?
	What is the depth of the water table?1.5(in feet)
	s site located over a primary, principal, or sole source aquifer?. □Yes ■No
	Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes xEINo
11. L	Does project site contain any species of plant or animal life that is identified as threatened or endangered?
	Yes xijNo According to
40.6	Identify each species
12. /	Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations)
40.1	Yes XIINo Describe
13. 15	s the project site presently used by the community or neighborhood as an open space or recreation area?
	Yes X□No If yes, explain
14. C	Does the present site include scenic views known to be important to the community?
, _	Yes X□No
15. S	Streams within or contiguous to project area: N/A
	a. Name of Stream and name of River to which it is tributary
16. L	akes, ponds, wetland areas within or contiguous to project area:
	a. Name NA b. Size (In acres)
	s the site served by existing public utilities?
a)	If Yes, does sufficient capacity exist to allow connection? ■Yes □No
b)	If Yes, will improvements be necessary to allow connection? ☐Yes ■No
18. ls	s the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA,
Se	ection 303 and 304? ☐Yes ■No
19. Is	the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6
	NYCRR 617? □Yes ■No
20. H	las the site ever been used for the disposal of solid or hazardous wastes? □Yes ■No
R I	Project Description
	hysical dimensions and scale of project (fill in dimensions as appropriate)
	a. Total contiguous acreage owned or controlled by project sponsor <u>0</u> acres.
	b. Project acreage to be developed: <u>NA</u> acres initially; <u>0.01</u> acres ultimately.
٠	c. Project acreage to remain undeveloped: NA acres.
	d. Length of project, in miles: NA(if appropriate).
	e. If the project is an expansion, indicate percent of expansion proposedNA%.
•	f. Number of off atreat narking angers evisiting NA increased NA

20. Will project produce operating noise ex	ceeding t	he local	ambient noise levels? Ye	s <u>X</u> No	
21. Will project result in an increase in ene	rgy use?	X Yes	No		
If yes, indicate type(s) <u>electric</u>	ity for pu	mping w	ater		
22. If water supply is from wells, indicate pr	umping ca	apacity <u>N</u>	IA gallons/minute.		•
23. Total anticipated water usage per day_	0 galle	ons/day.			
24. Does project involve Local, State or Federal	deral func	ling?	■ Yes □No		
If yes, explain <u>NYSEFC Green</u>	Innovatio	on Grant	Program Funds		-
25. Approvals Required:			Туре	Submittal	
City, Town, Village Board City, Town, Village Planning Board	X⊡Yes ■No	Nο	Town Board	Date 12/20/2010	
City, Town Zoning Board	□Yes	≡No			
City, County Health Department	□Yes	■No			
Other Local Agencies	XYes	□No	SEQR Board	12/20/2010	
Other Regional Agencies	Yes	No			
State Agencies	X Yes	No	NYSOPRH sec 14.09 review	12 3 2010	
Federal Agencies	Yes	X□No			
☐ zoning amendment ☐ zoning new/revision of master plan 2. What is the zoning classification(s) of the 3. What is the maximum potential developm	site?	urce mar Perform	nagement plan i other nance Standard	subdivision	
NA		· 			
4. What is the proposed zoning of the site?	No zonir	ng chang	e proposed		
5. What is the maximum potential developm No zoning change proposi					
Is the proposed action consistent with the				. , , , , , , , , , , , , , , , , , , ,	······································
7. What are the predominant land use(s) an					
8. Is the proposed action compatible with ac	ljoining/s	urroundi	ng land uses within a 1/4 mile?	Yes □ No	
If the proposed action is the subdivision of a. What is the minimum lot size pro	•	•	lots are proposed?	NA	-
10. Will proposed action require any authoriz	zation(s) f	or the fo	rmation of sewer or water distric	ts? ☐ Yes ■ No	
11. Will the proposed action create a deman	d for any	commur	nity provided services (recreation	, education, police,	
fire protection)?	■ No	•		er e	
a. If yes, is existing capacity sufficie	nt to han	die proje	cted demand? Yes No		
 Will the proposed action result in the gen a. If yes, is the existing road network 				1	
D. Informational Details	•				

Attach any additional information as may be needed to clarify your project. If there are, or may be, any adverse impacts associated

with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

Comm. 20M-8 Page 17 of 18



New York State Office of Parks, Recreation and Historic Preservation David A. Paterson Governor

> Carol Ash Commissioner

Historic Preservation Field Services Bureau • Peebles Island, PO Box 189, Waterford, New York 12188-0189 518-237-8643

www.rysparks.com

December 22, 2010

Thomas R. Hersey, Jr.
Erie County Dept. of Environment and Planning
95 Franklin Street
Buffalo, New York 14202

Re:

NYSEFC, SEORA

Town of Tonawanda Highway Garage Cistern

Installation

500 Woodward Avenue/TONAWANDA, Erie

County 10PR07784

Dear Mr. Hersey, Jr.:

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