TOWN OF SCHROON Local Law No. 1 of the year 1979 ENVIRONMENTAL QUALITY REVIEW LAW

Be it enacted by the Town Board of the Town of Schroon as follows:

ARTICLE 1 INTRODUCTORY PROVISIONS

- Section 1.010. Title. This local law shall be known as the Town of Schroon Environmental Quality Review Law.
- Section 1.020. <u>Authority.</u> This local law is adopted pursuant to the Municipal Home Rule Law; the New York Environmental Conservation Law, Article 8, providing for environmental quality review of actions which may have a significant effect on the environment, and Volume 6 of the New York Code of Rules and Regulations, Part 617 (6NYCRR 617), hereinafter referred to as state SEQR regulations.
- Section 1.030. <u>Purpose.</u> The purpose of this local law is to implement SEQR and the state SEQR regulations in order to incorporate environmental factors in the existing planning and decision-making process of the town.

ARTICLE 2 GENERAL PROVISIONS

- Section 2.010. <u>Adoption of State SEQR Regulations.</u> Except as otherwise provided herein, the provisions of the state SEQR regulations set forth in 6NYCRR 617 are hereby adopted as the procedure for the implementation of SEQR in the Town of Schroon.
- Section 2.020. <u>Definitions.</u>
 - (a) The definitions set forth in the state SEQR regulations are hereby adopted as the definitions for the implementation of SEQR in the Town of Schroon.
 - (b) "Environmental assessment form" hereinafter referred to as "EAF", means a form used by a local agency to assist in determining environmental significance or non-significance of actions. Standard and short form "EAF's" are attached hereto and made a part hereof, as Appendix A and B respectively.
 - (c) Town means the Town of Schroon.
 - (d) <u>Exempt</u> actions are defined in the state SEQR regulations and are set forth herein as Appendix C. If the exempt actions as defined in the state SEQR regulations are hereafter modified, then the modified state SEQR regulations shall supercede Appendix C hereof.
- Section 2.030. Applicability of this Local Law. No action, other than an Exempt, Excluded, or Type II Action shall be carried out, approved or funded by an agency, board, department, office or other body, or officer of the town, unless it has complied with SEQR, and the state SEQR regulations to the extent applicable and with this local law.
- Section 2.040. <u>Summary of the SEQR Process.</u> The illustration set forth as Appendix F of this local law summarizes the SEQR process to which all agencies, boards, departments, officers, or other bodies, or officers of the town must comply. The process depicted in Appendix F is described in greater detail in the state SEQR regulations.

ARTICLE 3. ENVIRONMENTAL IMPACT PROCEDURES

Section 2.010. Lead Agency.

- (a) The lead agency is the agency principally responsible for carrying out, funding, or approving an action, and therefore responsible for determining whether an environmental impact statement is required in connection with the action and for the preparation and filing of the statement if required.
- (b) Where more than one local agency is involved, the lead agency shall be determined and designated as provided in state SEQR regulations, except that for the following Type I and Unlisted Actions, the lead agency shall be as provided herein:
 - (i) adoption, amendment or change in land use regulations not requiring a federal or state agency permit or approval the town board;
 - (ii) construction or expansion of town buildings, structures and facilities including highways within the town not requiring a federal or state agency permit or approval the town board;
 - (iii) variances not requiring a federal or state agency permit or approval the zoning board of appeals;
 - (iv) purchase, sale and lease of real property by the town, not requiring a federal or state agency permit or approval the town board;
 - (v) planned unit development or cluster zoning not requiring a federal or state agency permit or approval town planning board (if the town planning board has been given this authority);
 - (vi) site plan review and special use permit not requiring a federal or state agency permit or approval town planning board (if the .planning board has been given this authority);
 - (vii) construction or expansion of nonresidential facility not requiring a federal or state agency permit or approval the town planning board;
 - (viii) sale of property by the town the town board.
- (c) The town planning board shall act as the town clearinghouse for lead agency designation. Such clearinghouse shall assist agencies and applicants to identify other agencies, including federal and state, that may be involved in approving, funding or carrying out Type I and unlisted actions The clearinghouse shall also make recommendations on the designation of a lead agency where the lead agency is not designated in Para. (b) above.

Section 3.020. EAF Preparation, Determination, Notice and Filing for Type I and Unlisted Actions.

- (a) An EAF shall be prepared by or on behalf of any agency, board, department, office or other body or officer of the town in connection with any Type I or Unlisted Action such agency, board, department, office or other body or officer initiates. For an Unlisted Action a short form EAF may be utilized to facilitate a preliminary determination of environmental significance.
- (b) An application for permit or funding of a Type I or Unlisted Action shall be accompanied by an EAF to assist the lead agency in making a preliminary determination of environmental significance. For an unlisted Action a short form EAF may be utilized.
- (c) The lead agency shall make a preliminary determination of environmental significance of the action on the basis of the EAF and such other information it requires. Such determination shall be made within 15 days of its designation as lead agency or within 15 days of its receipt of all information it requires, whichever is later.

- Section 3.030. <u>EIS Preparation.</u> If the lead agency determines that an EIS is required, it shall proceed as provided in the state SEQR regulations. Commencing with the acceptance of the draft EIS, the time limitation for processing the application for approval or funding of the action, and a public hearing on the draft EIS, if any, shall be held concurrently with any hearing to be held on such application. The draft EIS shall be prepared by the applicant. Failure by the applicant to prepare an EIS acceptable to the lead agency shall, at the option of the lead agency, be deemed an abandonment and discontinuance of the application.
- Section 3.040. Fees. The fees for review or preparation of an EIS involving an applicant for approval or funding of an action shall be fixed from time to time by a resolution of the Town Board. (The fees shall not exceed the limitations on fees set forth in state SEQR regulations. If the applicant prepares the EIS, the town may charge a fee for the actual expenses of reviewing it, but if a town agency prepares an EIS on behalf of an applicant, it may charge a fee for the cost of preparation, including publication of notices, but not for the cost of professional review.)

ARTICLE 4. MISCELLANEOUS PROVISIONS

- Section 4.010. <u>Severability.</u> The provisions of this local law are severable. If any article, section, subsection or provision of this local law shall be invalid, such invalidity shall apply only to the article, section, subsection or provisions adjudged invalid, and the rest of this local law shall remain valid and effective.
- Section 4.020. <u>Effective date.</u> This local law shall take effect immediately upon filing in the office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

ARTICLE 5. TYPE I ACTIONS

Section 5.010. Type I Actions as defined in the state SEQR regulations and as set forth herein as Appendix D are hereby adopted. In the event that the Type I Actions as defined in Appendix D annexed hereto and the state SEQR regulations are modified or altered, then the modified state SEQR regulations shall supercede Appendix D hereof.

ARTICLE 6. TYPE II ACTIONS

- Section 6.010. <u>State Type II Actions</u> as defined in the state SEQR regulation and as set forth herein as Appendix E are hereby adopted.
- Section 6.020. <u>Local Type II Actions.</u> The following are deemed Type II action in addition to those set forth in the state SEQR regulations:
 - (a) Any action which requires approval pursuant to the Town of Schroon land use regulations including the Town of Schroon zoning ordinance and subdivision regulations, which is a "land use development" or "subdivision" as defined in the Adirondack Park Agency Act (hereinafter set forth), but which is not a regional "project" (that is, does not require a Class A or B permit), and which is not a Type I action as listed in Article 5 of this local law, is deemed a Type II Action.

"Land use and development.... means any construction or other activity which materially changes the use or appearance of land or a structure or the intensity of the use of land or a structure. Land use and development shall not include any landscaping or grading which is not intended to be used in connection with another land use, or ordinary repairs or maintenance or interior alterations to existing structures or uses."

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"Subdivision.... means any division of land into two or more lots, parcels or sites, whether adjoining or not, for the purpose of sale, lease, license or any form of separate ownership or occupancy (including any grading, road construction, installation of utilities or other improvements or any other land use and development preparatory or incidental to any such division) by any person or by any other person controlled by, under common control with or controlling such person or by any group of persons acting in concert as part of a common scheme or plan. Subdivision of land shall include any map, plat or other plan of the division of land, whether or not previously filed. Subdivision of land shall not include the lease of land for hunting and fishing and other open space recreation uses."

(b) Class B regional projects pursuant to the Adirondack Park Agency Act if undertaken after the adoption by the Town of Schroon of a Zoning Ordinance approved by the Adirondack Park Agency.

APPENDIX A

EAF

ENVIRONMENTAL ASSESSMENT - PART I

Project Information

NOTICE: This document is designed to assist in determining whether the action proposed may have a significant effect on the environment. Please complete the entire Data Sheet. Answers to these questions will be considered as part of the application for approval and may be subject to further verification and public review. Provide any additional information you believe will be needed to complete PARTS 2 and 3.

It is expected that completion of the EAF will be dependent on information currently available and will not involve new studies, research or investigation. If information requiring such additional work is unavailable, so indicate and specify each instance.

NAME OF PROJECT:		NAME AND ADDRESS OF OWNER (If Different)			
		(Name)			
ADDRESS AND NAME OF APPLIANT:		(Street)			
		(P.O.)	(State)	(Zip)	
(Name)		BUSINESS PHONE:			
(Street)					
(P.O.) (State)	(Zip)				
DESCRIPTION OF PROJECT: (Briefly describe	type of project or actio	n)			
A. SITE DESCRIPTION (Physical setting of overal setting overal s	niform slope	Generally uneven and rolling	_	est,	
Total acreage of project area:					
Approximate acreage: Presentl	After ly Completion		Presently	After Completion	
Meadow or Brushland acre	es acres	Water Surface Area	acres	acres	
Forested acre	es acres	Unvegetated (rock, earth or fill)	acres	acres	
Agricultural acre	es acres	Roads, buildings and Other paved surfaces	acres	acres	
Wetland (Freshwater or Tidal as per Articles 24, 25, or F.C.L acre	es acres	Other (indicate type)	acres	acres	
4. What is predominant soil type(s) on project	t site?				
5. a. Are there bedrock outcroppings on pro	ject site? Yes	s No			
b. What is depth to bedrock?	(i	in feet)			

6. Approximate percentage of proposed project site with slopes: 0-10%% 10-15% _	% 15%	or greater
7. Is project contiguous to, or contain a building or site listed on the National Register of Historic Pl	laces?Ye	esNo
8. What is the depth to the water table? feet		
Do hunting or fishing opportunities presently exist in the project area? Yes	_No	
10. Does project site contain any species of plant or animal life that is identified as threatened or energy according to – Identify each species	-	
11. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geologic (Describe		
12. Is the project site presently used by the community or neighborhood as an open space or recrea	ation area\	YesNo.
13. Does the present site offer or include scenic views or vistas known to be important to the commu	unity?Yes	No.
14. Streams within or contiguous to project area:		
a. Name of stream and name of river to which it Is tributary		
15. Lakes, Ponds, Wetland areas within or contiguous to project area:		
a. Name; b. Size (in a	acres)	
B. PROJECT DESCRIPTION 1. Physical dimensions and scale of project (fill in dimensions as appropriate)		
a. Total contiguous acreage owned by project sponsor acres.		
b. Project acreage developed: acres initially;acres ultimately.		
c. Project acreage to remain undeveloped		
d. Length of project, in miles:(if appropriate)		
e. If project is an expansion of existing, indicate percent of expansion proposed:		
building square footage; developed acreage	_·	
f. Number of off-street parking spaces existing proposed		
g. Maximum vehicular trips generated per hour (upon completion of p	project)	
h. If residential: Number and type of housing units:		
One Family Two Family Multiple Family Co	ondominium	
Initial		
Ultimate		
Commercial		
Industrial		
j. Total height of tallest proposed structure feet.		

2.	How much natural material (i.e., rock, earth, etc) will be removed from the site tons
	cubic yards
3.	How many acres of vegetation (trees, shrubs, ground covers) will be removed from site acres.
4.	Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?Yes No
S.	Are there any plans for re-vegetation to replace that removed during construction?YesNo
6.	If single phase project: Anticipated period of construction months, (including demolition).
7.	If multi-phased project: a. Total number of phases anticipated
	b. Anticipated date of commencement phase 1 month year (including demolition)
	c. Approximate completion date final phase month year.
	d. Is phase 1 financially dependent on subsequent phases?Yes No
8.	Will blasting occur during construction? Yes No
9.	Number of jobs generated: during construction; after project is complete
10.	Number of jobs eliminated by this project
11.	Will project require relocation of any projects or facilities?YesNo. If yes, explain:
	a. Is surface or subsurface liquid waste disposal involved?YesNo. b. If yes, indicate type of waste (sewage, Industrial, etc.) c. If surface disposal name of stream into which effluent will be discharged Will surface area of existing lakes, ponds, streams, bays or other surface waterways be increased or decreased
	by proposal?YesNo.
	Is project or any portion of project located in the 100 year flood plain?YesNo
15.	a. Does project involve disposal of solid waste?YesNo
	b. If yes, will an existing solid waste disposal facility be used?YesNo
	c. If yes, give name:; location;
	d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? YesNo
	Will project use herbicides or pesticides? YesNo
17.	Will project routinely produce odors (more than one hour per day)? YesNo
18.	Will project produce operating noise exceeding the local ambience noise levels? YesNo
19.	Will project result in an increase in energy use? YesNo. If yes, indicate type(s)
20.	If water supply is from wells indicate pumping capacity gals/minute.
21.	Total anticipated water usage per day gals/day.
22.	Zoning: a. What is dominant zoning classification of site?
	b. Current specific zoning classification of site
	c. Is proposed use consistent with present zoning?
	d. If no indicate decired zening

	26. Approvals: a. Is any Federal permit requ	uired?	YesNo		
	b. Does project involve State	e or Federal fu	nding or financing? Yes	No	
	c. Local and Regional appro	vals:			
		(Yes/No)	Approval Required (Type)	Submitted (Date)	Approval (Date)
	City, Town, Village Board				
	City, Town. Village Planr Board	ing			
	City, Town, Zoning Board				
	City, County Head Department	alth			
	Other local agencies				
	Other regional agencies				
	State Agencies				
	Federal Agencies				
C.	INFORMATIONAL DETAILS		nife		ما فاند المحدد
	Attach any additional Information as may be the proposal, please discuss such impacts at				associated with
	PREPARER'S SIGNATURE:			_	
	TITLE:			_	
	REPRESENTING:			_	
	DATE:			_	

ENVIRONMENTAL ASSESSMENT - PART II

Project Impacts and Their Magnitude

General Information (Read Carefully)

- In completing the form the reviewer should be guided by the question: Have my decisions and determinations been <u>reasonable?</u> The reviewer Is not expected to be an expert environmental analyst.
- Identifying that an effect will be potentially large (column 2) does not mean that it Is also necessarily <u>significant</u>. Any large effect must be evaluated in PART 3 to determine significance. By identifying en effect in column 2 simply asks that It be looked at further.
- The <u>Examples</u> provided are to assist the reviewer by showing types of effects and wherever possible the threshold of magnitude that would trigger a response in column 2. The examples are generally applicable throughout the State and for most situations. But, for any specific project or site other examples and/or lower thresholds may be more appropriate for a Potential Large Impact rating.
- Each project, on each site, in each locality, will vary. Therefore, the examples have been offered as guidance. They do not constitute an exhaustive list of impacts and thresholds to answer each question.
- The number of examples per question does not Indicate the importance of each question.

INSTRUCTIONS (Read Carefully)

- a. Answer each of the 18 questions in PART 2. Answer Yes if there will be any effect.
- b. Maybe answers should be considered as Yes answers.
- c. If answering Yes to a question then check the appropriate box (column 1 or 2) to indicate the potential size of the impact. If impact threshold equals or exceeds any example provided, check column 2. If impact will occur but threshold is lower than example, check column 1.
- d. If reviewer has doubt about the size of the impact then consider the impact as potentially large and proceed to PART 3.
- e. If a potentially large impact or effect can be reduced by a change in the project to a less than large magnitude, place a Yes in column 3. A No response indicates that such a reduction is not possible.

		1.	2.	3.
		SMALL TO MODERATE IMPACT	POTENTIAL LARGE IMPACT	CAN IMPACTS BE REDUCED BY PROJECT CHANGE
	IMPACT ON LAND			
1.	WILL THERE BE AN EFFECT AS A RESULT OF A PHYSICAL CHANGE TO PROJECT SITE?			
Examples	s that Would Apply to Column 2			
	Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%.			
	Construction on Land where the depth to the water table is less than 3 feet.			
	Construction of paved parking area for 1,000 or more vehicles.			
	Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.			
	Construction that will continue for more than 1 year or involve more than one phase or stage.			
	Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e. rock or soil) per year.			
	Construction of any new sanitary landfill.			

		1.	2.	3.
		SMALL TO MODERATE IMPACT	POTENTIAL LARGE IMPACT	CAN IMPACTS BE REDUCED BY PROJECT CHANGE
	Construction in a designated floodway.			
	Other impacts:			
2.	NO YES WILL THERE BE AN EFFECT TO ANY UNIQUE OR UNUSUAL LAND FORMS ON THE SITE? (i.e. cliffs, dunes geological formations etc.)			
	Specific land forms:			
	IMPACT ON WATER			
3.	WILL PROJECT AFFECT ANY WATER BODY DESIGNATED AS PROTECTED? (Under Articles 15, 24, 25 of the Environmental Conservation Law, E.C.L.)			
Examp	oles that Would Apply to Column 2			
	Dredging more than 100 cubic yards of material from channel of a protected stream.			
	Construction In a designated freshwater or tidal wetland.			
	Other impacts:			
4.	WILL PROJECT AFFECT NON-PROTECTED EXISTING OR NEW DODY OF WATER?			
Examp	oles that Would Apply to Column 2			
	A 10% increase or decrease in the surface area of any body of water or more than a 10 acre increase or decrease			
	Construction of a body of water that exceeds 10 acres of surface area.			
	Other impacts:			
5.	NO YES WILL PROJECT AFFECT SURFACE OR GROUNDWATER QUALITY?			
Examp	oles that Would Apply to Column 2			
	Project will require a discharge permit.			
	Project requires use of a source of water that does not have approval to serve proposed project.			
	Project requires water supply from wells with greater than 45 gallons per minute pumping capacity.			
	Construction or operation causing any contamination of a public water supply system.			
	Project will adversely affect groundwater			
	Liquid effluent will be conveyed off the site to facilities which presently do not exist or have inadequate capacity.			
	Project requiring a facility that would use water in excess of 20,000 gallons per day.			
	Project will likely cause siltation or other discharge into an existing body of water to the			

		1.	2.	3.
		SMALL TO MODERATE IMPACT	POTENTIAL LARGE IMPACT	CAN IMPACTS BE REDUCED BY PROJECT CHANGE
	Other impacts:			
6.	WILL PROJECT ALTER DRAINAGE FLOW, PATTERNS OR SURFACE WATER RUNOFF?			
Example	es that Would Apply to Column 2			
	Project would impede flood water flows.			
	Project Is likely to cause substantial erosion.			
	Project is incompatible with existing drainage patterns.			
	Other impacts:			
	IMPACT ON AIR			
7.	WILL PROJECT AFFECT AIR QUALITY NO YES			
Example	es that Would Apply to Column 2			
	Project will induce 1,000 or more vehicle trips in any given hour.			
	Project will result in the incineration of more than 1 ton of refuse per hour.			
	Project emission rate of all contaminants will exceed 5 lbs. per hour or a heat source producing more than 10 million BTU's per hour.			
	Other impacts:			
	IMPACT ON PLANTS AND ANIMALS			
8.	WILL PROJECT AFFECT ANY THREATENED OR ENDANGERED SPECIES?			
Example	es that Would Apply to Column 2			
	Reduction of one or more species listed on the New York or Federal list, using the site, over or near site or found on the site.			
	Removal of any portion of a critical or significant wildlife habitat.			
	Application of Pesticide or herbicide over more than twice a year other than for agricultural purposes.			
	Other impacts:			
9.	WILL PROJECT SUBSTANTIALLY AFFECT NON-THREATENED NO YES OR ENDANGERED SPECIES?			
Example	es that Would Apply to Column 2			
	Project would substantially interfere with any resident or migratory fish or wildlife species.			
	Project requires the removal of more than 10 acres of mature forest (over 100 years in age) or other locally important vegetation.			
	Other impacts:			

		1.	2.	3.
		SMALL TO MODERATE IMPACT	POTENTIAL LARGE IMPACT	CAN IMPACTS BE REDUCED BY PROJECT CHANGE
	IMPACT ON VISUAL RESOURCE			
10.	WILL PROJECT AFFECT VIEWS, VISTAS OR THE VISUAL CHARACTER OF THE NEIGHBORHOOD OR COMMUNITY?			
Example	s that Would Apply to Column 2			
	An incompatible visual affect caused by the introduction of new materials, colors and/or forms in contrast to the surrounding landscape.			
	A project easily visible, not easily screened, that is obviously different from others around it.			
	Project will result in the elimination or major screening of scenic views or vistas known to be important to the area.			
	Other impacts:			
	IMPACT ON HISTORIC RESOURCES			
11.	WILL PROJECT IMPACT ANY SITE OR STRUCTURE OF			
Example	s that Would Apply to Column 2			
	Project occurring wholly or partially within or contiguous to any facility or site listed on the National Register of historic places.			
	Any impact to an archeological site or fossil bed located within the project site.			
	Other impacts:			
	IMPACT ON OPEN SPACE & RECREATION			
12.	WILL THE PROJECT AFFECT THE QUANTITY OR QUALITY OF USEN STATE OPEN SPACES OR RECREATIONAL OPPORTUNITIES?			
Example	s that Would Apply to Column 2			
	The permanent foreclosure of a future recreational opportunity.			
	A major reduction of an open space Important to the community.			
	Other impacts:			
13.	WILL THERE BE AN EFFECT TO EXISTING TRANSPORTATION SYSTEMS?			
Example	s that Would Apply to Column 2			
	Alteration of present patterns of movement of people and/or goods.			
	Project will result in severe traffic problems			
	Other impacts:			

		1.	2.	3.
		SMALL TO MODERATE IMPACT	POTENTIAL LARGE IMPACT	CAN IMPACTS BE REDUCED BY PROJECT CHANGE
	IMPACT ON ENERGY			
14.	WILL PROJECT AFFECT THE COMMUNITIES SOURCES OF SUPPLY?			
Example	es that Would Apply to Column 2			
	Project causing greater than 5% increase in any form of energy used in municipality.			
	Project requiring the creation or extension of an energy transmission or supply system to serve more than 50 single or two family residences.			
	Other impacts:			
	IMPACT ON NOISE			
15.	WILL THE BE OBJECTIONABLE ODERS, NOISE, GLARE, VIBRATION OR ELECTRICAL DISTURBANCE AS A RESULT OF THIS PROJECT?			
Example	es that Would Apply to Column 2			
	Blasting within 1,500 feet of a hospital, school or other sensitive facility.			
	Odors will occur routinely (more than one hour per day).			
	Project will produce operating noise exceeding the local ambient noise levels for noise outside of structures.			
	Project will remove natural barriers that would act as a noise screen.			
	Other impacts:			
	IMPACT ON HEALTH & HAZARDS			
16.	WILL THE PROJECT AFFECT PUBLIC HEALTH AND SAFETY?			
Example	es that Would Apply to Column 2			
	Project will cause a risk of explosion or release of hazardous substances (i.e oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there will he a chronic low level discharge or emission.			
	Project that will result in the burial of "hazardous wastes" (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc., including wastes that are solid, semi-solid, liquid or contain gases.)			
	Storage facilities for one million or more gallons of liquified natural gas or other liquids.			
	Other impacts:			

		1.	2.	3.
		SMALL TO MODERATE IMPACT	POTENTIAL LARGE IMPACT	CAN IMPACTS BE REDUCED BY PROJECT CHANGE
<u>I</u>	MPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD			
	NO YES			
17.	WILL PROJECT AFFECT THE CHARACTER OF THE EXISTING COMMUNITY?			
Examp	lles that Would Apply to Column 2			
	The population of the City, Town or Village in which the project Is located Is likely to grow by more than 5% of resident human population.			
	The municipal budgets for capital expenditures or operating services will Increase by more than 5% per year as a result of this project.			
	Will involve any permanent facility of a non-agricultural use in an agricultural district or remove prime agricultural lands from cultivation.			
	The project will replace or eliminate existing facilities, structures or areas of historic importance to the community.			
	Development will induce an influx of a particular age group with special needs.			
	Project will set an Important precedent for future protects.			
	Project will relocate 15 or more employees in one or more businesses.			
	Other impacts:			
	NO YES			
18.	IS THERE PUBLIC CONTROVERSY CONCERNING THE PROJECT?			
Examp	oles that Would Apply to Column 2			
	Either government or citizens of adjacent communities have expressed opposition or rejected the project or have not been contacted.			
	Objections to the project from within the community.			

IF ANY ACTION IN PART 2 IS IDENTIFIED AS A POTENTIAL LARGE IMPACT OR IF YOU CANNOT DETERMINE THE MAGNITUDE OF IMPACT, PROCEED TO PART 3.

	DETERMINATION	PORTIONS OF EAF COMPLETED FOR THIS PROJECT:
DETERMINATION.		PART I PART II PART 3
	on review of the information recorded on this EAF (Parts 1, 2 and 3) and considering the magnitude and importance of each impact, it is reasonably determined that:	
A.	The project will result in no major impacts and, therefore, is one which may not cause significant damage to the environment.	PREPARE A NEGATIVE DECLARATION
В.	Although the project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described in PART 3 have been included as part of the proposed project.	PREPARE A NEGATIVE DECLARATION
C.	The project will result in one or more major adverse Impacts that cannot be reduced and may cause significant damage to the environment.	PREPARE POSITIVE DECLARATION PROCEED WITH EIS
	Date	
		Signature of Responsible Official in Lead Agency
	Signature of Preparer (if different from responsible officer)	
		Print or type name of responsible official in Lead Agency

ENVIRONMENTAL ASSESSMENT - PART III

EVALUATION OF THE IMPORTANCE OF IMPACTS

INFORMATION

- Part 3 is prepared if one or more impact or effect Is considered to be potentially large.
- The amount of writing necessary to answer Part 3 may be determined by answering the question: In <u>briefly</u> completing the instructions below have I placed in this record sufficient information to indicate the reasonableness of my decisions?

INSTRUCTIONS

Complete the following for each impact or effect identified in Column 2 of Part 2:

- 1. Briefly describe the impact.
- 2. Describe (if applicable) how the impact might be mitigated or reduced to a less than large impact by a project change.
- 3. Based on the information available, decide if it is reasonable to conclude that this impact is <u>important</u> to the municipality (city, town or village) in which the project is located.

To answer the question of Importance, consider:

- The probability of the impact or effect occurring
- The duration of the impact or effect
- Its Irreversibility, icluding permanently lost resources or values
- Whether the impact or effect can be controlled
- The regional consequence of the impact or effect
- Its potential divergence from local needs and goals
- Whether known objections to the project apply to this impact or effect.

DETERMINATION OF SIGNIFICANCE

An action is considered to be significant if:

One (or more) impact is determined to both <u>large</u> and its (their) consequence, based on the review above, is important.

PART III STATEMENTS (Continue on Attachments, as needed)

APPENDIX C

SHORT ENVIRONMENTAL ASSESSMENT FORM

INSTRUCTIONS:

- (a) In order to answer the questions in this short EAF it is assumed that the preparer will use currently available information concerning the project and the likely impacts of the action. It is not expected that additional studies, research or other investigations will be undertaken.
- (b) If any question has been answered Yes the project may be significant and a completed Environmental Assessment Form is necessary.
 - (c) If all questions have been answered No it is likely that this project is not significant.
 - (d) Environmental Assessment

Will there be a major change to any unique or unusual land form found on the site? Yes	No
3. Will project alter or have a large effect on an existing body of water? Yes	No
4. Will project have a potentially large impact on groundwater quality? Yes	No
5. Will project significantly effect drainage flow on adjacent sites? Yes	No
6. Will project affect any threatened or endangered plant or animal species? Yes	No
7. Will project result in a major adverse effect on air quality? Yes	No
Will project have a major effect on visual character of the community or scenic views or vistas known to be important to the community? Yes	No
9. Will project adversely impact any site or structure of historic, pre-historic, or paleontological importance or any site designated as a critical environmental area by a local agency?Yes	No
10. Will project have a major effect on existing or future recreational opportunities?Yes	No
11. Will project result in major traffic problems or cause a major effect to existing transportation systems?	No
12. Will project regularly cause objectionable odors, noise, glare, vibration, or electrical disturbance as a result of the project's operation?	No
13. Will project have any impact on public health or safety? Yes	No
14. Will project affect the existing community by directly causing a growth in permanent population of more than 5 percent over a one-year period or have a major negative effect on the character of the community or neighborhood? Yes	No
15. Is there public controversy concerning the project?	No
PREPARER'S SIGNATURE: TITLE:	
REPRESENTING: DATE:	

9/1/78

APPENDIX C

EXEMPT ACTIONS

These are actions that are not subject to the provisions of SEQR:

- 1) Law enforcement or criminal proceedings.
- 2) Ministerial acts (e.g. issuing a driver's license, hunting license, automobile registration, etc.).
- 3) Maintenance or repair activities involving no substantial changes in existing facilities (e.g. road maintenance or trash removal).
- 4) Actions requiring a certificate of environmental compatibility and public need under Article VII or Article VIII of the Public Service Law.
- 5) Certain actions subject to the jurisdiction of the Adirondack Park Agency.
- 6) Immediately necessary ac lions (on a limited emergency basis) for the protection of life, health, property, or natural resources (e.g. flood victim housing, or oil spill clean-up).
- 7) Actions of the State Legislature or of any court.

[see 617.2(n)]

APPENDIX D

TYPE I ACTIONS

This Is not an exhaustive list. Therefore, individual agencies may supplement this Type I list in their own procedural requirements with additional actions which will normally have a significant effect on the environment. Agencies may adjust Type I thresholds to make them more inclusive, and may continue to use previously adopted Type I lists to complement the list given below. However, an agency may not designate as Type I any action previously on the Type II list:

- 1) The adoption of a land use plan, a comprehensive resource management plan, or zoning regulations.
- 2) Changes In allowable uses, within any zoning district, effecting twenty-five or more acres:
 - a) Allowing Industrial or commercial uses within a residential or agricultural district; or
 - b) Allowing residential uses within an agricultural district.
- 3) The granting of a zoning change for an action that would be considered Type I under one or more of the thresholds given In other sections of this list.
- 4) The purchase, sale, lease, or other transfer of one hundred or more contiguous acres of land by a state or local agency.
- 5) Construction of new residential units which meet or exceed the following:
 - a) Ten units in municipalities without zoning regulations.
 - b) Fifty units which will not be connected at the commencement of habitation to community or publicly owned utilities.
 - c) In a city, town, or village of less than 150,000: 250 units which will he connected at the commencement of habitation to community or publicly owned utilities.
 - d) In a city, town, or village of between 150,000 and 1,000,000: 1,000 units which will be connected to community or publicly owned utilities at the commencement of habitation.
 - e) In a city of over 1,000,000: 2,500 units which will be connected to community or publicly owned utilities at the commencement of habitation.
- 6) Construction or significant expansion of new non-residential facilities which meet or exceed any of the following thresholds:
 - a) Physical alteration of ten acres.
 - b) Use of more than 2,000,000 gallons of ground or surface water per day.
 - c) Parking for 1,000 vehicles.
 - d) In a city, town, or village of 150,000 or less, a facility with more than 100,000 square feet of gross floor area.
 - e) In a city, town, or village of mono than 150,000, a facility with more than 240,000 square feet of gross floor area.
- 7) A structure over 100 foot above original ground level in a locality without any height zoning regulations.
- 8) A non-agricultural use wholly or partially in an agriculture district which exceeds 10 percent of any threshold In this list.
- 9) An action wholly or partially In or adjacent to a facility or site proposed to be, or presently listed In the National Register of Historic Places (unless the action is designed for preservation of the facility or site).
- 10) Any action wholly or partially in or adjacent to a public park, recreation area or open ,pace, which exceeds 25 percent of any threshold In this list.
- 11) Any action wholly or partially within or adjacent to any Critical Environmental Area (as designated by a local agency).

APPENDIX E

TYPE II ACTIONS

These are actions which have been determined not to have a significant effect on the environment:

- 1) Replacing a facility (with the same kind of facility) on the same site.
- 2) Granting of Individual lot line variances and setbacks.
- 3) Agricultural farm management practices consistent with generally accepted farming principles.
- 4) Highway repaying (not Including the addition of lanes).
- 5) Street openings (to repair or maintain existing utilities).
- 6) Installing traffic control devices (on existing roads).
- 7) Forest management practices (except removal of trees or application of herbicides or pesticides).
- 8) Addition of minor structures to existing facilities not changing existing land use or density (e.g. garages, swimming pools, patios, fences, barns, etc.).
- 9) Maintenance of existing landscaping.
- 10) Mapping of existing roads or ownership patterns.
- 11) Inspection or licensing of individuals or businesses to engage in their business or profession.
- 12) Sales of government surplus (except land, radioactive material, pesticides, or other hazardous materials).
- 13) Collective bargaining activities.
- 14) Agency, pension, or retirement plan Investments.
- 15) Routine agency management end administration (except new programs or major reordering of priorities).
- 16) Permit or license renewals where there will be no material change in permit conditions and permitted activities.
- 17) Routine activities of educational institutions (except capital construction),
- 18) Information collection (except those activities which are preliminary steps towards a given Type I project).
- 19) Minor temporary uses of land which have negligible or no permanent effect on the environment.

APPENDIX F

