William Wenzel, Town Supervisor Jennifer Howe, Town Clerk Carol Sowycz, Deputy Town Clerk



Andrew Lucks, Council Member Dianne Grant, Council Member Nicholas Passonno, Council Member Michael Santulli, Council Member

5853 Western Turnpike Duanesburg, New York 12056

# **Town of Duanesburg**

**Schenectady County** 

P# 518-895-8920 F# 518-895-8171

# Thursday, January 23, 2025

Town of Duanesburg is inviting you to view a scheduled Zoom meeting.

Topic: Town of Duanesburg's Town Board Meeting

Time: 7:00 p.m.
Join Zoom Meeting
Meeting ID: 876 4871 2409
Passcode: 925936

**Dial in by Phone**:1-646-558-8656

**Town Board Meeting Agenda** 

Meeting Time: 7:00PM

Call to order Pledge of Allegiance

Public Hearing Continuation: The Town is considering the adoption of Local Law No. 1 of 2025 amending the Town Zoning Ordinance to define "Poultry Husbandry" and to establish the maximum density of Poultry Husbandry.

Approval of minutes for: Town Board Meeting on Thursday January 9, 2025

Supervisor's Report: December 2024

**Payment of Claims** 

**Committee Reports** 

Highway Public Safety Park Sewer Districts #1, 2 & 3

## **Business Meeting:**

1. Motion to approve a Host Community Benefit Agreement fee schedule for solar projects.

- 2. Motion to adopt Local Laws 1, 2 and 3 of 2025 finding that it is in the public interest to prohibit Battery Energy Storage Systems in the Town.
- 3. Motion to adopt Local Law No. 4 of 2025 "Entitled Amending the Town Zoning Ordinance with respect to the definition and regulation of Poultry Husbandry in the Town".
- 4. Motion to approve Tymetal Corp. as a new vendor for the town.

# Privilege of the Floor:

Comments are limited to 5 minutes per person. Please state your name and address for the record. Be respectful. Address the entire Town Board. Individual members are not to be singled out. Speak of issues related to Town business. There will be no tolerance for personal attacks on Board Members. The board reserves the right to ask that your question be put in writing and to be submitted to the Town Clerk to then be distributed to the Town Board. Questions will be answered in a timely manner and mailed to the resident.

# LEGAL NOTICE NOTICE OF PUBLIC HEARINGS TOWN BOARD TOWN OF DUANESBURG

Public Hearing left open for continuation from January 9, 2025 meeting until January 23, 2025 meeting:

PLEASE TAKE NOTICE, that the Town Board of the Town of Duanesburg, New York, will meet at the Town Offices of Duanesburg located at 5853 Western Turnpike, on **January 9**, 2025, at 7p.m. for the purpose of hearing all persons interested in the matter of:

The Town is considering the adoption of Local Law No. 4 of 2025 amending the Town Zoning Ordinance to define "Poultry Husbandry" and to establish the maximum density of Poultry Husbandry.

BY ORDER OF THE TOWN BOARD TOWN OF DUANESBURG

Dated: December 12, 2024

#### RESOLUTION OF THE TOWN BOARD

## **RESOLUTION NO. -2025**

January 23, 2025

WHEREAS, the Town Board of the Town of Duanesburg (the "Town Board") has adopted a Solar Law by Local Law 1 of 2023 (the "Solar Law"); and

WHEREAS, the Solar Law section 7(3)( E) authorizes the Town Board to establish annual Host Community Benefit Agreement ("HCBA") fees for solar projects and in addition to the payments that will be negotiated as part of a PILOT agreement related to Town real property taxation; and

WHEREAS, the Town Board has determined that the HCBA fees will be used for Town Park maintenance and improvement to enhance community recreation within the Town and to address the adverse community character impacts of these projects;

NOW, THEREFORE, BE IT RESOLVED, the Town Board approves the following HCBA fee schedule for solar projects:

• For all utility scale solar projects an annual fee of \$1000 per megawatt nameplate capacity will be charged as part of the HCBA required by the Solar Law for these projects.

**BE IT FURTHER RESOLVED**, that the Town Board directs the Town Clerk to file the solar project fee schedule in the Town Clerk's Office.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting of September 12, 2024.

William Wenzel, Su	perviso	ŗ		Town Clerk/Deputy Town Clerk
Date				Date
Present: Absent:				
Town Board Membe	ers:			
Michael Santulli	Yea	Nay	Abstain	
Andrew Lucks	Yea	Nay	Abstain	
Dianne Grant	Yea	Nay	Abstain	
Nicholas Passonno	Yea	Nay	Abstain	
William Wenzel	Vea	Nav	Ahstain	

#### TOWNOF DUANESBURG TOWN BOARD

RESOLUTION NO. 2025

January 23, 2025

Resolution Approving Three Local Laws Amending the Town Zoning Ordinance, the Solar Law and the Wind Law with respect to the prohibition of the installation and operation of Battery Energy Storage Systems in the Town.

WHEREAS, The Town of Duanesburg is concerned that the installation and operation of Battery Energy Storage Systems (BESS) as either stand-alone systems or systems installed in conjunction with wind energy systems or solar energy systems will pose a threat to the public health safety and welfare of residents of the Town and their property;

WHEREAS, the Town Board would like to ensure that the Town's laws, including the Zoning Ordinance and the Solar and Wind Energy Laws with respect to installation and operation of BESS all consistently prohibit the installation and operation of BESS with the exception of any existing approved projects, i.e. Oak Hill 1 and 2;

WHEREAS, the Town Board finds that the installation and operation of BESS will impose hardship on its volunteer fire fighters and that currently the State of New York has either not implemented any of the recommendations of its taskforce on BESS or insufficiently implemented them to ensure that the residents of the Town are protected from the use of BESS given the current technology;

WHEREAS, the Town Board introduced the attached three local laws, now local laws 1, 2 and 3 of 2025 of the Town of Duanesburg regarding the prohibition of BESS;"

WHEREAS, public hearings were duly held on the adoption of the local laws at the regularly scheduled meeting of the Town Board on December 12, 2024, at the Town of Duanesburg Town Offices at 5853 Western Turnpike, Duanesburg, New York at 7:00 p.m. and that public comments, if any, have been considered by the Town Board; and

NOW THEREFORE BE IT RESOLVED, that the Town Board is the only involved agency for the adoption of local laws and zoning amendments and, as SEQRA lead agency, has carefully reviewed the EAF 1, 2 & 3 for the proposed action-- the adoption of the local laws concerning BESS, and determines that the restriction of this use will not result in a significant adverse environmental impact and will rather protect persons and property from potential harm from the use of BESS in the Town given the current state of the technology and the burden it will place on volunteer fire fighters in the Town;

**BE IT FURTHER RESOLVED** that The Town Board hereby adopts the attached local laws 1, 2 and 3 of 2025 finding that it is in the public interest to prohibit BESS in the Town.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting on January 23, 2025.

William Wenzel, Supervisor

Jennifer Howe, Town Clerk

Present:

Absent:

Council Members:

William Wenzel Yea Nay Abstain -Michael Santulli Yea Nay Abstain Dianne Grant Abstain Yea Nay Andrew Lucks Nay Abstain Yea Nicholas Passonno Yea Nay Abstain

# TOWN OF DUANESBURG Local Law No. 1 For the Year 2025 Adopted January 23, 2025

BE IT ENACTED by the Town Board of the Town of Duanesburg as follows:

## Section 1. Title

A local law to amend the Zoning Ordinance definition of Public Utility, to add a definition of Battery Energy Storage System ("BESS"), and to update the permitted public utility use to prohibit BESS, titled "BESS Restrictions."

#### Section 2. Purpose.

BESS pose a unique safety hazard with regard to the technology used in such batteries and the tendency of the batteries to catch fire. The Town relies upon its volunteer fire companies to combat fires in the Town and in the evacuation of homeowners when necessary. Most of these BESS are remote monitored which means that often no or little notice is provided to the Town and first responders when such fires occur. Moreover, in the majority of the Town there is no public water available for fire fighting which places additional burdens on the volunteer fire companies.

# Section 3. Authority

This local law is adopted pursuant to Sections 10 and 22 of Municipal Home Rule Law. The Town Board after careful review has determined that it is in the public health, safety and welfare, not to allow utility scale BESS whether associated with the electric transmission grid or with solar or wind projects.

#### Section 4. Exemptions

BESS was approved in connection with two existing solar projects known as Oak Hill 1 and 2, this prohibition does not apply to these projects.

#### **Section 4. Definitions**

Amend the Zoning Law definition of Public Utility Use in Section 3.5.119 of the Town Zoning Ordinance as follows as well as add the following new definitions in proper alphabetical order:

**PUBLIC UTILITY USE** – A building, structure or lot used for or in connection with the generation, transmission, distribution or regulation of water, gas, electric, telephone or other public utility service. For the purpose of this definition, telecommunications towers, Battery Energy Storage Systems (BESS) either stand alone or proposed in connection with Solar or Wind Energy Facilities or such Solar or Wind Energy Facilities themselves shall not be considered, nor allowed as, a public utility use. (See Telecommunication Facility Law, Solar Law and/or Wind Energy Facilities Law).

BATTERY ENERGY STORAGE SYSTEM (BESS) - One or more devices, assembled together, capable of storing energy in order to supply electrical energy at a future time, with an aggregate energy capacity greater than 600 kWh or are comprised of more than one storage battery technology in a room or enclosed area.

**BATTERY(IES)** -- A single cell or a group of cells connected together electrically in series, in parallel, or a combination of both, which can charge, discharge, and store energy electrochemically, excluding batteries utilized in consumer products.

# Section 5. Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of Duanesburg, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

# Section 6. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

#### Section 7. Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.

SCI Reco	ZONING COORDINATION REFE HENECTADY COUNTY DEPT. OF ECONOMIC DEVELOR DEPT. OF ECONOMIC DEVE	of a full statement of the  M  T  elopment and Planning (to	For Use By SCDEDP  Received 1-1-25 Case No. 1-1-5 Returned 1-14-25  unicipality:  own of Duanesburg
	Schaffer Heights, 107 Nott Terrace, Suite 303 Schenectady, NY 12308	(f	ax) 382-5539 Fleceived Schenectady County
ACTION	Zoning Map Amendment Subdivision Review	Special Permit Use Variance Area Variance Other (specify)	JAN 0/7 2025 <u>Economic Development</u> and Planning Dept.
PUBLIK	HEARING OR MEETING DATE: 01/09/2020		
REQUIF	CT: Local Law No.1 of 2025," A Local Law Amending the definition of Battery Energy Storage System("BESS' BESS, titled "BESS Restrictions."  RED 1. Public hearing notice & copy of the applications.	"), and to update the permitte	nition of Public Utility, to add a ed public utility use to prohibit
ENCLO	SURES: 2. Map of property affected. (Including Ta 3. Completed environmental assessment f in order to make its determination of sign act.	x Map I.D. number if availabl form and all other materials re nificance pursuant to the stat	equired by the referring body e environmental quality review
4	This zoning case is forwarded to your office for review in Article 12-B of the General Municipal Law, New York Sta	te.	
	This material is sent to you for review and recommendat is located within 500 feet of the following:  the boundary of any city, village or town; the boundary of any existing or proposed Count the right-of-way of any existing or proposed Countinghway; the existing or proposed right-of-way of any streethe County has established channel lines; the existing or proposed boundary of any Countinstitution is situated; the boundary of a farm operation located in an a	y or State park or other recre inty or State parkway, thruwa am or drainage channel own y or State-owned land on whi gricultural district, as defined	ation area; y, expressway, road or ed by the County or for which ich a public building or
SURMIT	agriculture and markets law. The referral require of area variances.  TED BY:	ement of this subparagraph s	hall not apply to the granting
	Carol Sowyez	Title: Deputy Town Clerk	
Address		tine: at any tour court	
E-mail:	csowycz@duanesburg.net	Phone: (518) 895-2040	
- Marin	Court by January	Date.12 (23/24	OWN CLERK
			A CONTRACTOR OF THE PARTY OF TH



# **PLANNING & ZONING COORDINATION REFERRAL**

Case No. <u>D-03-25</u>	ApplicantBoard
Referring Officer Carol Sowycz	Municipality_Duanesburg
Considerations: Proposed local law to amend the z prohibit Battery Energy Storage Sy	coning ordinance definition of Public Utility to estems.
RECOMM	ENDATION
Receipt of zoning referral is acknowledged on undersigned Commissioner of Economic Development under the Schenectady County Charter the powers an proposed action stated on the opposite side of this for	t and Planning of the County of Schenectady (having d duties of a County Planning Board) has reviewed the
*Approve of the proposal.	
Defer to local consideration (No significant count	y-wide or inter-community impact)
Modify/Conditionally Approve. Conditions:	,
Advisory Note:	
Disapprove. Reason:	
*A recommendation of approval should not be interpreted that t project; rather the proposed action has met certain County consi	the County has reviewed all local concerns and/or endorses the derations.
Section 239-m of the general Municipal Law requires that a report of the final action it has taken with the Schene Planning. A referring body which acts contrary to a reco action shall set forth the reasons for the contrary action in statement of the contrary action in statement.	within 30 days after final action, the referring body shall file ectady County Department of Economic Development and mmendation of modification or disapproval of a proposed
1/9/25 Date	Ray Gillen, Commissioner Economic Development and Planning

# Full Environmental Assessment Form Part 1 - Project and Setting

# **Instructions for Completing Part 1**

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

# A. Project and Applicant/Sponsor Information.

Name of Action or Project: Town of Duanesburg Local Law #1 of 2025			
Project Location (describe, and attach a general location map):			
Town of Duanesburg			
Brief Description of Proposed Action (include purpose or need):			
A Local Law amending the Town Zoning Ordinance defination of Public Utilty, to add update the permitted public utility use to prohibit BESS, titled "BESS Restrictions."	a defination of Battery Energy Stora	ge System (" BESS"), and to	
Name of Applicant/Sponsor:	Telephone; 518-895-892	า	
Town of Duanesburg	E-Mail:		
	E-Mail:		
Address: 5853 Western Turnpike			
City/PO: Duanesburg	State: New York	Zip Code: 12056	
Project Contact (if not same as sponsor; give name and title/role):	Telephone: 518-895-233	1	
William Wenzel, Town Superior	E-Mail: wwenzel@duanesburg.net		
Address: 5853 Western turnpike			
City/PO:	State:	Zip Code:	
Duanesburg	New York	12056	
Property Owner (if not same as sponsor):	Telephone:		
	E-Mail:		
Address:			
City/PO:	State:	Zip Code:	

# **B.** Government Approvals

B. Government Approvals, Funding, or Spon assistance.)	sorship. ("Funding" includes grants, loans, ta	ax relief, and any other	forms of financial
Government Entity	If Yes: Identify Agency and Approval(s) Required	Applicati (Actual or p	{
a. City Council, Town Board, ✓Yes ☐No or Village Board of Trustees	Town Board	12/23/2024	
b. City, Town or Village ☐Yes☐No Planning Board or Commission			
c. City, Town or Yes No Village Zoning Board of Appeals			
d. Other local agencies □Yes□No			
e. County agencies ✓Yes□No	County Planning	12/23/2024	
f. Regional agencies			
g. State agencies □Yes□No			
h. Federal agencies			
<ul><li>i. Coastal Resources.</li><li>i. Is the project site within a Coastal Area, o</li></ul>	r the waterfront area of a Designated Inland W	aterway?	□Yes □No
<ul><li>ii. Is the project site located in a community</li><li>iii. Is the project site within a Coastal Erosion</li></ul>	with an approved Local Waterfront Revitaliza Hazard Area?	tion Program?	□ Yes□No □ Yes□No
C. Planning and Zoning			
C.1. Planning and zoning actions.			
<ul> <li>Will administrative or legislative adoption, or an only approval(s) which must be granted to enab</li> <li>If Yes, complete sections C, F and G.</li> <li>If No, proceed to question C.2 and complete sections C.2.</li> </ul>	nendment of a plan, local law, ordinance, rule le the proposed action to proceed?  uplete all remaining sections and questions in left.		<b>☑</b> Yes □No
C.2. Adopted land use plans.		1	
a. Do any municipally- adopted (city, town, vill where the proposed action would be located?			<b>∠</b> Yes□No
If Yes, does the comprehensive plan include spe would be located?	cific recommendations for the site where the p	proposed action	<b>∠</b> Yes□No
b. Is the site of the proposed action within any lo Brownfield Opportunity Area (BOA); designa or other?) If Yes, identify the plan(s):	ocal or regional special planning district (for eated State or Federal heritage area; watershed	xample: Greenway; management plan;	□Yes <b>☑</b> No
c. Is the proposed action located wholly or parti or an adopted municipal farmland protection If Yes, identify the plan(s):	ally within an area listed in an adopted municiplan?	ipal open space plan,	<b>Z</b> Yes□No

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	✓ Yes No
	,
b. Is the use permitted or allowed by a special or conditional use permit?	<b>∠</b> Yes <b>N</b> o
<ul> <li>c. Is a zoning change requested as part of the proposed action?</li> <li>If Yes,</li> <li>i. What is the proposed new zoning for the site?</li> </ul>	□Yes <b>☑</b> No
C.4. Existing community services.	
a. In what school district is the project site located? Duanesburg ,Schalmont, Amsterdam, Schoharie,Berne Knox	
b. What police or other public protection forces serve the project site?  NYS Police, Schenectady County Sheriff Department	
c. Which fire protection and emergency medical services serve the project site?  Duanesburg, Esperance, Mariaville, Quakerstreet, Delanson, Burtonsville Fire Protection, Duanesburg Ambulance, Esperance Am	nbulance
d. What parks serve the project site? Shafer Park, Van Patten, Veterans Park	
D. Project Details	
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mix components)?	xed, include all
b. a. Total acreage of the site of the proposed action?  b. Total acreage to be physically disturbed?  acres	
c. Total acreage to be physically disturbed?  c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?  acres	
<ul> <li>c. Is the proposed action an expansion of an existing project or use?  i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, mil square feet)? % Units:</li> <li>d. Is the proposed action a subdivision, or does it include a subdivision?</li> </ul>	☐ Yes☐ No les, housing units,
d. Is the proposed action a subdivision, or does it include a subdivision?  If Yes,	□Yes □No
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	
<ul><li>ii. Is a cluster/conservation layout proposed?</li><li>iii. Number of lots proposed?</li><li>iv. Minimum and maximum proposed lot sizes? Minimum Maximum</li></ul>	□Yes □No
e. Will the proposed action be constructed in multiple phases?	□Yes□No
i. If No, anticipated period of construction:  ii. If Yes:  months	. 1 68 1100
<ul> <li>Total number of phases anticipated</li> <li>Anticipated commencement date of phase 1 (including demolition) month year</li> <li>Anticipated completion date of final phase month year</li> <li>Generally describe connections or relationships among phases, including any contingencies where progdetermine timing or duration of future phases:</li> </ul>	

Initial Phase At completion of all phases  g. Does the proposed action include new non-residential construction (including expansions)?  if Yes,  i. Total number of structures  ii. Dimensions (in feet) of largest proposed structure: height; width; and length  iii. Approximate extent of building space to be heated or cooled: square feet  h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  If Yes,
Initial Phase At completion of all phases  g. Does the proposed action include new non-residential construction (including expansions)?  If Yes,  i. Total number of structures  ii. Dimensions (in feet) of largest proposed structure: height; width; and length  iii. Approximate extent of building space to be heated or cooled: square feet  h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  If Yes,
At completion of all phases  g. Does the proposed action include new non-residential construction (including expansions)?  If Yes,  i. Total number of structures  ii. Dimensions (in feet) of largest proposed structure:height;width; andlength  iii. Approximate extent of building space to be heated or cooled:square feet  h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  If Yes,
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g. Does the proposed action include new non-residential construction (including expansions)?  If Yes,  i. Total number of structures  ii. Dimensions (in feet) of largest proposed structure: height; width; and length  iii. Approximate extent of building space to be heated or cooled: square feet  h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  If Yes,
<ul> <li>If Yes,</li> <li>i. Total number of structures</li> <li>ii. Dimensions (in feet) of largest proposed structure: height; width; and length</li> <li>iii. Approximate extent of building space to be heated or cooled: square feet</li> <li>h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?</li> <li>If Yes,</li> </ul>
<ul> <li>i. Total number of structures</li> <li>ii. Dimensions (in feet) of largest proposed structure:height;width; andlength</li> <li>iii. Approximate extent of building space to be heated or cooled:square feet</li> <li>h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?</li> <li>If Yes,</li> </ul>
<ul> <li>ii. Dimensions (in feet) of largest proposed structure:height;width; andlength</li> <li>iii. Approximate extent of building space to be heated or cooled:square feet</li> <li>h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?</li> <li>If Yes,</li> </ul>
h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  If Yes,
h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage?  If Yes,
If Yes,
·
<ul> <li>i. Purpose of the impoundment:</li> <li>ii. If a water impoundment, the principal source of the water:</li> <li>Ground water Surface water streams Other specify:</li> </ul>
iii. If other than water, identify the type of impounded/contained liquids and their source.
iv. Approximate size of the proposed impoundment. Volume: million gallons; surface area: acres
v. Dimensions of the proposed dam or impounding structure: height; length
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):
D.2. Project Operations
a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)  If Yes:
i. What is the purpose of the excavation or dredging?
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
Volume (specify tons or cubic yards):
• Over what duration of time?
m. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
iv. Will there be onsite dewatering or processing of excavated materials?  Yes No
If yes, describe.
v. What is the total area to be dredged or excavated? acres vi. What is the maximum area to be worked at any one time? acres
vii. What would be the maximum depth of excavation or dredging? feet
viii. Will the excavation require blasting?
viii. Will the excavation require blasting?
viii. Will the excavation require blasting?  ix. Summarize site reclamation goals and plan:
<ul> <li>viii. Will the excavation require blasting?</li> <li>ix. Summarize site reclamation goals and plan:</li> <li>b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment</li> <li>Yes No</li> </ul>
b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area?
<ul> <li>viii. Will the excavation require blasting? ix. Summarize site reclamation goals and plan: b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? If Yes: No If Yes: No</li></ul>
b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area?

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, pla alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in the contract of the contr	cement of structures, or n square feet or acres:
iii. Will the proposed action cause or result in disturbance to bottom sediments?  If Yes, describe:	□Yes□No
iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?  If Yes:	□Yes□No
acres of aquatic vegetation proposed to be removed:	
<ul> <li>expected acreage of aquatic vegetation remaining after project completion:</li> </ul>	
• purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):	
proposed method of plant removal:	
if chemical/herbicide treatment will be used, specify product(s):    Describe and replaced in the factor of the control o	
v. Describe any proposed reclamation/mitigation following disturbance:	
, I I	
c. Will the proposed action use, or create a new demand for water?	☐Yes ☐No
If Yes:	
i. Total anticipated water usage/demand per day: gallons/day	
ii. Will the proposed action obtain water from an existing public water supply?	□Yes □No
If Yes:	
Name of district or service area:	
<ul> <li>Does the existing public water supply have capacity to serve the proposal?</li> </ul>	□Yes□No
• Is the project site in the existing district?	☐ Yes ☐ No
<ul><li>Is expansion of the district needed?</li></ul>	☐ Yes☐ No
<ul><li>Do existing lines serve the project site?</li></ul>	☐ Yes☐ No
iii. Will line extension within an existing district be necessary to supply the project?	□Yes □No
If Yes:  • Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
iv. Is a new water supply district or service area proposed to be formed to serve the project site?	
If, Yes:	☐ Yes☐No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
Proposed source(s) of supply for new district:	
v. If a public water supply will not be used, describe plans to provide water supply for the project:	
vi. If water supply will be from wells (public or private), what is the maximum pumping capacity:	gallons/minute.
d. Will the proposed action generate liquid wastes?	□Yes□No
If Yes:	<del>_</del> _
i. Total anticipated liquid waste generation per day: gallons/day	
ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe approximate volumes or proportions of each):	oe all components and
iii. Will the proposed action use any existing public wastewater treatment facilities?  If Yes:	□Yes □No
Name of wastewater treatment plant to be used:	
Name of district:     Does the existing westerness treatment of the control	
Does the existing wastewater treatment plant have capacity to serve the project?  Is the project site in the existing district?	☐Yes ☐No
<ul> <li>Is the project site in the existing district?</li> <li>Is expansion of the district needed?</li> </ul>	□Yes□No □Yes□No

Do existing sewer lines serve the project site?	∐Yes □No
<ul> <li>Will a line extension within an existing district be necessary to serve the project?</li> </ul>	∐Yes □No
If Yes:	
Describe extensions or capacity expansions proposed to serve this project:	
5. Will a second of the second	
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?  If Yes:	□Yes □No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
What is the receiving water for the wastewater discharge?    Complete Control of the Control of the Wastewater discharge?	
<ul> <li>If public facilities will not be used, describe plans to provide wastewater treatment for the project, including spec receiving water (name and classification if surface discharge or describe subsurface disposal plans):</li> </ul>	ifying proposed
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:	
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction?  If Yes:	∐Yes □No
i. How much impervious surface will the project create in relation to total size of project parcel?  Square feet or acres (impervious surface)	
Square feet or acres (parcel size)  ii. Describe types of new point sources	
iti. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent p groundwater, on-site surface water or off-site surface waters)?	roperties,
If to surface waters, identify receiving water bodies or wetlands:	
Will stormwater runoff flow to adjacent properties?	□Yes□No
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?	☐Yes☐No
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations?	□Yes □No
If Yes, identify:  i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)	
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)	
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)	
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit?	□Yes□No
f Yes:  Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet	∐Yes□No
ambient air quality standards for all or some parts of the year)	1 00110
i. In addition to emissions as calculated in the application, the project will generate:	
Tons/year (short tons) of Carbon Dioxide (CO <sub>2</sub> )  Tons/year (short tons) of Nitrons Oxide (NO)	
<ul> <li>Tons/year (short tons) of Nitrous Oxide (N<sub>2</sub>O)</li> <li>Tons/year (short tons) of Perfluorocarbons (PFCs)</li> </ul>	
• Tons/year (short tons) of Pernuorocarbons (PPCs) • Tons/year (short tons) of Sulfur Hexafluoride (SF <sub>6</sub> )	
•Tons/year (short tons) of Suttur Hexandoride (SF <sub>6</sub> ) •Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)	
• Tons/year (short tons) of Hazardous Air Pollutants (HAPs)	

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?  If Yes:  i. Estimate methane generation in tons/year (metric):	□Yes□No
<ul> <li>i. Estimate methane generation in tons/year (metric):</li> <li>ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to g electricity, flaring):</li> </ul>	enerate heat or
<ul> <li>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations?</li> <li>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):</li> </ul>	□Yes□No
<ul> <li>j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services?</li> <li>If Yes: <ul> <li>i. When is the peak traffic expected (Check all that apply):</li></ul></li></ul>	□Yes□No
<ul> <li>iii. Parking spaces: Existing Proposed Net increase/decrease</li></ul>	□Yes□No
<ul> <li>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy?</li> <li>If Yes: <ul> <li>i. Estimate annual electricity demand during operation of the proposed action:</li> </ul> </li> <li>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/lother):</li> </ul>	
<ul> <li>iii. Will the proposed action require a new, or an upgrade, to an existing substation?</li> <li>1. Hours of operation. Answer all items which apply.</li> <li>i. During Construction:</li> <li>ii. During Operations:</li> </ul>	∐Yes∐No
i. During Construction:       ii. During Operations:         • Monday - Friday:       • Monday - Friday:         • Saturday:       • Saturday:         • Sunday:       • Sunday:         • Holidays:       • Holidays:	

<ul> <li>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?</li> <li>If yes:</li> <li>i. Provide details including sources, time of day and duration:</li> </ul>	□Yes □No
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?  Describe:	☐ Yes ☐ No
n. Will the proposed action have outdoor lighting?  If yes:  i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:	□Yes□No
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?  Describe:	□Yes□No
o. Does the proposed action have the potential to produce odors for more than one hour per day?  If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:	□Yes □No
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage?  If Yes:  i. Product(s) to be stored  ii. Volume(s) per unit time (e.g., month, year)  iii. Generally, describe the proposed storage facilities:	□Yes□No
<ul> <li>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation?</li> <li>If Yes: <ul> <li>i. Describe proposed treatment(s):</li> </ul> </li> </ul>	☐ Yes ☐No
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No
r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)?  If Yes:  i. Describe any solid waste(s) to be generated during construction or operation of the facility:  • Construction:  • Operation:  tons per  (unit of time)  ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste  • Construction:	☐ Yes ☐No :
• Operation:	
<ul> <li>iii. Proposed disposal methods/facilities for solid waste generated on-site:</li> <li>Construction:</li> </ul>	
Operation:	

s. Does the proposed action include construction or modi-	fication of a solid waste m	nanagement facility?	Yes No
If Yes:		_	
<ul> <li>i. Type of management or handling of waste proposed other disposal activities):</li> </ul>			g, landfill, or
ii. Anticipated rate of disposal/processing:			
• Tons/month, if transfer or other non-c	ombustion/thermal treatm	vent or	
• Tons/hour, if combustion or thermal t		ient, or	
iii. If landfill, anticipated site life:	years		
t. Will the proposed action at the site involve the commer	cial generation treatment	storage or disposal of hazard	Oue TVec No
waste?	olai Bollozation, irealinont	, storage, or disposar or mazard	Dus [ ] I Cs [ ] I VO
If Yes:			
i. Name(s) of all hazardous wastes or constituents to be	generated, handled or ma	naged at facility:	
ii. Generally describe processes or activities involving h	azardous wastes or consti	tuenta:	<u> </u>
	azardous wastes of consti	tuenes.	
iii. Specify amount to be handled or generatedto	ns/month		
iv. Describe any proposals for on-site minimization, recy	cling or reuse of hazardo	us constituents:	
v. Will any hazardous wastes be disposed at an existing	offsite hazardous waste fa	acility?	Yes No
If Yes: provide name and location of facility:			
If No: describe proposed management of any hazardous v	vastes which will not be s	ent to a hazardous waste facilit	y:
E. Site and Setting of Proposed Action			
E.1. Land uses on and surrounding the project site			
a. Existing land uses.			
i. Check all uses that occur on, adjoining and near the	project site.		
☐ Urban ☐ Industrial ☐ Commercial ☐ Reside	ential (suburban) 🛮 🗷 Ru	ıral (non-farm)	
Forest Agriculture Aquatic Other	(specify):		
ii. If mix of uses, generally describe:			
b. Land uses and covertypes on the project site.			
Land use or	Current	Acreage After	Change
Covertype	Acreage	Project Completion	(Acres +/-)
<ul> <li>Roads, buildings, and other paved or impervious surfaces</li> </ul>			
Forested			
Meadows, grasslands or brushlands (non-			
agricultural, including abandoned agricultural)		·	
Agricultural			
(includes active orchards, field, greenhouse etc.)			
Surface water features	•		
(lakes, ponds, streams, rivers, etc.)			
Wetlands (freshwater or tidal)			
Non-vegetated (bare rock, earth or fill)			-
• Other			
Other     Describe:			

c. Is the project site presently used by members of the community for public recreation?  i. If Yes: explain:	□Yes□No
<ul> <li>d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site?</li> <li>If Yes,</li> <li>i. Identify Facilities:</li> </ul>	∐Yes∐No
e. Does the project site contain an existing dam?  If Yes:  i. Dimensions of the dam and impoundment:  Dam height: Dam length: Surface area:  e. Surface area:  general feet acres	□Yes□No
Volume impounded: gallons OR acre-feet	
ii. Dam's existing hazard classification:  iii. Provide date and summarize results of last inspection:	
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility Yes:	□Yes□No lity?
i. Has the facility been formally closed?	☐Yes☐ No
If yes, cite sources/documentation:	
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:	
iii. Describe any development constraints due to the prior solid waste activities:	
<ul> <li>g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste?</li> <li>If Yes:</li> <li>i. Describe waste(s) handled and waste management activities, including approximate time when activities occurr</li> </ul>	□Yes□No
2. Describe waste(s) handled and waste management activities, including approximate time when activities occurr	ea:
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site?  If Yes:	☐Yes☐ No
<ul> <li>i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:</li> </ul>	□Yes□No
☐ Yes - Spills Incidents database       Provide DEC ID number(s):         ☐ Yes - Environmental Site Remediation database       Provide DEC ID number(s):         ☐ Neither database       Provide DEC ID number(s):	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s):	□Yes□No
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	

ν. Is the project site subject to an institutional control limiting property uses?	□Yes□No
<ul> <li>If yes, DEC site ID number:</li> <li>Describe the type of institutional control (e.g., deed restriction or easement):</li> </ul>	
<ul> <li>Describe any use limitations:</li> <li>Describe any engineering controls:</li> </ul>	
Will the project affect the institutional or engineering controls in place?	□Yes□No
Explain:	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site? feet	
b. Are there bedrock outcroppings on the project site?	☐ Yes ☐ No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
c. Predominant soil type(s) present on project site:	
9/	
9/	)
d. What is the average depth to the water table on the project site? Average: feet	E
e. Drainage status of project site soils: Well Drained: % of site	
Moderately Well Drained: % of site	
Poorly Drained % of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site 10-15%: % of site	
15% or greater:% of site	
g. Are there any unique geologic features on the project site?	☐Yes☐No
If Yes, describe:	
	-
h. Surface water features.	
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers,	□Yes□No
ponds or lakes)?  ii. Do any wetlands or other waterbodies adjoin the project site?	∐Yes∐No
If Yes to either $i$ or $ii$ , continue. If No, skip to E.2.i.	
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal,	□Yes□No
state or local agency?	
<ul> <li>iv. For each identified regulated wetland and waterbody on the project site, provide the following information:</li> <li>Streams: Name Classification</li> </ul>	
I also on Bonda, Name	
wetlands: Name Approximate Size	
• Wetland No. (if regulated by DEC)	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies?	☐Yes ☐No
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	□Yes □No
j. Is the project site in the 100-year Floodplain?	□Yes □No
k. Is the project site in the 500-year Floodplain?	□Yes □No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?	□Yes□No
If Yes:	
i. Name of aquifer:	

un Idontification and in a district in the control of the control	
m. Identify the predominant wildlife species that occupy or use the project site:	
n. Does the project site contain a designated significant natural community?	□Yes □No
If Yes:	T 1 c2 T 140
i. Describe the habitat/community (composition, function, and basis for designation):	
ii. Source(s) of description or evaluation:	
iii. Extent of community/habitat:	
• Currently: acres	
Following completion of project as proposed:	
• Gain or loss (indicate + or -):	
o Dogganiciotolia anti-	
o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as	☐ Yes☐No
endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened spec	ies?
If Yes:	
i. Species and listing (endangered or threatened):	
p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of	□Yes□No
special concern?	
If Yes:	
i. Species and listing:	
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing?	∐Yes ∏No
If yes, give a brief description of how the proposed action may affect that use:	
E.3. Designated Public Resources On or Near Project Site	
a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to	□Yes □No
Agriculture and Markets Law, Article 25-AA, Section 303 and 304?	
If Yes, provide county plus district name/number:	
b. Are agricultural lands consisting of highly productive soils present?	□Yes □No
i. If Yes: acreage(s) on project site?	
ii. Source(s) of soil rating(s):	
c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National	☐Yes ☐No
Natural Landmark?	[] 1 c2[[100
If Yes:	
i. Nature of the natural landmark:	
ii. Provide brief description of landmark, including values behind designation and approximate size/extent:	
d. Is the project site located in or does it adjoin a state listed Critical Environmental Area?	□Yes□No
If Yes:	
i. CEA name:	
ii. Basis for designation:	
iii, Designating agency and date:	<del></del>

e. Does the project site contain, or is it substantially contiguous to, a but which is listed on the National or State Register of Historic Places, of Office of Parks, Recreation and Historic Preservation to be eligible for If Yes:  i. Nature of historic/archaeological resource: Archaeological Site ii. Name:  iii. Brief description of attributes on which listing is based:	r that has been determined by the Commission	☐ Yes☐ No oner of the NYS aces?
f. Is the project site, or any portion of it, located in or adjacent to an ar- archaeological sites on the NY State Historic Preservation Office (SF	ea designated as sensitive for IPO) archaeological site inventory?	∐Yes∐No
<ul> <li>g. Have additional archaeological or historic site(s) or resources been in If Yes:</li> <li>i. Describe possible resource(s):</li> <li>ii. Basis for identification:</li> </ul>	* 5	□Yes□No
<ul> <li>h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource?</li> <li>If Yes: <ul> <li>i. Identify resource:</li> </ul> </li> </ul>		∐Yes ∏No
ii. Nature of, or basis for, designation (e.g., established highway overl	ook, state or local park, state historic trail or	scenic byway,
etc.):  iii. Distance between project and resource:	niles.	
<ul> <li>i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666?</li> <li>If Yes:</li> </ul>	e Wild, Scenic and Recreational Rivers	∏Yes∏No
<ul><li>i. Identify the name of the river and its designation:</li><li>ii. Is the activity consistent with development restrictions contained in</li></ul>	ı 6NYCRR Part 666?	∐Yes □No
F. Additional Information Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.		npacts plus any
G. Verification I certify that the information provided is true to the best of my knowledge.	edge.	
Applicant/Sponsor Name William Wenzel	Date	
Signature	Title	

#### Agency Use Only [If applicable]

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

Project: Zoning Amendment

Date: 1223/2024

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.

1. 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.	₽no		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		
<ul> <li>c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.</li> </ul>	E2a		
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a		
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e		
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.	B1i		
h. Other impacts:			

2. Impact on Geological Features  The proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may result in the modified to the proposed action may be action to the proposed action may result in the modified to the proposed action may be action to the proposed	fication on doctoration of an inhibit	·.		
The proposed action may result in the modi access to, any unique or unusual land forms		ıı <b>☑</b> NO		YES
minerals, fossils, caves). (See Part 1. E.2.g)	)	_	_	
If "Yes", answer questions a - c. If "No", r	nove on to Section 3.	Relevant	No, or	Moderate
		Part I	small	to large
		Question(s)	impact may occur	impact may occur
a. Identify the specific land form(s) attached:		E2g		
b. The proposed action may affect or is adjacent to a registered National Natural Landmark.  Specific feature:		E3c		
c. Other impacts:				
3. Impacts on Surface Water  The proposed action may affect one or more	wationds or other surface	✓NO	<b>.</b>	VEC
The proposed action may affect one or more bodies (e.g., streams, rivers, ponds or lakes <i>If "Yes", answer questions a - l. If "No", n</i>	). (See Part 1. D.2, E.2.h)	<b>∠</b> INO	' Ц	YES
		Relevant	No, or	Moderate
		Part I Question(s)	small impact may occur	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 d 10 acre increase or decrease in the surface area of		D2b		<b>I</b>
c. The proposed action may involve dredging more to from a wetland or water body.	han 100 cubic yards of material	D2a		
d. The proposed action may involve construction wit tidal wetland, or in the bed or banks of any other v		E2h		
e. The proposed action may create turbidity in a water runoff or by disturbing bottom sediments.	erbody, either from upland erosion,	D2a, D2h		
f. The proposed action may include construction of of water from surface water.	ne or more intake(s) for withdrawal	D2c		
g. The proposed action may include construction of of wastewater to surface water(s).	one or more outfall(s) for discharge	D2d		
h. The proposed action may cause soil erosion, or off stormwater discharge that may lead to siltation or water bodies.		D2e		
i. The proposed action may affect the water quality of downstream of the site of the proposed action.	f any water bodies within or	E2h		
j. The proposed action may involve the application o around any water body.	f pesticides or herbicides in or	D2q, E2h		
k. The proposed action may require the construction wastewater treatment facilities.	of new, or expansion of existing,	D1a, D2d		

1. Other impacts:			
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.	₽NO er.	) <u></u>	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		
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer.  Cite Source:	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	П	
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:			
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.	<b>⊘</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 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?	Ele		

g. Other impacts:			, П
6. Impacts on Air  The proposed action may include a state regulated air emission source.  (See Part 1. D.2.f., D.2.h, D.2.g)  If "Yes", answer questions a - f. If "No", move on to Section 7.	₽NO		YES
	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>i. More than 1000 tons/year of carbon dioxide (CO<sub>2</sub>)</li> <li>ii. More than 3.5 tons/year of nitrous oxide (N<sub>2</sub>O)</li> <li>iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)</li> <li>iv. More than .045 tons/year of sulfur hexafluoride (SF<sub>6</sub>)</li> <li>v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions</li> </ol> </li> </ul>	D2g D2g D2g D2g D2g		
vi. 43 tons/year or more of methane	D2h		
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.	D2g		
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.	D2f, D2g		
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g		
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s		
f. Other impacts:			
			·
7. 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.	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		
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.	E2p		
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.	E2p		

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	Е3с		
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:			
	<u></u>		
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.	and b.)	NO	YES
	l m	~~	
	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.	Part I	small impact	to large impact may
	Part I Question(s)	small impact may occur	to large impact may occur
NYS Land Classification System.  b. The proposed action may sever, cross or otherwise limit access to agricultural land	Part I Question(s)	small impact may occur	to large impact may occur
<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of</li> </ul>	Part I Question(s) E2c, E3b E1a, Elb	small impact may occur	to large impact may occur
<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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</li> </ul>	Part I Question(s)  E2c, E3b  E1a, Elb  E3b	small impact may occur	to large impact may occur
<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land</li> </ul>	Part I Question(s)  E2c, E3b  E1a, Elb  E3b  E1b, E3a	small impact may occur	to large impact may occur
<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land management system.</li> <li>f. The proposed action may result, directly or indirectly, in increased development</li> </ul>	Part I Question(s)  E2c, E3b  E1a, E1b  E3b  E1b, E3a  E1 a, E1b  C2c, C3,	small impact may occur	to large impact may occur
<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land management system.</li> <li>f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.</li> <li>g. The proposed project is not consistent with the adopted municipal Farmland</li> </ul>	Part I Question(s)  E2c, E3b  E1a, Elb  E3b  E1b, E3a  El a, E1b  C2c, C3, D2c, D2d	small impact may occur	to large impact may occur

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.	<b>∠</b> 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		8
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h		
f. There are similar projects visible within the following distance of the proposed project:  0-1/2 mile  ½ -3 mile  3-5 mile  5+ mile	Dia, Ela, Dif, Dig		
g. Other impacts:			
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.) If "Yes", answer questions a - e. If "No", go to Section 11.	<b>√</b> N0	) [	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		
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.	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		

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:			
<ol> <li>The proposed action may result in the destruction or alteration of all or part of the site or property.</li> </ol>	E3e, E3g, E3f		
<ol> <li>The proposed action may result in the alteration of the property's setting or integrity.</li> </ol>	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		
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.	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:			
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.	✓ NO	o 🔲	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>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.</li> </ul>	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		П
c. Other impacts:			

13. Impact on Transportation			
The proposed action may result in a change to existing transportation systems (See Part 1. D.2.j)	s. No	o 🔲	YES
If "Yes", answer questions a - f. If "No", go to Section 14.			
	Relevant Part I Question(s)	No, or small impact	Moderate to large impact may
a. Projected traffic increase may exceed capacity of existing road network.	D2j	may occur	occur
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		
f. Other impacts:			
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.	N	D []	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 ligh (See Part 1. D.2.m., n., and o.)  If "Yes", answer questions a - f. If "No", go to Section 16.			YES
	1 200 0	No, or	Moderate
	Relevant Part I Question(s)	small impact may occur	to large impact may occur
The proposed action may produce sound above noise levels established by local regulation.	Part I	small impact	to large impact may
<ul> <li>a. The proposed action may produce sound above noise levels established by local regulation.</li> <li>b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.</li> <li>c. The proposed action may result in routine odors for more than one hour per day.</li> </ul>	Part I Question(s)	small impact may occur	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, Ela						
f. Other impacts:							
16. Impact on Human Health  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. and h.)  If "Yes", answer questions a - m. If "No", go to Section 17.							
	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.	Eld	П					
b. The site of the proposed action is currently undergoing remediation.	Elg, Elh						
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).	Elg, Elh						
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		П				
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						
<ul> <li>k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.</li> </ul>	E1f, E1g						
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r						
m. Other impacts:							

17. Consistency with Community Plans			
The proposed action is not consistent with adopted land use plans.	NO	Y	ES
(See Part 1. C.1, C.2. and C.3.)	<del>_</del>		
If "Yes", answer questions a - h. 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		П
h. Other:			П
18. Consistency with Community Character  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.	NO		/ES
The proposed project is inconsistent with the existing community character.	Relevant Part I Question(s)	No, or small impact may occur	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)	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.  a. The proposed action may replace or eliminate existing facilities, structures, or areas	Relevant Part I Question(s)	No, or small impact may occur	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.  a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g.	Relevant Part I Question(s) E3e, E3f, E3g	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where	Relevant Part I Question(s)  E3e, E3f, E3g  C4  C2, C3, D1f	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.  d. The proposed action may interfere with the use or enjoyment of officially recognized	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
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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.  d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.  e. The proposed action is inconsistent with the predominant architectural scale and	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

Project: Local Law #1 2025 Date: 12/23/2024

# Full Environmental Assessment Form Part 3 - Evaluation of the Magnitude and Importance of Project Impacts Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

## **Reasons Supporting This Determination:**

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact

<ul> <li>For Condition</li> </ul>	onal Negative Declaration	s identify the specific con	adition(s) impose	ed that will modify the	proposed action so that
	nt adverse environmental:		\	•	1 1
<ul> <li>Attach addi</li> </ul>	tional sheets, as needed.	-			
System (BESS) and to up the Town of Duanesburg	v #1 for 2025 Amending the Top pdate the permitted public utili Town Board for potential env Impacts. None of the potentia	ity use to prohibit BESS, title ironmental impacts in accord	d "BESS restriction tance with the SEC	ns in the Town of Duanest QRA Full Environmental As	ourg has been evaluated by seessment Form, Part 2-
	Determination	of Significance - T	ype 1 and Un	listed Actions	
SEQR Status:	✓ Type 1	Unlisted			
Identify portions of I	EAF completed for this Pro	oiect: Part 1	Part 2	Part 3	

Upon review of the information recorded on this EAF, as noted, plus this additional support information	_
and considering both the magnitude and importance of each identified potential impact, it is the conclusion of theas lead agency that:	_
A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.	
B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:	
	- - -
There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).	
C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.	se
Name of Action: Local Law #1 2025 amending the Town Zoning Ordinance definition of Public Utility and to add definition Battery Energy Storage	
Name of Lead Agency: Town Board Town of Duanesburg	
Name of Responsible Officer in Lead Agency: William Wenzel	
Title of Responsible Officer: Town Supervisor	
Signature of Responsible Officer in Lead Agency:  Date:	
Signature of Preparer (if different from Responsible Officer) Carol Sowycz  Date:	
For Further Information:	
Contact Person: Jennifer Howe	
Address: 5853 Western Turnpike, Duanesburg NY 12056	
Telephone Number: 518-895-8920	
E-mail: jhowe@duanesburg.net	
For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:	
Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of) Other involved agencies (if any) Applicant (if any) Environmental Notice Bulletin: <a href="http://www.dec.ny.gov/enb/enb.html">http://www.dec.ny.gov/enb/enb.html</a>	

# TOWN OF DUANESBURG Local Law No. 2 For the Year 2025 Adopted January 23, 2025

BE IT ENACTED by the Town Board of the Town of Duanesburg as follows:

#### Section 1. Title

A local law to amend the Wind Law local law 2 of 2018 to prohibit Battery Energy Storage Systems ("BESS"), titled "Wind Energy Law BESS Restrictions."

# Section 2. Purpose.

BESS pose a unique safety hazard with regard to the technology used in such batteries and the tendency of the batteries to catch fire. The Town relies upon its volunteer fire companies to combat fires in the Town and in the evacuation of homeowners when necessary. Most of these BESS are remote monitored which means that often no or little notice is provided to the Town and first responders when such fires occur. Moreover, in the majority of the Town there is no public water available for fire fighting which places additional burdens on the volunteer fire companies.

# Section 3. Authority

This local law is adopted pursuant to Sections 10 and 22 of Municipal Home Rule Law. The Town Board after careful review has determined that it is in the public health, safety and welfare, not to allow utility scale BESS whether associated with the electric transmission grid or with solar or wind projects.

#### Section 4.

Repeal Wind Energy Law Section Six subsection 10 and replace with the following:

"All electrical and control equipment, including any battery and storage cells, shall be labeled and secured to prevent unauthorized access. Such equipment."

## Section 5. Battery Energy Storage Systems

Repeal Section 7(2)B in its entirety and replace with the following:

"Battery Energy Storage Systems are prohibited."

## Section 6. Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of Duanesburg, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

#### Section 7. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

#### Section 8. Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.

ZONING COORDINATION REF SCHENECTADY COUNTY DEPT. OF ECONOMIC DEVEL Recommendations shall be made within 30 days after receip proposed action.  FROM: Legislative Body Zoning Board of Appeals Planning Board  To: Schenectady County Department of Economic Dev Schaffer Heights, 107 Nott Terrace, Suite 303	OPMENT & PLANNING t of a full statement of the	For Use By SCDEDP  Received 1-7-25 Case No. 10-2-25 Returned 1-19-25  Municipality: Fown of Duanesburg  tel.) 386-2225 fax) 382-55386eived
Schenectedy, NY 12308	•	Schenectady County
ACTION:  Zoning Code/Law Amendment Zoning Map Amendment Subdivision Review Site Plan Review	Special Permit Use Variance Area Variance Other (specify)	JAN 07 2025  Economic Development and Planning Dept.
PUBLIC HEARING OR MEETING DATE: 01/09/2025		
SUBJECT: Local Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("BESS"), titled "Wind Energy Law No. 2 of 2025," A local law to amend the Storage Systems ("Bessel"), titled "Wind Energy Law No. 2 of 2025," A local	w BESS Restrictions." plication. ax Map I.D. number if availat form and all other materials gnificance pursuant to the sta	ole) required by the referring body the environmental quality review
<ol> <li>This zoning case is forwarded to your office for review Article 12-B of the General Municipal Law, New York S</li> </ol>		239-I, 239-m and 239-n of
<ol><li>This material is sent to you for review and recommend is located within 500 feet of the following:</li></ol>	ation because the property at	fected by the proposed action
the boundary of any city, village or town; the boundary of any existing or proposed Courthe right-of-way of any existing or proposed Counting the existing or proposed right-of-way of any state the County has established channel lines; the existing or proposed boundary of any Courthe existing or proposed boundary of any Courthstitution is situated; the boundary of a farm operation located in an agriculture and markets law. The referral requiof area variances.	ounty or State parkway, thruw ream or drainage channel ow nty or State-owned land on w agricultural district, as define	ray, expressway, road or ned by the County or for which hich a public building or and by Article 25-AA of the
SUBMITTED BY:		
Name: Carol Sowycz	Title: Deputy Town Clerk	
Address: 5853 Western Turnpike Duanesburg, NY 12056	/m./	A
E-mail: csowycz@duanesburg.net	Phone: (518) 895-2040	
Signature Source	Date: 13/23/24	OWN CZES
		JAN 1 6 2025



# **PLANNING & ZONING COORDINATION REFERRAL**

Case No	Applicant	
Referring Officer Carol Sowycz	Municipality_Duanesburg	
Considerations: Proposed local law to amend the Wind Law (LL 2 of 2018) to prohibit Battery Ene Storage Systems.		
RECOMMEN	DATION	
Receipt of zoning referral is acknowledged on January 7, 2 undersigned Commissioner of Economic Development an under the Schenectady County Charter the powers and du proposed action stated on the opposite side of this form a	d Planning of the County of Schenectady (having uties of a County Planning Board) has reviewed the	
*Approve of the proposal.		
Defer to local consideration (No significant county-w	ide or inter-community impact)	
Modify/Conditionally Approve. Conditions:		
Advisory Note:		
Disapprove. Reason:		
*A recommendation of approval should not be interpreted that the opposed action has met certain County considers		
Section 239-m of the general Municipal Law requires that within 30 days after final action, the referring body shall file a report of the final action it has taken with the Schenectady County Department of Economic Development and Planning. A referring body which acts contrary to a recommendation of modification or disapproval of a proposed action shall set forth the reasons for the contrary action in such report.		
/ / 9 / 25 Date	Ray Gillen, Commissioner Economic Development and Planning	

# Full Environmental Assessment Form Part 1 - Project and Setting

#### **Instructions for Completing Part 1**

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

#### A. Project and Applicant/Sponsor Information.

Name of Action or Project: Town of Duanesburg Local Law #2 of 2025		
Project Location (describe, and attach a general location map):		
Town of Duanesburg		•
Brief Description of Proposed Action (include purpose or need):		
A Local Law to amend the Wind Law, Local Law 2 of 2018 to prohibit Battery Energy Storage Restrictions."	Systems ("BESS"), titled "Wind Ene	rgy Law BESS
Name of Applicant/Sponsor:	Telephone: 518-895-8920	
Town of Duanesburg	E-Mail:	•
Address: 5853 Western Turnpike	I	
City/PO: Duanesburg	State: New York	Zip Code: 12056
Project Contact (if not same as sponsor; give name and title/role):	Telephone: 518-895-2331	1
William Wenzel, Town Supervisor	E-Mail: wwenzel@duanesburg.net	
Address: 5853 Western Turnpike		
City/PO: Duanesburg	State: New York	Zip Code: 12056
Property Owner (if not same as sponsor):	Telephone:	
	E-Mail:	
Address:	I	
City/PO:	State:	Zip Code:

# B. Government Approvals

B. Government Approvals, Funding, or Sponsesistance.)	onsorship. ("Funding" includes grants, loans, to	ax relief, and any other	forms of financial
Government Entity	If Yes: Identify Agency and Approval(s) Required	Applicatio (Actual or p	
a. City Council, Town Board,   ☑Yes ☐No or Village Board of Trustees	Town Board	12/23/2024	
b. City, Town or Village ☐Yes☐No Planning Board or Commission			
c. City, Town or ☐Yes☐No Village Zoning Board of Appeals			
d. Other local agencies Yes No			
e. County agencies ✓Yes ☐No	County Planning	12/23/2024	
f. Regional agencies ☐Yes☐No			
g. State agencies ☐Yes☐No			
h. Federal agencies Yes No			
<ul><li>i. Coastal Resources.</li><li>i. Is the project site within a Coastal Area,</li></ul>	or the waterfront area of a Designated Inland W	Vaterway?	□Yes □No
<ul><li>ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?</li><li>iii. Is the project site within a Coastal Erosion Hazard Area?</li></ul>		□ Yes□No □ Yes□No	
C. Planning and Zoning		<b>\</b>	
C.1. Planning and zoning actions.			
<ul> <li>only approval(s) which must be granted to ena</li> <li>If Yes, complete sections C, F and G.</li> </ul>		-	<b>☑</b> Yes □No
C.2. Adopted land use plans.			
where the proposed action would be located	illage or county) comprehensive land use plan(s?	,	<b>∠</b> Yes□No
If Yes, does the comprehensive plan include sy would be located?	pecific recommendations for the site where the p	proposed action	<b>∠</b> Yes□No
	local or regional special planning district (for enated State or Federal heritage area; watershed		∐Yes⊿No
c. Is the proposed action located wholly or no	rtially within an area listed in an adopted munic	inglopen space plan	Was No
or an adopted municipal farmland protection of Yes, identify the plan(s):		грал орен space pia <b>n</b> ,	<b>Z</b> Yes <b>□</b> No

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	✓ Yes□No
b. Is the use permitted or allowed by a special or conditional use permit?	☑ Yes□ No
<ul><li>c. Is a zoning change requested as part of the proposed action?</li><li>If Yes,</li><li>i. What is the proposed new zoning for the site?</li></ul>	□Yes <b>Z</b> No
C.4. Existing community services.	
a. In what school district is the project site located? Duanesburg ,Schalmont, Amsterdam, Schoharie,Berne Knox	
b. What police or other public protection forces serve the project site? NYS Police, Schenectady County Sheriff Department	
c. Which fire protection and emergency medical services serve the project site?  Duanesburg, Esperance, Mariaville, Quakerstreet, Delanson, Burtonsville Fire Protection, Duanesburg Ambulance, Esperance Ambu	lance
d. What parks serve the project site? Shafer Park, Van Patten, Veterans Park	
D. Project Details	
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed components)?	, include all
b. a. Total acreage of the site of the proposed action? acres	-
b. Total acreage to be physically disturbed? acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres	
<ul> <li>c. Is the proposed action an expansion of an existing project or use?  i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles square feet)? % Units:</li></ul>	☐ Yes☐ No housing units,
d. Is the proposed action a subdivision, or does it include a subdivision?	□Yes □No
If Yes,  i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	:
<ul><li>ii. Is a cluster/conservation layout proposed?</li><li>iii. Number of lots proposed?</li></ul>	□Yes □No
iv. Minimum and maximum proposed lot sizes? Minimum Maximum	
<ul> <li>e. Will the proposed action be constructed in multiple phases?</li> <li>i. If No, anticipated period of construction: months</li> <li>ii. If Yes:</li> </ul>	∐Yes □No
<ul> <li>Total number of phases anticipated</li> <li>Anticipated commencement date of phase 1 (including demolition) month year</li> <li>Anticipated completion date of final phase month year</li> <li>Generally describe connections or relationships among phases, including any contingencies where progressions.</li> </ul>	
determine timing or duration of future phases:	

f. Does the project include new res			-	□Yes□No
If Yes, show numbers of units pro				
One Family	Two Family	Three Family	Multiple Family (four or more)	1
Initial Phase		4-7		
At completion				
of all phases				
g. Does the proposed action include	le new non-residenti	al construction (inch	uding expansions)?	☐Yes☐No
If Yes,		,		
i. Total number of structures				
ii. Dimensions (in feet) of largest	proposed structure:	height;	width; andlength	
iii. Approximate extent of buildin				
h. Does the proposed action includ	le construction or ot	ner activities that wil	I result in the impoundment of any	□Yes□No
liquids, such as creation of a wa	iter supply, reservoii	, pond, lake, waste l	agoon or other storage?	
ii. If a water impoundment, the pr	incipal source of the	water:	Ground water Surface water strea	ms ClOther specify:
				ino Clouder speedig.
iii. If other than water, identify the	type of impounded	contained liquids an	d their source.	
iv Approximate size of the propo	sed impoundment	Volumos		
v. Dimensions of the proposed da	seu unpounament. em or impounding st	volume:	million gallons; surface area:height;length	acres
vi. Construction method/materials	for the proposed d	am or impounding st	ructure (e.g., earth fill, rock, wood, con	crete).
		or mile outside of	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	orotoj.
D.2. Project Operations				
a. Does the proposed action includ	e any excavation, m	ining, or dredging, d	uring construction, operations, or both	Yes No
(Not including general site prepa	aration, grading or in	stallation of utilities	or foundations where all excavated	
materials will remain onsite)				
If Yes:				
i. What is the purpose of the exca	vation or dredging?			
ii. How much material (including t	rock, earth, sedimen	ts, etc.) is proposed t	o be removed from the site?	
Volume (specify tons or conversely and dispersion of the conversely and dispersion of the conversely and the conversely are conversely are conversely and the conversely are conversely are conversely and the conversely are conversely	cubic yards):			
Over what duration of tim  iii Describe nature and characteris	ic?	sa avenuated or drad	ged, and plans to use, manage or dispos	a a £ 41
m. Describe nature and characteris	sucs of materials to t	e excavated of dred	ged, and plans to use, manage or dispos	e of them.
iv. Will there be onsite dewatering	g or processing of e	cavated materials?		Yes No
If yes, describe.				
	d 4			
v. What is the total area to be dree vi. What is the maximum area to be	dged or excavated?		acres	
vi. What would be the maximum	e worked at any one	time?	acres	
vii. What would be the maximum oviii. Will the excavation require bla	nepin of excavation	or dredging?	feet	
ix. Summarize site reclamation goa	als and nlan:			∐Yes ∏No
son sometime bloc recialitation got	tis und plant.			<del></del>
				ļ.
b. Would the proposed action caus				
b. Would the proposed action caus into any existing wetland, water	e or result in alterati	on of, increase or de	crease in size of, or encroachment	□Yes □No
b. Would the proposed action caus into any existing wetland, water If Yes:	e or result in alterati	on of, increase or de ach or adjacent area?	crease in size of, or encroachment	□Yes □No
<ul><li>into any existing wetland, water</li><li>If Yes:</li><li>i. Identify the wetland or waterbo</li></ul>	e or result in alterati rbody, shoreline, bea	on of, increase or de ach or adjacent area? affected (by name, v	crease in size of, or encroachment  water index number, wetland map numl	□Yes □No
into any existing wetland, water If Yes:	e or result in alterati rbody, shoreline, bea	on of, increase or de ach or adjacent area? affected (by name, v	crease in size of, or encroachment  water index number, wetland map numl	□Yes □No

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placemalteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in sq	ent of structures, or uare feet or acres:
ii. Will the proposed action cause or result in disturbance to bottom sediments?  If Yes, describe:	□Yes □No
iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?  If Yes:	☐ Yes ☐ No
a compared a constitution of the language of t	
Avnested across of aquatic vacatation remaining offer region to a value	
purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):	
proposed method of plant removal:	
• if chemical/herbicide treatment will be used, specify product(s):	
v. Describe any proposed reclamation/mitigation following disturbance:	
Will the proposed action use, or create a new demand for water?	☐Yes ☐No
Yes:	
i. Total anticipated water usage/demand per day: gallons/day	
i. Will the proposed action obtain water from an existing public water supply?	☐Yes ☐No
Yes:	
Name of district or service area:	
Does the existing public water supply have capacity to serve the proposal?  Let's a minimum the state of the serve the proposal.	☐ Yes ☐ No
• Is the project site in the existing district?	☐ Yes ☐ No
Is expansion of the district needed?  Provided to the district needed?	☐ Yes ☐ No
Do existing lines serve the project site?  Will line antennian milding an include the project site?	☐ Yes ☐ No
i. Will line extension within an existing district be necessary to supply the project?  Yes:	□Yes □No
Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
v. Is a new water supply district or service area proposed to be formed to serve the project site? Yes:	☐ Yes☐No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
Proposed source(s) of supply for new district:	
v. If a public water supply will not be used, describe plans to provide water supply for the project:	
i. If water supply will be from wells (public or private), what is the maximum pumping capacity:	_gallons/minute.
Will the proposed action generate liquid wastes?	☐ Yes ☐No
Yes:	
. Total anticipated liquid waste generation per day: gallons/day i. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe a	II aammananta and
approximate volumes or proportions of each):	~
. Will the proposed action use any existing public wastewater treatment facilities?	□Yes □No
If Yes:	
Name of wastewater treatment plant to be used:	
Name of district:	
Does the existing wastewater treatment plant have capacity to serve the project?	☐ Yes ☐ No
• Is the project site in the existing district?	□Yes □No
• Is expansion of the district needed?	□Yes □No

Do existing sewer lines serve the project site?	∐Yes □No
Will a line extension within an existing district be necessary to serve the project?	☐Yes ☐No
If Yes:	
Describe extensions or capacity expansions proposed to serve this project:	
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?	□Yes□No
If Yes:  • Applicant/sponsor for new district:	
Data application submitted on auticinated.	
What is the receiving water for the wastewater discharge?	
v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including speci	fying proposed
receiving water (name and classification if surface discharge or describe subsurface disposal plans):	
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:	
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point	□Yes □No
source (i.e. sheet flow) during construction or post construction?	
If Yes:	
i. How much impervious surface will the project create in relation to total size of project parcel?	
Square feet or acres (impervious surface)Square feet or acres (parcel size)	
ii. Describe types of new point sources.	
iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent p. groundwater, on-site surface water or off-site surface waters)?	roperties,
If to surface waters, identify receiving water bodies or wetlands:	
Will stormwater runoff flow to adjacent properties?	□Yes□No
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?	
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel	∐Yes □No
combustion, waste incineration, or other processes or operations?	
If Yes, identify:	
i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)	
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)	
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)	
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit,	☐Yes ☐No
or Federal Clean Air Act Title IV or Title V Permit?	TI YOU LIYYU
If Yes:	□\ <b>7</b> □\1
<i>i</i> . Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year)	□Yes□No
ii. In addition to emissions as calculated in the application, the project will generate:	
•Tons/year (short tons) of Carbon Dioxide (CO <sub>2</sub> )	
• Tons/year (short tons) of Nitrous Oxide (N <sub>2</sub> O)	
Tons/year (short tons) of Perfluorocarbons (PFCs)	
• Tons/year (short tons) of Sulfur Hexafluoride (SF <sub>6</sub> )	
<ul> <li>Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)</li> </ul>	
Tons/year (short tons) of Hazardous Air Pollutants (HAPs)	

<ul> <li>h, Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?</li> <li>If Yes: <ul> <li>i. Estimate methane generation in tons/year (metric):</li> </ul> </li> </ul>	□Yes□No
ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to a electricity, flaring):	generate heat or
<ul> <li>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations?</li> <li>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):</li> </ul>	∐Yes∏No
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services?  If Yes:  i. When is the peak traffic expected (Check all that apply):	Į.
<ul> <li>iii. Parking spaces: Existing Proposed Net increase/decrease</li> <li>iv. Does the proposed action include any shared use parking?</li> <li>v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing</li> <li>vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site?</li> <li>vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles?</li> </ul>	
viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes?	□Yes□No
<ul> <li>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy?</li> <li>If Yes:</li> <li>i. Estimate annual electricity demand during operation of the proposed action:</li> </ul>	
<ul><li>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid other):</li></ul>	
iii. Will the proposed action require a new, or an upgrade, to an existing substation?	□Yes□No
1. Hours of operation. Answer all items which apply. ii. During Operations:   i. During Construction: ii. During Operations:   ii. During Operations: Saturday:   iii. During Operations: Saturday:   Saturday: Saturday:   Sunday: Sunday:   Holidays: Holidays:	

<ul> <li>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?</li> <li>If yes:</li> </ul>	□Yes □No
i. Provide details including sources, time of day and duration:	
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?  Describe:	□Yes □No
n. Will the proposed action have outdoor lighting?	☐Yes ☐No
If yes:  i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structur	res:
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen?  Describe:	□Yes □No
<ul> <li>Does the proposed action have the potential to produce odors for more than one hour per day?         If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to near occupied structures:     </li> </ul>	□ Yes □ No est
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage?  If Yes:  i. Product(s) to be stored	☐ Yes ☐ No
ii. Volume(s) per unit time (e.g., month, year) iii. Generally, describe the proposed storage facilities:	
<ul> <li>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicide insecticides) during construction or operation?</li> <li>If Yes: <ul> <li>i. Describe proposed treatment(s):</li> </ul> </li> </ul>	es, Yes No
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No
<ul> <li>r. Will the proposed action (commercial or industrial projects only) involve or require the management or dispo of solid waste (excluding hazardous materials)?</li> <li>If Yes:</li> </ul>	sal Yes No
i. Describe any solid waste(s) to be generated during construction or operation of the facility:	
<ul> <li>Construction: tons per (unit of time)</li> <li>Operation: tons per (unit of time)</li> </ul>	
<ul> <li>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid w</li> <li>Construction:</li> </ul>	vaste:
• Operation:	
<ul> <li>iii. Proposed disposal methods/facilities for solid waste generated on-site:</li> <li>Construction:</li> </ul>	
Operation:	

s. Does the proposed action include construction or modi	fication of a solid waste m	nanagement facility?	☐ Yes ☐ No	
	for the site (e.g., recycling	or transfer station, composting	a landfill or	
<ul> <li>Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities):</li> </ul>				
ii. Anticipated rate of disposal/processing:				
•Tons/month, if transfer or other non-c		nent, or		
• Tons/hour, if combustion or thermal t	reatment			
iii. If landfill, anticipated site life:			المنظ	
t. Will the proposed action at the site involve the commer waste?	cial generation, treatment	, storage; or disposal of hazardo	ous Yes No	
If Yes:				
i. Name(s) of all hazardous wastes or constituents to be	generated, handled or ma	naged at facility:		
ii. Generally describe processes or activities involving h				
ii. Generally describe processes of activities involving in	lazardous wastes or constr			
iii. Specify amount to be handled or generatedto	ons/month			
iv. Describe any proposals for on-site minimization, rec	ycling or reuse of hazardo	us constituents:		
			····	
v. Will any hazardous wastes be disposed at an existing	offsite hazardous waste f	acility?	☐Yes ☐ No	
If Yes: provide name and location of facility:		·		
If No: describe proposed management of any hazardous	wastes which will not be s	ent to a hazardous waste facility	y:	
E. Site and Setting of Proposed Action				
E.1. Land uses on and surrounding the project site				
a. Existing land uses.				
i. Check all uses that occur on, adjoining and near the	project site.			
Urban Industrial Commercial Resid	ential (suburban) 🛮 🗷 Ri	ural (non-farm)		
Forest Agriculture Aquatic Other ii. If mix of uses, generally describe:	(specify):			
ii. If this of uses, generally describe.				
b. Land uses and covertypes on the project site.				
Land use or	Current	A amagas A flor	Classa	
Covertype	Acreage	Acreage After Project Completion	Change (Acres +/-)	
Roads, buildings, and other paved or impervious	11010060	r toject compiction	(Heres (1-)	
surfaces				
• Forested				
Meadows, grasslands or brushlands (non-				
agricultural, including abandoned agricultural)				
Agricultural				
(includes active orchards, field, greenhouse etc.)				
Surface water features  (lakes pounds streams givers etc.)				
(lakes, ponds, streams, rivers, etc.)  • Wetlands (freshwater or tidal)				
Town Together (Out of Took, Shirting)				
• Other				
Describe:				

c. Is the project site presently used by members of the community for public recreation?  i. If Yes: explain:	□Yes□No
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site?  If Yes,  i. Identify Facilities:	□Yes□No
e. Does the project site contain an existing dam?  If Yes:  i. Dimensions of the dam and impoundment:  Dam height: Dam length:  feet feet	∐Yes∐No
• Surface area: acres	
Volume impounded: gallons OR acre-feet  ii. Dam's existing hazard classification:  iii. Provide date and summarize results of last inspection:	
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facil If Yes:	□Yes□No lity?
i. Has the facility been formally closed?	□Yes□ No
If yes, cite sources/documentation:	
<ul> <li>ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:</li> <li>iii. Describe any development constraints due to the prior solid waste activities:</li> </ul>	
<ul> <li>g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste?</li> <li>If Yes: <ul> <li>i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred.</li> </ul> </li> </ul>	□Yes□No
1. Describe waste(s) handled and waste management activities, including approximate time when activities occurre	eu. 
<ul> <li>h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site?</li> <li>If Yes:</li> </ul>	□Yes□ No
<ul> <li>i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site</li> <li>Remediation database? Check all that apply:</li> </ul>	□Yes□No
☐ Yes - Spills Incidents database       Provide DEC ID number(s):         ☐ Yes - Environmental Site Remediation database       Provide DEC ID number(s):         ☐ Neither database       Provide DEC ID number(s):	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
<ul><li>iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database?</li><li>If yes, provide DEC ID number(s):</li></ul>	□Yes□No
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	

ν. Is the project site subject to an institutional control limiting property uses?	□Yes□No
If yes, DEC site ID number:     Describe the type of institutional control (e.g., deed restriction or easement):	
Describe any use limitations:     Describe any engineering controls:	
below the vighteeting controls.	
Will the project affect the institutional or engineering controls in place?	□Yes□No
Explain:	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site? feet	
b. Are there bedrock outcroppings on the project site?	Yes No
If Yes, what proportion of the site is comprised of bedrock outcroppings?	<del></del>
c. Predominant soil type(s) present on project site:	%
	%
	%
d. What is the average depth to the water table on the project site? Average: feet	
e. Drainage status of project site soils: Well Drained: % of site	
☐ Moderately Well Drained:% of site ☐ Poorly Drained % of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site 10-15%: % of site	
15% or greater: % of site	
g. Are there any unique geologic features on the project site?	∐Yes∐No
If Yes, describe:	
h. Surface water features.	
<ul> <li>i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)?</li> </ul>	□Yes□No
ii. Do any wetlands or other waterbodies adjoin the project site?	□Yes □No
If Yes to either i or ii, continue. If No, skip to E.2.i.	100001100
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency?	□Yes□No
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
• Streams: Name Classification	
Lakes or Ponds: Name Classification Approximate Size	·
• Wetland No. (if regulated by DEC)	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies?	☐Yes ☐No
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	□Yes □No
j. Is the project site in the 100-year Floodplain?	□Yes □No
k. Is the project site in the 500-year Floodplain?	∐Yes ∏No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?  If Yes:	∐Yes ∐No
i. Name of aquifer:	

m. Identify the predominant wildlife species that occupy or use the project site:	
<ul> <li>n. Does the project site contain a designated significant natural community?</li> <li>If Yes: <ul> <li>i. Describe the habitat/community (composition, function, and basis for designation):</li> </ul> </li> </ul>	□Yes □No
ii. Source(s) of description or evaluation:	
iii. Extent of community/habitat:	
• Currently: acre	s
Following completion of project as proposed:      Coin on long (indicate to a proposed)	
• Gain or loss (indicate + or -):	
<ul> <li>o. Does project site contain any species of plant or animal that is listed by the federal governdangered or threatened, or does it contain any areas identified as habitat for an endangered.</li> <li>i. Species and listing (endangered or threatened):</li> </ul>	agered or threatened species?
<ul> <li>p. Does the project site contain any species of plant or animal that is listed by NYS as respecial concern?</li> <li>If Yes: <ul> <li>i. Species and listing:</li> </ul> </li> </ul>	re, or as a species of □Yes□No
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or she If yes, give a brief description of how the proposed action may affect that use:	l fishing? ☐Yes☐No
E.3. Designated Public Resources On or Near Project Site	
<ul> <li>a. Is the project site, or any portion of it, located in a designated agricultural district certi Agriculture and Markets Law, Article 25-AA, Section 303 and 304?</li> <li>If Yes, provide county plus district name/number:</li> </ul>	fied pursuant to ☐Yes☐No
<ul> <li>b. Are agricultural lands consisting of highly productive soils present?</li> <li>i. If Yes: acreage(s) on project site?</li> <li>ii. Source(s) of soil rating(s):</li> </ul>	□Yes□No
<ul> <li>c. Does the project site contain all or part of, or is it substantially contiguous to, a registed Natural Landmark?</li> <li>If Yes: <ul> <li>i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Provide brief description of landmark, including values behind designation and appropriate the project site of the project</li></ul></li></ul>	cal Feature
d. Is the project site located in or does it adjoin a state listed Critical Environmental Area If Yes:  i. CEA name:	<del>-</del> -
ii. Basis for designation:	
iii. Designating agency and date:	

e. Does the project site contain, or is it substantially contiguous to, a but which is listed on the National or State Register of Historic Places, of Office of Parks, Recreation and Historic Preservation to be eligible for If Yes:  i. Nature of historic/archaeological resource: Archaeological Site	or that has been determined by the Commission for listing on the State Register of Historic Plants	☐ Yes☐ No oner of the NYS aces?
ii. Name: iii. Brief description of attributes on which listing is based:		
f. Is the project site, or any portion of it, located in or adjacent to an ar archaeological sites on the NY State Historic Preservation Office (SI	ea designated as sensitive for HPO) archaeological site inventory?	□Yes □No
<ul> <li>g. Have additional archaeological or historic site(s) or resources been in If Yes:</li> <li>i. Describe possible resource(s):</li> <li>ii. Basis for identification:</li> </ul>	1 0	∐Yes∏No
h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource?  If Yes:  i. Identify resource:		∐Yes∐No
i. Identify resource:  ii. Nature of, or basis for, designation (e.g., established highway overletc.):		scenic byway,
etc.):	niles.	
<ul> <li>i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666?</li> <li>If Yes: <ul> <li>i. Identify the name of the river and its designation:</li> </ul> </li> </ul>		□Yes□No
<ul><li>i. Identify the name of the river and its designation:</li><li>ii. Is the activity consistent with development restrictions contained in</li></ul>	n 6NYCRR Part 666?	∐Yes ∐No
F. Additional Information Attach any additional information which may be needed to clarify you law identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.	•	npacts plus any
G. Verification I certify that the information provided is true to the best of my knowl	edge.	
Applicant/Sponsor Name William Wenzel	Date	<del> </del>
Signature	Title	

#### Agency Use Only [If applicable]

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

	rigency osc only	[II applicable]
Project:	Zoning Amendment	
Date:	1223/2024	

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.

1. 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.	✓NO		YES
	Relevant Part I Question(s)	No, or smail 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		
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a		
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a		
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e		
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		
h. Other impacts:			

2.	*			
	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.	it <b>Z</b> NO	<u> </u>	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		
b.	The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark.  Specific feature:	E3c		
c.	Other impacts:			
~				
3.	Impacts on Surface Water  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)  If "Yes", answer questions a - l. If "No", move on to Section 4.	☑NO		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		
	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		
	The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d		

l. Other impacts:			
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.	<b>₽</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 require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c		
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer.  Cite Source:	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, E2l		
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> 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 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?	Ele		

g,	Other impacts:			
	-	1		
6.	The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g)  If "Yes", answer questions a - f. If "No", move on to Section 7.	✓NO		YES
		Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
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:  i. More than 1000 tons/year of carbon dioxide (CO <sub>2</sub> )  ii. More than 3.5 tons/year of nitrous oxide (N <sub>2</sub> O)  iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)  iv. More than .045 tons/year of sulfur hexafluoride (SF <sub>6</sub> )  v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g D2g D2g D2g D2g D2g	0000	
	vi. 43 tons/year or more of methane	D2h		
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.	D2g		П
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.	D2f, D2g		
d.	The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g		
e.	The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s		
f.	Other impacts:			
	I District D			
7.	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.	mq.)	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>D</b>	
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		
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.	E2p		
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.	E2p		

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	Е3с		
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:	Elb		
<ul> <li>i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.</li> </ul>	D2q		П
j. Other impacts:			
8. Impact on Agricultural Resources  The proposed action may impact agricultural resources. (See Part 1. E.3.a. an If "Yes", answer questions a - h. If "No", move on to Section 9.	id b.)	NO	□YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.</li> </ul>	E2c, E3b		
<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> </ul>	Ela, Elb	П	
(includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, Elb E3b	0	0
(includes cropland, hayfields, pasture, vineyard, orchard, etc).  c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	· · · · · · · · · · · · · · · · · · ·		
<ul> <li>(includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> </ul>	E3b		
<ul> <li>(includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land management system.</li> <li>f. The proposed action may result, directly or indirectly, in increased development</li> </ul>	E3b E1b, E3a		
<ul> <li>(includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land management system.</li> <li>f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.</li> </ul>	E3b  E1b, E3a  El a, E1b  C2c, C3,		

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.	<b>∠</b> N0	) [	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		
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h		
d. The situation or activity in which viewers are engaged while viewing the proposed action is:	E3h		
i. Routine travel by residents, including travel to and from work     ii. Recreational or tourism based activities	E2q, E1c		
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h		
f. There are similar projects visible within the following distance of the proposed project:  0-1/2 mile ½-3 mile 3-5 mile 5+ mile	Dla, Ela, Dlf, Dlg		
g. Other impacts:			П
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.)  If "Yes", answer questions a - e. If "No", go to Section 11.	<b>∠</b> N(		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		
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.	E3f		
<ul> <li>c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory.</li> <li>Source:</li></ul>	E3g		

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:			
<ol> <li>The proposed action may result in the destruction or alteration of all or part of the site or property.</li> </ol>	E3e, E3g, E3f		
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		Ē
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.)	N	0	]YES
If "Yes", answer questions a - e. If "No", go to Section 12.		T	1
	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	Б	
e. Other impacts:			
12 Import on Critical English			
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.	V NO	) <u> </u>	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>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.</li> </ul>	E3d		
<ul> <li>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.</li> </ul>	E3d		
c. Other impacts:			

13. Impact on Transportation  The proposed action may result in a change to existing transportation systems (See Part 1. D.2.j)	. <b>V</b> NO		YES
If "Yes", answer questions a - f. If "No", go to Section 14.	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		
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		
f. Other impacts:			
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.	N	) <u></u>	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.	Dif, Diq, 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.	Dlg		
e. Other Impacts:			
	<u> </u>	<u> </u>	
15. Impact on Noise, Odor, and Light  The proposed action may result in an increase in noise, odors, or outdoor ligh (See Part 1. D.2.m., n., and o.)  If "Yes", answer questions a - f. If "No", go to Section 16.		· 🗀	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>a. The proposed action may produce sound above noise levels established by local regulation.</li> </ul>	D2m		
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d		
c. The proposed action may result in routine odors for more than one hour per day.	D2o		

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:			
16. Impact on Human Health  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. at If "Yes", answer questions a - m. If "No", go to Section 17.	nd h.)	) <u></u>	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	П	
b. The site of the proposed action is currently undergoing remediation.	Elg, Elh		
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).	Elg, Elh		
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.	E1f, E1g E1h		
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	Elf, Elg		
1. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r		
m. Other impacts:			

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.)	NO		/ES
If "Yes", answer questions a - h. 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:		. 🗖	
18. Consistency with Community Character  The proposed project is inconsistent with the existing community character.  (See Part 1. C.2, C.3, D.2, E.3)	NO		YES
The proposed project is inconsistent with the existing community character.	₽NO		YES
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
The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3)	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.  a. The proposed action may replace or eliminate existing facilities, structures, or areas	Relevant Part I Question(s)	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g.	Relevant Part I Question(s) E3e, E3f, E3g	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where	Relevant Part I Question(s)  E3e, E3f, E3g  C4  C2, C3, D1f	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.  d. The proposed action may interfere with the use or enjoyment of officially recognized	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
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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.  d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.  e. The proposed action is inconsistent with the predominant architectural scale and	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

Project : Local Law #2 2025

Date: 12/23/2024

# Full Environmental Assessment Form Part 3 - Evaluation of the Magnitude and Importance of Project Impacts Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact,

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

## **Reasons Supporting This Determination:**

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.

• Attach additional sheets, as needed.	
The proposed Local Law #2 for 2025 Amending the Wind Law local law #2 for 2018 to prohibit Battery Energy Storage Systems (BESS), titiled "Wind energy Law Bess Restrictions." in the Town of Duanesburg has been evaluated by the Town of Duanesburg Town Board for potential environmental mpacts in accordance with the SEQRA Full Environmental Assessment Form, Part 2- Identification of Potential Impacts. None of the potential impacts have been Identified as Moderate to Large for the proposed adoption.	

Determination of Significance - Type 1 and Unlisted Actions				disted Actions
SEQR Status:	✓ Type 1	Unlisted		
Identify portions of EAF	completed for this Project:	Part 1	Part 2	Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information	
and considering both the magnitude and importance of each identified potential impact, it is the conclusion as lea	on of the d agency that:
A. This project will result in no significant adverse impacts on the environment, and, therefore, an estatement need not be prepared. Accordingly, this negative declaration is issued.	environmental impact
B. Although this project could have a significant adverse impact on the environment, that impact w substantially mitigated because of the following conditions which will be required by the lead agency:	ill be avoided or
There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, the declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see	is conditioned negative 5 NYCRR 617.7(d)).
C. This Project may result in one or more significant adverse impacts on the environment, and an e statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternation impacts. Accordingly, this positive declaration is issued.	nvironmental impact ves to avoid or reduce those
Name of Action: Local Law #2 2025 amending Wind Law Local Law #2 of 2018 to prohibit Battery Energy Storage S	ystems (BESS)
Name of Lead Agency: Town Board Town of Duanesburg	
Name of Responsible Officer in Lead Agency: William Wenzel	
Title of Responsible Officer: Town Supervisor	
Signature of Responsible Officer in Lead Agency:	Date:
Signature of Preparer (if different from Responsible Officer) Carol Sowycz	Date:
For Further Information:	
Contact Person; Jennifer Howe	
Address: 5853 Western Turnpike, Duanesburg NY 12056	
Telephone Number: 518-895-8920	
E-mail: jhowe@duanesburg.net	
For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:	
Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., T Other involved agencies (if any) Applicant (if any) Environmental Notice Bulletin: <a href="http://www.dec.ny.gov/enb/enb.html">http://www.dec.ny.gov/enb/enb.html</a>	own / City / Village of)

# TOWN OF DUANESBURG Local Law No. 3 For the Year 2025 Adopted January 23, 2025

BE IT ENACTED by the Town Board of the Town of Duanesburg as follows:

#### Section 1. Title

A local law to amend the Solar Law local law 1 of 2023, as amended by Local Law 3 of 2024, to prohibit Battery Energy Storage Systems ("BESS"), titled "Solar Law BESS Restrictions."

#### Section 2. Purpose.

BESS pose a unique safety hazard with regard to the technology used in such batteries and the tendency of the batteries to catch fire. The Town relies upon its volunteer fire companies to combat fires in the Town and in the evacuation of homeowners when necessary. Most of these BESS are remote monitored which means that often no or little notice is provided to the Town and first responders when such fires occur. Moreover, in the majority of the Town there is no public water available for fire fighting which places additional burdens on the volunteer fire companies.

## Section 3. Authority

This local law is adopted pursuant to Sections 10 and 22 of Municipal Home Rule Law. The Town Board after careful review has determined that it is in the public health, safety and welfare, not to allow utility scale BESS whether associated with the electric transmission grid or with solar or wind projects.

#### **Section 4. Exemptions**

BESS was approved in connection with two existing solar projects, known as Oak Hill 1 and 2, and this prohibition does not apply to these projects.

#### **Section 4. Definitions**

Repeal the definition of Battery Energy Storage System and replace with "One or more devices, assembled together, capable of storing energy in order to supply electrical energy at a future time with an aggregate energy capacity greater than 600kWh or are comprised of more than one storage battery technology in a room or enclosed area."

## Section 5. Requirements for Small-Scale Solar Energy Systems

Repeal Solar Law Section Six subsection 10 and replace with the following:

"Battery Energy Storage Systems are prohibited."

## Section 6. Battery Energy Storage Systems

Repeal Section 8 in its entirety and replace with the following:

"Battery Energy Storage Systems are prohibited."

# Section 7. Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of Duanesburg, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

#### Section 8. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

#### Section 9. Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.

ZONING COORDINATION REFE SCHENECTADY COUNTY DEPT. OF ECONOMIC DEVELOR Recommendations shall be made within 30 days after receipt proposed action.  FROM: Legislative Body	OPMENT & PLANNING of a full statement of the Case No. Returned
☐ Zoning Board of Appeals ☐ Planning Board	Municipality: Town of Duanesburg
TO: Schenectady County Department of Economic Development Schaffer Heights, 107 Nott Terrace, Suite 303 Schenectady, NY 12308	elopment and Planning (tel.) 386-2225 (fax) 382-5539
Site Plan Review	Special Permit Use Variance Area Variance Other (specify)
PUBLIC HEARING OR MEETING DATE: 01/09/2025	
SUBJECT: Local Law No. 3 of 2025," A local law to amend the S Law 3 of 2024, to prohibit Battery Energy Storage Sy	Solar Law, Local Law 1 of 2023, as amended by Local ystems ("BESS"), titled "Solar Law BESS Restrictions."
	ication.  k Map I.D. number if available)  brm and all other materials required by the referring body  nificance pursuant to the state environmental quality review
<ol> <li>This zoning case is forwarded to your office for review in Article 12-B of the General Municipal Law, New York Sta</li> </ol>	compliance with Sections 239-I, 239-m and 239-n of te.
<ol><li>This material is sent to you for review and recommendati is located within 500 feet of the following:</li></ol>	on because the property affected by the proposed action
highway; the existing or proposed right-of-way of any streat the County has established channel lines; the existing or proposed boundary of any County institution is situated; the boundary of a farm operation located in an argiculture and markets law. The referral require of area variances.	or State park or other recreation area; Inty or State parkway, thruway, expressway, road or Interpretation area; Inty or State parkway, thruway, expressway, road or Interpretation or state-owned land on which a public building or Interpretation or state-owned land on which a public building or Interpretation or state-owned land on which a public building or Interpretation or state of the granting of this subparagraph shall not apply to the granting
SUBMITTED BY:	
Name: Carol Sowycz	Title: Deputy Town Clerk
Address: 5853 Western Turnpike Duanesburg, NY 12056  E-mail csowycz@duanesburg.net	
E-mail: csowycz@duanesburg.net  Signature	Phone: (518) 895-2040  Date: 12/23/24

# Full Environmental Assessment Form Part 1 - Project and Setting

#### **Instructions for Completing Part 1**

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

#### A. Project and Applicant/Sponsor Information.

Name of Action or Project: Town of Duanesburg Local Law #3 of 2025				
Project Location (describe, and attach a general location map):				
Town of Duanesburg				
Brief Description of Proposed Action (include purpose or need):				
A Local Law to amend the Solar Law, Local Law 1 of 2023,, as amended by Local L titled "Solar Law Energy Law BESS Restrictions."	aw 3 of 2024, to prohibit Battery Ene	rgy Storage Systems ("BESS"),		
Name of Applicant/Sponsor:	Telephone: 518-895-892	0		
Town of Duanesburg	E-Mail:			
Address: 5853 Western Tumpike				
City/PO: Duanesburg	State: New York	Zip Code: 12056		
Project Contact (if not same as sponsor; give name and title/role):	Telephone: 518-895-233	1		
William Wenzel, Town Supervisor	E-Mail: wwenzel@duane	E-Mail: wwenzel@duanesburg.net		
Address: 5853 Western Turnpike				
City/PO: Duanesburg	State: New York	Zip Code: 12056		
Property Owner (if not same as sponsor):	Telephone:			
	E-Mail:			
Address:				
City/PO:	State:	Zip Code:		

# B. Government Approvals

B. Government Approvals, Funding, or Spon assistance.)	sorship. ("Funding" includes grants, loans, ta	ax relief, and any other	forms of financial
Government Entity	If Yes: Identify Agency and Approval(s) Required	Applicati (Actual or p	
a. City Council, Town Board, ✓Yes ☐No or Village Board of Trustees	Town Board	12/23/2024	
b. City, Town or Village ☐Yes☐No Planning Board or Commission			
c. City, Town or ☐Yes☐No Village Zoning Board of Appeals			
d. Other local agencies  Yes No			
e. County agencies ✓Yes□No	County Planning	12/23/2024	
f. Regional agencies			
g. State agencies			
h. Federal agencies ☐Yes☐No  i. Coastal Resources.			
	r the waterfront area of a Designated Inland W	aterway?	□Yes □No
<ul><li>ii. Is the project site located in a community</li><li>iii. Is the project site within a Coastal Erosion</li></ul>	with an approved Local Waterfront Revitaliza Hazard Area?	tion Program?	□ Yes□No □ Yes□No
C. Planning and Zoning			
C.1. Planning and zoning actions.			
Will administrative or legislative adoption, or ar only approval(s) which must be granted to enab  If Yes, complete sections C, F and G.  If No, proceed to question C.2 and com	nendment of a plan, local law, ordinance, rule le the proposed action to proceed?  The proposed action and questions in I	-	<b>☑</b> Yes □No
C.2. Adopted land use plans.		No. 27 - Lab	
a. Do any municipally- adopted (city, town, vill where the proposed action would be located?	age or county) comprehensive land use plan(s	) include the site	<b>∠</b> Yes <b>N</b> o
If Yes, does the comprehensive plan include spe would be located?	cific recommendations for the site where the p	proposed action	<b>∠</b> Yes□No
<ul> <li>b. Is the site of the proposed action within any lead of Brownfield Opportunity Area (BOA); designs or other?)</li> <li>If Yes, identify the plan(s):</li> </ul>	ocal or regional special planning district (for eated State or Federal heritage area; watershed	xample: Greenway; management plan;	□Yes <b>Z</b> No
c. Is the proposed action located wholly or partion or an adopted municipal farmland protection If Yes, identify the plan(s):		ipal open space plan,	<b>Z</b> Yes□No

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	✓ Yes ☐ No
b. Is the use permitted or allowed by a special or conditional use permit?	<b>☑</b> Yes <b>□</b> No
c. Is a zoning change requested as part of the proposed action?  If Yes,  i. What is the proposed new zoning for the site?	□ Yes <b>☑</b> No
C.4. Existing community services.	
a. In what school district is the project site located? Duanesburg ,Schalmont, Amsterdam, Schoharie,Berne Knox	
b. What police or other public protection forces serve the project site? NYS Police, Schenectady County Sheriff Department	
c. Which fire protection and emergency medical services serve the project site?  Duanesburg, Esperance, Mariaville, Quakerstreet, Delanson, Burtonsville Fire Protection, Duanesburg Ambulance, Esperance Ambu	lance
d. What parks serve the project site? Shafer Park, Van Patten, Veterans Park	
D. Project Details	
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed components)?	, include all
b. a. Total acreage of the site of the proposed action? acres	
b. Total acreage to be physically disturbed? acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	
<ul> <li>c. Is the proposed action an expansion of an existing project or use?</li> <li>i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles square feet)? %</li></ul>	☐ Yes☐ No housing units,
d. Is the proposed action a subdivision, or does it include a subdivision?	□Yes □No
If Yes,  i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	
<ul><li>ii. Is a cluster/conservation layout proposed?</li><li>iii. Number of lots proposed?</li></ul>	□Yes □No
iv. Minimum and maximum proposed lot sizes? Minimum Maximum	
e. Will the proposed action be constructed in multiple phases?  i. If No, anticipated period of construction:  months  ii. If Yes:	☐Yes☐No
<ul> <li>Total number of phases anticipated</li> <li>Anticipated commencement date of phase 1 (including demolition) month year</li> <li>Anticipated completion date of final phase month year</li> <li>Generally describe connections or relationships among phases, including any contingencies where progret</li> </ul>	ess of one phase may
determine timing or duration of future phases:	

	ct include new resi				☐Yes ☐No
If Yes, show nun	abers of units prop		red vo u		
	One Family	<u>Two Family</u>	Three Family	Multiple Family (four or more)	
Initial Phase					
At completion					
of all phases			*		
g. Does the propo	osed action include	new non-residentia	l construction (inclu	iding expansions)?	□Yes□No
If Yes,			•	<b>5 1</b> ,	
i. Total number	of structures				
ii. Dimensions (	in feet) of largest p	proposed structure:	height;	width; andlength	
				square feet	
				result in the impoundment of any	□Yes□No
If Yes,	s creation of a wat	er supply, reservoir	, pond, lake, waste la	agoon or other storage?	
1.75	e impoundment:				
ii. If a water imp	oundment, the prin	ncipal source of the	water:	☐ Ground water ☐ Surface water strea	ms Other specify:
iii. If other than v	vater, identify the	ype of impounded/	contained liquids and	d their source.	
iv Annrovimate	size of the propose	ad impoundment	Volume	million college surface area	
v. Dimensions o	f the proposed dar	n or impounding st	ncture:	million gallons; surface area: _ height; length	acres
vi. Construction	method/materials	for the proposed da	m or impounding st	ructure (e.g., earth fill, rock, wood, con	crete):
	·				
D.2. Project Op					
a. Does the propo	sed action include	any excavation, mi	ning, or dredging, d	uring construction, operations, or both	Yes No
(Not including	general site prepar	ration, grading or in	stallation of utilities	or foundations where all excavated	
materials will r	emain onsite)				1
	irnose of the evesy	ration or dredging?			
ii. How much ma	terial (including re	ation of diedging: ock earth sediment	s_etc ) is proposed to	o be removed from the site?	
<ul> <li>Volume</li> </ul>	(specify tons or cu	ıbic vards):	o, e.e., io proposed i		
Over wh	at duration of time	e?			
			e excavated or dredg	ged, and plans to use, manage or dispos	se of them.
iv Will there be	ongita darratarina	or processing of ex	corrected masterials?		
			cavated materials?		□Yes□No
v. What is the to	tal area to be dred	ged or excavated?		acres	
vi. What is the m	aximum area to be	worked at any one	time?	acres acres	
vii. What would b	e the maximum d	epth of excavation of	or dredging?	feet	
viii. Will the exca	vation require bla	sting?			☐Yes ☐No
ix. Summarize sit	e reclamation goal	s and plan:			
<del> </del>			-		
h Would the	annad gating	on rescute ! 14 14			Tay The
o. would the prop	osed action cause	or result in alteration	on of, increase or de ch or adjacent area?	crease in size of, or encroachment	□Yes□No
If Yes:	ng wenana, waten	body, shorenne, bea	en or adjacent area?		
	etland or waterboo	dy which would be	affected (by name v	vater index number, wetland map numl	her or geographic
description):					or ProProhimo

Will the proposed action cause or result in the destruction or removal of aquatic vegetation?    Yes   Ne   Yes	ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placen alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in so	nent of structures, or quare feet or acres:
If Yes, describe:    Yes   Name of district or service area:		
If Yes, describe:    Yes   Name of district or service area:		
Yes   Second acreage of aquatic vegetation proposed to be removed:	If Yes, describe:	∐Yes ∐No
acres of aquatic vegetation proposed to be removed:  expected acreage of aquatic vegetation remaining after project completion:  purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):  proposed method of plant removal:  if chemical/herbicide treatment will be used, specify product(s):  Describe any proposed reclamation/initigation following disturbance:	. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?	☐ Yes ☐ No
expected acreage of aquatic vegetation remaining after project completion:     purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):  proposed method of plant removal:     if chemical/herbicide treatment will be used, specify product(s):  Describe any proposed reclamation/mitigation following disturbance:	a gaves of a greatic respectation managed to be removed.	
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of themical/herbicide treatment will be used, specify product(s):  Describe any proposed reclamation/mitigation following disturbance:		
Describe any proposed reclamation/mitigation following disturbance:	proposed method of plant removal:	
Describe any proposed reclamation/mitigation following disturbance:	<ul> <li>if chemical/herbicide treatment will be used, specify product(s):</li> </ul>	
es: Total anticipated water usage/demand per day:  Will the proposed action obtain water from an existing public water supply?  es:  Name of district or service area:  Does the existing public water supply have capacity to serve the proposal?  Is the project site in the existing district?  Is the project site in the existing district?  Is the project site in the existing district be necessary to supply the project?  Do existing lines serve the project site?  Will line extension within an existing district be necessary to supply the project?  Source(s) of supply for the district:  Source(s) of supply for the district:  Is a new water supply district or service area proposed to serve this project:  Source(s) of supply for the district:  Applicant/sponsor for new district:  Date application submitted or anticipated:  Proposed source(s) of supply for new district:  If a public water supply will not be used, describe plans to provide water supply for the project:  If water supply will be from wells (public or private), what is the maximum pumping capacity:  gallons/minute.  All the proposed action generate liquid wastes?  Castal anticipated liquid waste generation per day:  gallons/day  Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):  Will the proposed action use any existing public wastewater treatment facilities?  Name of district:  Name of district:  Does the existing wastewater treatment plant have capacity to serve the project?  Yes \top 19	Describe any proposed reclamation/mitigation following disturbance:	
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Will the proposed action obtain water from an existing public water supply?    Name of district or service area:	Yes:	
Will the proposed action obtain water from an existing public water supply?    Name of district or service area:	Total anticipated water usage/demand per day: gallons/day	
Name of district or service area:  Does the existing public water supply have capacity to serve the proposal?  Is ste project site in the existing district?  Is expansion of the district needed?  Doe existing lines serve the project site?  Will line extension within an existing district be necessary to supply the project?  Source(s) of supply for the district:  Source(s) of supply for the district:  Is a new water supply district or service area proposed to be formed to serve the project site?  Applicant/sponsor for new district:  Date application submitted or anticipated:  Proposed source(s) of supply for new district:  The public water supply will not be used, describe plans to provide water supply for the project:  Will the proposed action generate liquid wastes?  Source(s) of supply for mew district:  Gratianticipated liquid waste generation per day:  Source(s) of supply for mew district:  Source(s) of supply for new district:  Bate application submitted or anticipated:  Proposed source(s) of supply for new district:  Source(s) of supply for new district:  Bate application submitted or anticipated:  Proposed source(s) of supply for new district:  Source(s) of supply for new district:  Bate application submitted or anticipated:  Proposed source(s) of supply for new district:  Source(s) of supply for the district:  Bate application submitted or anticipated:  Proposed source(s) of supply for new district:  Source(s) of supply for the district:  Bate application submitted or anticipated:  Source(s) of supply for the district:  Bate application submitted or anticipated in the existing public wastewater treatment facilities?  Proposed action use any existing public wastewater treatment facilities?  Proposed action use any existing public wastewater treatment facilities?  Proposed action use any existing public wastewater treatment facilities?  Name of district:  Name of wastewater treatment plant to be used:  Name of wastewater treatment plant to be used:  Name of business and anticipated in the existing distric		□Yes □No
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Is a new water supply district or service area proposed to be formed to serve the project site?    Yes   Nest	Source(s) of supply for the district:	
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If water supply will be from wells (public or private), what is the maximum pumping capacity:gallons/minute.    Yes   Nees:   Yes   Yes   Nees:   Yes		<del>-</del> .
//ill the proposed action generate liquid wastes?  es: Total anticipated liquid waste generation per day: gallons/day Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):  Will the proposed action use any existing public wastewater treatment facilities?	. If a public water supply will not be used, describe plans to provide water supply for the project:	
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Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):  Will the proposed action use any existing public wastewater treatment facilities?  Yes Name of wastewater treatment plant to be used:  Name of district:  Does the existing wastewater treatment plant have capacity to serve the project?  Yes N  Yes N  Yes N  Yes N	Yes:	
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f Yes:  Name of wastewater treatment plant to be used:  Name of district:  Does the existing wastewater treatment plant have capacity to serve the project?  Is the project site in the existing district?  Yes □N	approximate volumes of proportions of eacity.	<del></del>
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Name of wastewater treatment plant to be used:  Name of district:  Does the existing wastewater treatment plant have capacity to serve the project?  □ Yes □ N  Is the project site in the existing district?  □ Yes □ N		☐Yes ☐No
<ul> <li>Name of district:</li> <li>Does the existing wastewater treatment plant have capacity to serve the project?</li> <li>Is the project site in the existing district?</li> <li>Yes N</li> </ul>		
<ul> <li>Does the existing wastewater treatment plant have capacity to serve the project?</li> <li>Is the project site in the existing district?</li> </ul>		
• Is the project site in the existing district?		
· · · · · · · · · · · · · · · · · · ·		
• Is expansion of the district needed?		□Yes □No

Do existing sewer lines serve the project site?	□Yes □No
<ul> <li>Will a line extension within an existing district be necessary to serve the project?</li> </ul>	□Yes □No
If Yes:	
Describe extensions or capacity expansions proposed to serve this project:	
in Williams and the form of the state of the	
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?  If Yes:	□Yes □No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	
What is the receiving water for the wastewater discharge?	
v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including speci	fying proposed
receiving water (name and classification if surface discharge or describe subsurface disposal plans):	
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:	
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point	
sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point	□Yes □No
source (i.e. sheet flow) during construction or post construction?	
If Yes:	
i. How much impervious surface will the project create in relation to total size of project parcel?	
Square feet or acres (impervious surface) Square feet or acres (parcel size)	
ii. Describe types of new point sources.	
200 Describe types of now point sources.	
iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent programme to the stormwater management facility (i.e. on-site stormwater manageme	roperties,
groundwater, on-site surface water or off-site surface waters)?	_
If to surface waters, identify receiving water bodies or wetlands:	
Will stormwater runoff flow to adjacent properties?	□Yes□No
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?	□Yes□No
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel	□Yes□No
combustion, waste incineration, or other processes or operations?	
If Yes, identify:	
i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)	
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)	
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)	
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit,	 □Yes □No
or Federal Clean Air Act Title IV or Title V Permit?	□ · •3 □ · 10
If Yes:	
i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet	□Yes□No
ambient air quality standards for all or some parts of the year)	
ii. In addition to emissions as calculated in the application, the project will generate:	
<ul> <li>Tons/year (short tons) of Carbon Dioxide (CO<sub>2</sub>)</li> <li>Tons/year (short tons) of Nitrous Oxide (N<sub>2</sub>O)</li> </ul>	
• Tons/year (short tons) of Perfluorocarbons (PFCs)	
• Tons/year (short tons) of Sulfur Hexafluoride (SF <sub>6</sub> )	
Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)	
Tons/year (short tons) of Hazardous Air Pollutants (HAPs)	

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?  If Yes:  i. Estimate methane generation in tons/year (metric):  ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to electricity, flaring):	
<ul> <li>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations?</li> <li>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):</li> </ul>	□Yes□No
j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services?  If Yes:  i. When is the peak traffic expected (Check all that apply):   Randomly between hours of to  ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump truck).	□Yes□No
<ul> <li>iii. Parking spaces: Existing Proposed Net increase/decrease</li></ul>	☐Yes☐No g access, describe: ☐Yes☐No
<ul> <li>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy?</li> <li>If Yes: <ul> <li>i. Estimate annual electricity demand during operation of the proposed action:</li> </ul> </li> <li>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid other):</li> <li>iii. Will the proposed action require a new, or an upgrade, to an existing substation?</li> </ul>	Yes No d/local utility, or
1. Hours of operation. Answer all items which apply. ii. During Operations:   • Monday - Friday: • Monday - Friday:   • Saturday: • Saturday:   • Sunday: • Sunday:   • Holidays: • Holidays:	

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?	□ Yes □No
If yes:  i. Provide details including sources, time of day and duration:	
<ul> <li>ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?</li> <li>Describe:</li> </ul>	□Yes□No
n. Will the proposed action have outdoor lighting?	☐ Yes ☐ No
If yes:  i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structure.	tures:
<ul> <li>Will proposed action remove existing natural barriers that could act as a light barrier or screen?</li> <li>Describe:</li> </ul>	□Yes □No
o. Does the proposed action have the potential to produce odors for more than one hour per day?  If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to ne occupied structures:	
p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage?  If Yes:  i. Product(s) to be stored  ii. Volume(s) per unit time (e.g., month, year)  iii. Generally, describe the proposed storage facilities:	□Yes□No
<ul> <li>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbici insecticides) during construction or operation?</li> <li>If Yes:  i. Describe proposed treatment(s):</li> </ul>	ides, Yes No
ii. Will the proposed action use Integrated Pest Management Practices?	☐ Yes ☐No
<ul> <li>r. Will the proposed action (commercial or industrial projects only) involve or require the management or dis of solid waste (excluding hazardous materials)?</li> <li>If Yes:</li> </ul>	sposal
<ul> <li>i. Describe any solid waste(s) to be generated during construction or operation of the facility:</li> <li>Construction: (unit of time)</li> </ul>	
• Operation : tons per (unit of time)	
<ul> <li>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid</li> <li>Construction:</li> </ul>	d waste:
• Operation:	
<ul> <li>iii. Proposed disposal methods/facilities for solid waste generated on-site:</li> <li>Construction:</li> </ul>	
Operation:	

s. Does the proposed action include construction or modific	ation of a solid waste r	nanagement facility?	Yes No
If Yes:		-	
i. Type of management or handling of waste proposed for	r the site (e.g., recyclin	g or transfer station, compostin	g, landfill, or
other disposal activities):			
ii. Anticipated rate of disposal/processing:  Tons/month if transfer or other non-con-	1 2 70 1		
<ul> <li>Tons/month, if transfer or other non-cor</li> <li>Tons/hour, if combustion or thermal treatment</li> </ul>	nbustion/thermal treatn	nent, or	
iii If landfill anticipated site life:	atment		
iii. If landfill, anticipated site life:	years		
t. Will the proposed action at the site involve the commercial	al generation, treatment	t, storage, or disposal of hazard	ous Yes No
waste? If Yes:			
		1 se m	
i. Name(s) of all hazardous wastes or constituents to be ge	merated, nandled or ma	inaged at facility:	
ii. Generally describe processes or activities involving haz	ardous wastes or consti	tuents:	
0			
iii. Specify amount to be handled or generatedtons	/month		
iv. Describe any proposals for on-site minimization, recycl	ing or reuse of hazardo	ous constituents:	
	\		
v. Will any hazardous wastes be disposed at an existing of	fsite hazardous waste f	Cacility?	Yes No
If Yes: provide name and location of facility:	isite hazardous waste i	acinty!	LI I es LINO
If No: describe proposed management of any hazardous was	stes which will not be s	ent to a hazardous waste facilit	v:
			,
F 644 - 10.42 60			
E. Site and Setting of Proposed Action			
E.1. Land uses on and surrounding the project site			
a. Existing land uses,	• •		
i. Check all uses that occur on, adjoining and near the pro Urban Industrial Commercial Resident	oject site.	17 0 3	
Forest Agriculture Aquatic Other (s	nai (suburban) 🗾 Ki	urai (non-farm)	
ii. If mix of uses, generally describe:	pectry).		
b. Land uses and covertypes on the project site.			
Land use or	Current	Acreage After	Change
Covertype	Acreage	Project Completion	(Acres +/-)
Roads, buildings, and other paved or impervious			
surfaces			
Forested			
<ul> <li>Meadows, grasslands or brushlands (non-</li> </ul>			
agricultural, including abandoned agricultural)			
Agricultural			
(includes active orchards, field, greenhouse etc.)			
Surface water features			
(lakes, ponds, streams, rivers, etc.)			
Wetlands (freshwater or tidal)			
Non-vegetated (bare rock, earth or fill)			
Other    Describer			
Describe:			
· ·			

c. Is the project site presently used by members of the community for public recreation?  i. If Yes: explain:	□Yes□No
<ul> <li>d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site?</li> <li>If Yes,</li> <li>i. Identify Facilities:</li> </ul>	□Yes□No
e. Does the project site contain an existing dam? If Yes:	□Yes□No
i. Dimensions of the dam and impoundment:	
• Dam height: feet	•
• Dam length: feet	
<ul> <li>Surface area: acres</li> <li>Volume impounded: gallons OR acre-feet</li> </ul>	
ii. Dam's existing hazard classification:	
iii. Provide date and summarize results of last inspection:	
	<del></del>
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility.	□Yes□No lity?
If Yes:  i. Has the facility been formally closed?	☐Yes☐ No
If yes, cite sources/documentation:	
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:	
iii. Describe any development constraints due to the prior solid waste activities:	
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes:	□Yes□No
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurr	ed:
h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site?  If Yes:	□Yes□ No
<ul><li>i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:</li></ul>	□Yes□No
Yes – Spills Incidents database Provide DEC ID number(s):	
☐ Yes — Environmental Site Remediation database Provide DEC ID number(s):	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? If yes, provide DEC ID number(s):	□Yes□No
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	

ν. Is the project site subject to an institutional control limiting property uses?	□Yes□No
<ul> <li>If yes, DEC site ID number:</li> <li>Describe the type of institutional control (e.g., deed restriction or easement):</li> </ul>	
Describe any use limitations:     Describe any engineering controls:	
<ul> <li>Describe any engineering controls:</li> <li>Will the project affect the institutional or engineering controls in place?</li> </ul>	☐ Yes ☐ No
Explain:	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site? feet	
b. Are there bedrock outcroppings on the project site?  If Yes, what proportion of the site is comprised of bedrock outcroppings?%	∏Yes ☐No
c. Predominant soil type(s) present on project site:	%
	% %
d. What is the average depth to the water table on the project site? Average: feet	
e. Drainage status of project site soils: Well Drained: % of site	
☐ Moderately Well Drained: % of site ☐ Poorly Drained % of site	
	of site
□ 10-15%: <u></u> %	of site
	of site
g. Are there any unique geologic features on the project site?  If Yes, describe:	☐ Yes ☐ No
h. Surface water features.	
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, riv	vers, □Yes□No
ponds or lakes)?  ii. Do any wetlands or other waterbodies adjoin the project site?	□Yes□No
If Yes to either i or ii, continue. If No, skip to E.2.i.	
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any fed state or local agency?	eral, Yes No
iv. For each identified regulated wetland and waterbody on the project site, provide the following in	nformation:
• Streams: Name Classific	
Lakes or Ponds: Name Classific Wetlands: Name Approxi	eation
Wetland No. (if regulated by DEC)	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-in waterbodies?	paired Yes No
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	☐Yes ☐No
j. Is the project site in the 100-year Floodplain?	☐Yes ☐No
k. Is the project site in the 500-year Floodplain?	☐Yes ☐No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aqui	fer?
If Yes:  i. Name of aquifer:	

m. Identify the predominant wildlife species that occupy or use the project site:	
n. Does the project site contain a designated significant natural community?  If Yes:  i. Describe the habitat/community (composition, function, and basis for designation):	□Yes □No
ii. Source(s) of description or evaluation:	
iii. Extent of community/habitat:	
• Currently: acres	
Following completion of project as proposed:     acres	
• Gain or loss (indicate + or -):	
<ul> <li>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened specific threatened.</li> <li>i. Species and listing (endangered or threatened):</li> </ul>	☐ Yes☐No cies?
<ul> <li>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern?</li> <li>If Yes:  i. Species and listing:</li> </ul>	□Yes□No
i. Species and listing:	
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing?  If yes, give a brief description of how the proposed action may affect that use:	∐Yes ∐No
E.3. Designated Public Resources On or Near Project Site	
a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to	
Agriculture and Markets Law, Article 25-AA, Section 303 and 304?  If Yes, provide county plus district name/number:	□Yes □No
b. Are agricultural lands consisting of highly productive soils present?  i. If Yes: acreage(s) on project site?  ii. Source(s) of soil rating(s):	□Yes □No
<ul> <li>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark?</li> <li>If Yes: <ul> <li>i. Nature of the natural landmark:</li> <li>ii. Provide brief description of landmark, including values behind designation and approximate size/extent:</li> </ul> </li> </ul>	∐Yes ∏No
<ul><li>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area?</li><li>If Yes;</li><li>i. CEA name:</li></ul>	∐Yes∐No
ii. Basis for designation:	
iii. Designating agency and date:	

e. Does the project site contain, or is it substantially contiguous to, a bu which is listed on the National or State Register of Historic Places, or Office of Parks, Recreation and Historic Preservation to be eligible for If Yes:	that has been determined by the Commissi	☐ Yes☐ No oner of the NYS aces?
i. Nature of historic/archaeological resource: ☐ Archaeological Site ii. Name:	☐Historic Building or District	
iii. Brief description of attributes on which listing is based:		
f. Is the project site, or any portion of it, located in or adjacent to an archaeological sites on the NY State Historic Preservation Office (SF		□Yes □No
<ul> <li>g. Have additional archaeological or historic site(s) or resources been in If Yes:</li> <li>i. Describe possible resource(s):</li> <li>ii. Basis for identification:</li> </ul>	<b>1 3</b>	∐Yes ∐No
h. Is the project site within fives miles of any officially designated and scenic or aesthetic resource?  If Yes:		□Yes □No
ii. Nature of, or basis for, designation (e.g., established highway overle		scenic byway,
etc.):  iii. Distance between project and resource:n	niles.	
<ul> <li>i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666?</li> <li>If Yes: <ul> <li>i. Identify the name of the river and its designation:</li> </ul> </li> </ul>		☐ Yes ☐ No
<ul><li>i. Identify the name of the river and its designation:</li><li>ii. Is the activity consistent with development restrictions contained in</li></ul>	6NYCRR Part 666?	∐Yes □No
F. Additional Information Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.	-	npacts plus any
G. Verification I certify that the information provided is true to the best of my knowled	U	
Applicant/Sponsor Name William Wenzel	Date	
Signature	Title	·····

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

	8/	(ar approxoze)
Project:	Zoning Amendment	
Date:	1223/2024	

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.

1. 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.	✓NO 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		
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a		
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a		
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	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		
h. Other impacts:			

2. 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)	t <b>Z</b> NO		/ES
If "Yes", answer questions a - c. If "No", move on to Section 3.	Relevant	No, or	Moderate
	Part I Question(s)	small impact may occur	to large impact may occur
a. Identify the specific land form(s) attached:	E2g		
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark.  Specific feature:	Е3с		
c. Other impacts:			
3. Impacts on Surface Water  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)  If "Yes", answer questions a - l. If "No", move on to Section 4.	☑NO		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		口
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		
<ol> <li>The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.</li> </ol>	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		

1. Other impacts:			П
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.	<b>☑</b> NO er.	· 🗀	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		
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer.  Cite Source:	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, E2l		
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, E21		П
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:			
5. Impact on Flooding		I	
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.	<b>☑</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 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?	Ele		

g. Other impacts:			
6. Impacts on Air  The proposed action may include a state regulated air emission source.  (See Part 1. D.2.f., D.2.h, D.2.g)  If "Yes", answer questions a - f. If "No", move on to Section 7.	✓NO		YES
	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>i. More than 1000 tons/year of carbon dioxide (CO<sub>2</sub>)</li> <li>ii. More than 3.5 tons/year of nitrous oxide (N<sub>2</sub>O)</li> <li>iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)</li> <li>iv. More than .045 tons/year of sulfur hexafluoride (SF<sub>6</sub>)</li> <li>v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions</li> <li>vi. 43 tons/year or more of methane</li> </ol> </li></ul>	D2g D2g D2g D2g D2g D2g	00000	
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.	D2g		П
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.	D2f, D2g		
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g		
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	П	П
f. Other impacts:			П
7. Impact on Plants and Animals  The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. 1  If "Yes", answer questions a - j. If "No", move on to Section 8.	mq.)	₽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	П	
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		П
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.	E2p		
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.	E2p		

f. The proposed action may result in the removal of, or ground disturbance in, any		
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community.  Source:		
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.		
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:		
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.		
j. Other impacts:		
8. Impact on Agricultural Resources  The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)  If "Yes", answer questions a - h. If "No", move on to Section 9.	✓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.		
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).		
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.		
d. The proposed action may irreversibly convert agricultural land to non-agricultural E1b, E3a		
uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.		
uses, either more than 2.5 acres if located in an Agricultural District, or more than 10		
uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.  e. The proposed action may disrupt or prevent installation of an agricultural land  El a, Elb	<u> </u>	
uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.  e. The proposed action may disrupt or prevent installation of an agricultural land management system.  El a, Elb  The proposed action may result, directly or indirectly, in increased development  C2c, C3,		

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.	NO	) [	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		
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h		
d. The situation or activity in which viewers are engaged while viewing the proposed	E3h		
action is:  i. Routine travel by residents, including travel to and from work	E2q,		
ii. Recreational or tourism based activities	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:		П	П
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.)  If "Yes", answer questions a - e. If "No", go to Section 11.	NO		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	П	
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.	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		

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:			
<ol> <li>The proposed action may result in the destruction or alteration of all or part of the site or property.</li> </ol>	E3e, E3g, E3f		
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			
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.	<b>✓</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:			
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.	<b>✓</b> NO	) [	YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>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.</li> </ul>	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:			

13. Impact on Transportation  The proposed action may result in a change to existing transportation systems.  (See Part 1. D.2.j)  He "Yes" greater and for the "Ne" go to Section 14				
If "Yes", answer questions a - f. If "No", go to Section 14.	No, or small impact may occur	Moderate to large impact may occur		
a. Projected traffic increase may exceed capacity of existing road network.	D2j			
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			
f. Other impacts:				
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.				
	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.	Dlg			
e. Other Impacts:				
			<u></u>	
15. Impact on Noise, Odor, and Light  The proposed action may result in an increase in noise, odors, or outdoor lighting.  YES  (See Part 1. D.2.m., n., and o.)  If "Yes", answer questions a - f. If "No", go to Section 16.				
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur	
a. The proposed action may produce sound above noise levels established by local regulation.	D2m			
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d			
c. The proposed action may result in routine odors for more than one hour per day.	D2o			

e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a		
f. Other impacts:			
16. Impact on Human Health  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. and If "Yes", answer questions a - m. If "No", go to Section 17.			YES
	Relevant Part I Question(s)	No,or small impact may eccur	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.	Elg, Elh		
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).	Elg, Elh		П
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.	Elf, Elg		
The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r		
m. Other impacts:			

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.)	NO	N	YES
If "Yes", answer questions a - h. 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:			
18. Consistency with Community Character  The proposed project is inconsistent with the existing community character.  (See Part 1. C.2, C.3, D.2, E.3)	NO		/ES
The proposed project is inconsistent with the existing community character.	<b>*</b>	<b></b> -	
The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3)	Relevant Part I Question(s)	No, or small impact may occur	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)	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.  a. The proposed action may replace or eliminate existing facilities, structures, or areas	Relevant Part I Question(s)	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g.	Relevant Part I Question(s) E3e, E3f, E3g	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where	Relevant Part I Question(s)  E3e, E3f, E3g  C4  C2, C3, D1f	No, or small impact may occur	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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.  d. The proposed action may interfere with the use or enjoyment of officially recognized	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
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 of historic importance to the community.  b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)  c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.  d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.  e. The proposed action is inconsistent with the predominant architectural scale and	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

Project :

ect : Local Law #3 2025 te : 12/23/2024

# Full Environmental Assessment Form Part 3 - Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

#### Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact
  occurring, number of people affected by the impact and any additional environmental consequences if the impact were to
  occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where
  there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse
  environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

The proposed Local Law #3 for 2025 Amending the Solar Law local law #1 of 2023, prohibit Battery Energy Storage Systems (BESS), titled "Solar Law BESS Restrictions." in the Town of Duanesburg has been evaluated by the Town of Duanesburg Town Board for potential environmental impacts in accordance with the SEQRA Full Environmental Assessment Form, Part 2- Identification of Potential Impacts. None of the potential impacts have been identified as Moderate to Large for the proposed adoption.

Determination of Significance - Type 1 and Unlisted Actions				ons	
SEQR Status:	✓ Type 1	Unlisted			
Identify portions of E	AF completed for this Pr	roject: Part 1	Part 2	<b>✓</b> Part 3	1

Upon review of the information recorded on this EAF, as noted, plus this additional support information	
and considering both the magnitude and importance of each identified potential impact, it is the conclusion as lead	n of the agency that;
A. This project will result in no significant adverse impacts on the environment, and, therefore, an enstatement need not be prepared. Accordingly, this negative declaration is issued.	nvironmental impact
B. Although this project could have a significant adverse impact on the environment, that impact will substantially mitigated because of the following conditions which will be required by the lead agency:	ll be avoided or
There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6	s conditioned negative NYCRR 617.7(d)).
C. This Project may result in one or more significant adverse impacts on the environment, and an enstatement must be prepared to further assess the impact(s) and possible mitigation and to explore alternative impacts. Accordingly, this positive declaration is issued.	
Name of Action: Local Law #3 2025 amending Solar Law Local Law #1 of 2023 to prohibit Battery Energy Storage Sy	stems (BESS)
Name of Lead Agency: Town Board Town of Duanesburg	
Name of Responsible Officer in Lead Agency: William Wenzel	
Title of Responsible Officer: Town Supervisor	
Signature of Responsible Officer in Lead Agency:	Date:
Signature of Preparer (if different from Responsible Officer) Carol Sowycz	Date:
For Further Information:	
Contact Person; Jennifer Howe	
Address: 5853 Western Turnpike, Duanesburg NY 12056	
Telephone Number: 518-895-8920	
E-mail: jhowe@duanesburg.net	
For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:	
Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., To Other involved agencies (if any)  Applicant (if any)  Environmental Notice Bulletin: <a href="http://www.dec.ny.gov/enb/enb.html">http://www.dec.ny.gov/enb/enb.html</a>	own / City / Village of)

#### TOWN OF DUANESBURG TOWN BOARD

#### RESOLUTION NO. 2025

#### January 23, 2025

Resolution Adopting Local Law 4 of 2025 Amending the Town Zoning Ordinance with respect to the definition and regulation of Poultry Husbandry in the Town.

WHEREAS, The Town of Duanesburg is concerned that the term "Poultry Husbandry" is undefined but referenced within the Town Zoning Ordinance's definition of "Agriculture" and that no density is established in the Town Zoning Ordinance for "Poultry Husbandry"; and

WHEREAS, failing to specify in the Town Zoning Ordinance an appropriate density of poultry is likely to pose a threat to the public health safety and welfare of residents of the Town and their property, as maintaining poultry under too dense conditions can lead to disease, to inappropriate waste management, excessive noise and odors and to unsafe living conditions for the poultry; and

WHEREAS, the attached Local Law amending the Town Zoning Ordinance has been drafted to address these issues and the Town Board is the only SEQRA involved agency for this action which consists of adopting a Local Law to amend the Town Zoning Ordinance;

WHEREAS, the Town Board has reviewed the EAF Parts 1, 2 and 3 for this proposed action pursuant to the requirements of SEQRA;

WHEREAS, the Town Board held a duly noticed public hearing on January 9, 2025 and carefully considered all of the oral and written comments made on the proposed Local Law;

**WHEREAS**, the local law was duly referred to Schenectady County Planning, to the Town Planning Board and to the Town Zoning Board of Appeals for comments;

WHEREAS, Schenectady County Planning responded by deferring to local considerations;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board as SEQRA lead agency hereby adopts the EAF Parts 1, 2, and 3 and finds that the proposed local law will not have a significant adverse environmental impact but that instead the local law is being adopted to be protective of the environment and public health by regulating the density of poultry as set forth in the Local Law 4 of 2025 defining and regulating poultry husbandry in the Town of Duanesburg;

**BE IT FURTHER RESOLVED** that the Town Board hereby adopts the proposed local law attached hereto and directs the Town Clerk that it be published and filed as required by law.

By (unanimous/majority) vote of the Town Board of the Town of Duanesburg at its regular meeting on January 23, 2025.

William Wenzel, Supervisor

Jennifer Howe, Town Clerk

Present:

Absent:

Council Members:

William Wenzel Yea Nay Abstain Michael Santulli Yea Nay Abstain Dianne Grant Yea Nay Abstain Andrew Lucks Yea Nay Abstain Nicholas Passonno Yea Nay Abstain

#### TOWN OF DUANESBURG

Local Law No. 4 For the Year 2025

Amending the Zoning Ordinance To Define "Poultry Husbandry" and to Establish Maximum

Density of Poultry Husbandry

BE IT ENACTED by the Town Board of the Town of Duanesburg as follows:

#### Section 1. Title

This local law shall be known as "Poultry Husbandry".

#### Section 2. Authority

This local law is adopted pursuant to the authority in §10 and §22 of the Municipal Home Rule Law.

#### Section 3. Purpose

The goal of this local law is to define the practice of "Poultry Husbandry" in the Town of Duanesburg Zoning Ordinance to ensure that adequate space is provided for the raising of poultry within the Town. Regulating the density of fowl will assist in preventing the creation of nuisance conditions resulting from the accumulation of poultry wastes and the smell and noise associated with "Poultry Husbandry."

#### **Section 4. Zoning Ordinance Amendment**

Section 3 of the Zoning Ordinance is amended to add: a new definition of Poultry Husbandry—the raising of fowl for production and sale of meat or eggs shall be limited in the Town to a density of 100 fowls per acre where the fowls are not contained in structures. Where the fowls are contained in structures the density shall be limited to 1.5 square feet per fowl based on the total square footage of the building footprint plus one additional story, if such additional story is provided. The Planning Board has the limited authority to allow greater density of Poultry Husbandry by special use permit where the Applicant can show that it will meet the standards for the issuance of a special use permit and where the Application addresses waste handling and other potential nuisance conditions to the satisfaction of the Planning Board.

#### Section 5. Severability

Whenever the requirements of this chapter are at variance with the requirements of any other lawfully adopted rules, regulations, ordinances, deed restrictions or covenants, the most restrictive or the higher standard shall govern.

#### Section 6. Effective Date

This local law shall take effect immediately upon its adoption and filing with the Secretary of State.

ZONING COORDINATION REFE SCHENECTADY COUNTY DEPT. OF ECONOMIC DEVELOR Recommendations shall be made within 30 days after receipt proposed action.	OPMENT & PLANNING	For Use By SCDEDP  Received Case No. Returned
FROM: Legislative Body  Zoning Board of Appeals		lunicipality:
Planning Board	<u> </u>	own of Duanesburg
TO: Schenectady County Department of Economic Deve Schaffer Heights, 107 Nott Terrace, Suite 303 Schenectady, NY 12308		el.) 386-2225 ax) 382-5539
ACTION:  Zoning Code/Law Amendment Zoning Map Amendment Subdivision Review Site Plan Review	Special Permit Use Variance Area Variance Other (specify)	
PUBLIC HEARING OR MEETING DATE: 01/09/2025		
SUBJECT: Local Law No. 4 of 2025," A local law to amend the and to Establish Maximum Density of Poultry Husba	Fown Zoning Ordinance To E Indry.	Define "Poultry Husbandry"
REQUIRED 1. Public hearing notice & copy of the apple ENCLOSURES: 2. Map of property affected. (Including Ta Completed environmental assessment in order to make its determination of signact.	x Map I.D. number if availabl form and all other materials r	equired by the referring body
<ol> <li>This zoning case is forwarded to your office for review in Article 12-B of the General Municipal Law, New York Sta</li> </ol>	compliance with Sections 2 tte.	39-I, 239-m and 239-n of
<ol><li>This material is sent to you for review and recommendation is located within 500 feet of the following:</li></ol>	ion because the property aff	ected by the proposed action
the boundary of any city, village or town; the boundary of any existing or proposed Count the right-of-way of any existing or proposed Countighway; the existing or proposed right-of-way of any streethe County has established channel lines; the existing or proposed boundary of any Count institution is situated; the boundary of a farm operation located in an a agriculture and markets law. The referral require of area variances.	inty or State parkway, thruwa am or drainage channel own y or State-owned land on wh agricultural district, as defined	ed by the County or for which ich a public building or
SUBMITTED BY:		
Name: Carol Sowycz	Title: Deputy Town Clerk	
Address: 5853 Western Turnpike Duanesburg, NY 12056	/EAD\ 00E 0040	
E-mail: csowycz@duanesburg.net	Phone: (518) 895-2040	
Cool & Lucy	Date: 12/23/24	<u>.</u>
Signature		

## Full Environmental Assessment Form Part 1 - Project and Setting

### **Instructions for Completing Part 1**

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

#### A. Project and Applicant/Sponsor Information.

Name of Action or Project: 14  Town of Duanesburg Local Law # of 2025			
Project Location (describe, and attach a general location map):			
Town of Duanesburg			
Brief Description of Proposed Action (include purpose or need):			
A Local Law to amend the Town Zoning Ordinace to Define "Poultry Husbandry" and	d to Establish Maximum Density of Po	oultry Husbandry.	
Name of Applicant/Sponsor: Town of Duanesburg	Telephone: 518-895-892	0	
i own of Duanespurg	E-Mail:		
Address: 5853 Western Turnpike			
City/PO: Duanesburg	State: New York	Zip Code: 12056	
Project Contact (if not same as sponsor; give name and title/role):	Telephone: 518-895-233	1	
William Wenzel, Town Supervisor	E-Mail: wwenzel@duane	esburg.net	
Address: 5853 Western Turnpike			
City/PO: Duanesburg	State: New York	Zip Code: 12056	
Property Owner (if not same as sponsor):	Telephone:		
	E-Mail:		
Address:			
City/PO:	State:	Zip Code:	

# **B.** Government Approvals

B. Government Approvals, Funding, or Spon assistance.)	sorship. ("Funding" includes grants, loans, ta	ax relief, and any other	forms of financial
Government Entity	If Yes: Identify Agency and Approval(s) Required	Applicati	į.
a. City Council, Town Board, ✓Yes ☐No or Village Board of Trustees	Town Board	12/23/2024	
b. City, Town or Village ☐Yes☐No Planning Board or Commission			
c. City, Town or ☐Yes☐No Village Zoning Board of Appeals			-
d. Other local agencies □Yes□No			
e. County agencies ✓Yes□No	County Planning	12/23/2024	
f. Regional agencies			
g. State agencies			
h. Federal agencies ☐Yes☐No  i. Coastal Resources.			
	r the waterfront area of a Designated Inland W	/aterway?	□Yes□No
<ul><li>ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?</li><li>iii. Is the project site within a Coastal Erosion Hazard Area?</li></ul>		□ Yes□No □ Yes□No	
C. Planning and Zoning			
C.1. Planning and zoning actions.			
<ul> <li>Will administrative or legislative adoption, or an only approval(s) which must be granted to enab</li> <li>If Yes, complete sections C, F and G.</li> <li>If No, proceed to question C.2 and complete sections C.2.</li> </ul>	nendment of a plan, local law, ordinance, rule le the proposed action to proceed? uplete all remaining sections and questions in F		<b>∠</b> Yes <b>□</b> No
C.2. Adopted land use plans.		, , , , , , , , , , , , , , , , , , ,	, , , , , , , , , , , , , , , , , , , ,
a. Do any municipally- adopted (city, town, vill where the proposed action would be located? If Yes, does the comprehensive plan include spe would be located?	cific recommendations for the site where the p	proposed action	☑Yes□No ☑Yes□No
b. Is the site of the proposed action within any lo Brownfield Opportunity Area (BOA); designation or other?)  If Yes, identify the plan(s):	ocal or regional special planning district (for eated State or Federal heritage area; watershed to	xample: Greenway; management plan;	□Yes <b>☑</b> No
c. Is the proposed action located wholly or parti or an adopted municipal farmland protection If Yes, identify the plan(s):	ally within an area listed in an adopted munici plan?	ipal open space plan,	<b>⊉</b> Yes <b>□</b> No

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district?	<b>∠</b> Yes <b>N</b> o
b. Is the use permitted or allowed by a special or conditional use permit?	<b>∠</b> Yes <b>N</b> o
<ul> <li>c. Is a zoning change requested as part of the proposed action?</li> <li>If Yes,</li> <li>i. What is the proposed new zoning for the site?</li> </ul>	□ Yes <b>☑</b> No
C.4. Existing community services.	
a. In what school district is the project site located? Duanesburg ,Schalmont, Amsterdam, Schoharie,Berne Knox	
b. What police or other public protection forces serve the project site? NYS Police, Schenectady County Sheriff Department	
c. Which fire protection and emergency medical services serve the project site?  Duanesburg, Esperance, Mariaville, Quakerstreet, Delanson, Burtonsville Fire Protection, Duanesburg Ambulance, Esperance Am	ibulance
d. What parks serve the project site? Shafer Park, Van Patten, Veterans Park	
D. Project Details	
D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mix components)?	ed, include all
b. a. Total acreage of the site of the proposed action?  b. Total acreage to be physically disturbed?  acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	
<ul> <li>c. Is the proposed action an expansion of an existing project or use?</li> <li>i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, mil square feet)?</li> <li>%</li> <li>Units:</li> </ul>	☐ Yes☐ No es, housing units,
d. Is the proposed action a subdivision, or does it include a subdivision?	□Yes □No
If Yes,  i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)	
ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed?	□Yes □No
iv. Minimum and maximum proposed lot sizes? Minimum Maximum e. Will the proposed action be constructed in multiple phases?	, , , , , , , , , , , , , , , , , , ,
i. If No, anticipated period of construction:  ii. If Yes:  months	□Yes□No
<ul> <li>Total number of phases anticipated</li> <li>Anticipated commencement date of phase 1 (including demolition) month year</li> <li>Anticipated completion date of final phase month year</li> <li>Generally describe connections or relationships among phases, including any contingencies where prog determine timing or duration of future phases:</li> </ul>	ress of one phase may

f. Does the project include new residential uses?			□Yes□No
If Yes, show numbers of units proposed.	m	25 11 1 22 11 22	
One Family Two Family	Three Family	Multiple Family (four or more)	
Initial Phase			
At completion			
of all phases			
g. Does the proposed action include new non-reside	ntial construction (incl	uding expansions)?	□Yes □No
If Yes,	•	<b>5</b> 1 /	
i. Total number of structures			
ii. Dimensions (in feet) of largest proposed structur	re:height;	width; andlength	
iii. Approximate extent of building space to be heat			
h. Does the proposed action include construction or	other activities that wi	Il result in the impoundment of any	□Yes □No
liquids, such as creation of a water supply, reserv If Yes,	oir, pond, lake, waste l	agoon or other storage?	
. D. C.1 .			
i. If a water impoundment, the principal source of	the water:	☐ Ground water ☐ Surface water strea	ms Other specify:
			ins Liother speeny.
iii. If other than water, identify the type of impound	ed/contained liquids an	d their source.	
in American sing of the second in the second	77 f	111	
<ul><li>iv. Approximate size of the proposed impoundment</li><li>v. Dimensions of the proposed dam or impounding</li></ul>	. Volume:	million gallons; surface area:	acres
vi. Construction method/materials for the proposed	dam or impounding st	neigni;lengin	orata):
	dun of impounding st	ructure (e.g., cartir iiii, rock, wood, coii	cicle).
D.2. Project Operations			
a. Does the proposed action include any excavation,	mining, or dredging, of	luring construction, operations, or both?	Yes No
(Not including general site preparation, grading or	r installation of utilities	s or foundations where all excavated	
materials will remain onsite)			
If Yes:			
i. What is the purpose of the excavation or dredging	g?		
ii. How much material (including rock, earth, sedim	ents, etc.) is proposed t	to be removed from the site?	
Volume (specify tons or cubic yards):			
• Over what duration of time? <i>iii.</i> Describe nature and characteristics of materials t	o he apparented as due d		
m. Describe nature and characteristics of materials t	o be excavated or dred	ged, and plans to use, manage or dispos	e of them.
iv. Will there be onsite dewatering or processing of			Yes No
If yes, describe.	,		
v. What is the total area to be dredged or excavated	l?	acres	
vi. What is the maximum area to be worked at any t	one ume?	acres	
vii. What would be the maximum depth of excavation viii. Will the excavation require blasting?	on or dredging?	feet	Filez Filoz
ix. Summarize site reclamation goals and plan:			Yes No
b. Would the proposed action cause or result in alter	ration of, increase or de	crease in size of or encroachment	Yes No
into any existing wetland, waterbody, shoreline,	beach or adjacent area?	)	L. 1 00 L. 1 10
If Yes:	·		
i. Identify the wetland or waterbody which would	be affected (by name,	water index number, wetland map numl	er or geographic
description):			

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:	
ii. Will the proposed action cause or result in disturbance to bottom sediments?  If Yes, describe:	∐Yes□No
iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?	☐ Yes ☐ No
If Yes:	
<ul> <li>acres of aquatic vegetation proposed to be removed:</li> <li>expected acreage of aquatic vegetation remaining after project completion:</li> </ul>	
purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):	
proposed method of plant removal:	
<ul> <li>if chemical/herbicide treatment will be used, specify product(s):</li> </ul>	
2. Describe any proposed reclamation/mitigation following disturbance:	
Will the proposed action use, or create a new demand for water?	□Yes □No
Yes:	
i. Total anticipated water usage/demand per day: gallons/day	
i. Will the proposed action obtain water from an existing public water supply?	□Yes □No
Yes:  Name of district or service area:	
<ul> <li>Name of district or service area:</li> <li>Does the existing public water supply have capacity to serve the proposal?</li> </ul>	ПvПът
<ul> <li>Is the project site in the existing district?</li> </ul>	☐ Yes☐ No ☐ Yes☐ No
Is expansion of the district needed?	☐ Yes☐ No
Do existing lines serve the project site?	☐ Yes☐ No
Will line extension within an existing district be necessary to supply the project? Yes:	□Yes □No
Describe extensions or capacity expansions proposed to serve this project:	
Source(s) of supply for the district:	
v. Is a new water supply district or service area proposed to be formed to serve the project site? Yes:	☐ Yes ☐ No
Applicant/sponsor for new district:	
Date application submitted or anticipated:	-
<ul> <li>Proposed source(s) of supply for new district:</li> </ul>	
. If a public water supply will not be used, describe plans to provide water supply for the project:	
. If water supply will be from wells (public or private), what is the maximum pumping capacity:	gallons/minute.
Will the proposed action generate liquid wastes?	☐ Yes ☐ No
Yes:	
Total anticipated liquid waste generation per day: gallons/day	10
i. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe a approximate volumes or proportions of each):	
Will the proposed action we are existing 111 at 111	
Will the proposed action use any existing public wastewater treatment facilities?  If Yes:	□Yes □No
Name of wastewater treatment plant to be used:	
Name of district:	
<ul> <li>Does the existing wastewater treatment plant have capacity to serve the project?</li> </ul>	☐ Yes ☐ No
• Is the project site in the existing district?	□Yes □No
• Is expansion of the district needed?	□Yes □No

Do existing sewer lines serve the project site?	☐Yes ☐No
Will a line extension within an existing district be necessary to serve the project?	☐Yes ☐No
If Yes:	
<ul> <li>Describe extensions or capacity expansions proposed to serve this project:</li> </ul>	
iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?	□Yes □No
If Yes:	
Applicant/sponsor for new district:    Detailed in the interpretation of the interp	
Date application submitted or anticipated:	
What is the receiving water for the wastewater discharge?  If public facilities will not be used described by the second	10.1
v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specireceiving water (name and classification if surface discharge or describe subsurface disposal plans):	rying proposed
vi. Describe any plans or designs to capture, recycle or reuse liquid waste:	
e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point	☐Yes ☐No
sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point	
source (i.e. sheet flow) during construction or post construction?	
If Yes:	
i. How much impervious surface will the project create in relation to total size of project parcel?	
Square feet or acres (impervious surface)	
Square feet or acres (parcel size)	
ii. Describe types of new point sources.	
iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent pr	"an artia
groundwater, on-site surface water or off-site surface waters)?	roperues,
groundwater, our site surface waters):	
If to surface waters, identify receiving water bodies or wetlands:	
Will stormwater runoff flow to adjacent properties?	
iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?	☐Yes☐No
f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel	
combustion, waste incineration, or other processes or operations?	□Yes □No
If Yes, identify:	
i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)	
visited and the project operations (e.g., newly equipment, neet of derivery ventores)	
ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)	
iii Stationery governe during encyations (e.g. massess principal large heiter all this contributions)	
iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)	
g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit,	Yes □No
or Federal Clean Air Act Title IV or Title V Permit?	T 62 1100
If Yes:	
i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet	□Yes□No
ambient air quality standards for all or some parts of the year)	mand r CO Femiliato
ii. In addition to emissions as calculated in the application, the project will generate:	
•Tons/year (short tons) of Carbon Dioxide (CO <sub>2</sub> )	
•Tons/year (short tons) of Nitrous Oxide (N <sub>2</sub> O)	
•Tons/year (short tons) of Perfluorocarbons (PFCs)	
• Tons/year (short tons) of Sulfur Hexafluoride (SF <sub>6</sub> )	
Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)	*
Tons/year (short tons) of Hazardous Air Pollutants (HAPs)	

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)?  If Yes:	
<ul> <li>i. Estimate methane generation in tons/year (metric):</li> <li>ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generation);</li> </ul>	enerate heat or
<ul> <li>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations?</li> <li>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):</li> </ul>	□Yes□No
<ul> <li>j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services?</li> <li>If Yes: <ul> <li>i. When is the peak traffic expected (Check all that apply):</li> <li>Morning</li> <li>Evening</li> <li>Weekend</li> <li>Randomly between hours of</li> <li>to</li> <li>ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks)</li> </ul> </li> </ul>	No s):
<ul> <li>iii. Parking spaces: Existing Proposed Net increase/decrease</li></ul>	□Yes □No
<ul> <li>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy?</li> <li>If Yes: <ul> <li>i. Estimate annual electricity demand during operation of the proposed action:</li> <li>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/lother):</li> <li>iii. Will the proposed action require a new, or an upgrade, to an existing substation?</li> </ul> </li> </ul>	
1. Hours of operation. Answer all items which apply.  i. During Construction:  Monday - Friday:  Saturday:  Sunday:  Holidays:  Holidays:	

	Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both?	□Yes□No
•	Provide details including sources, time of day and duration:	
	Will the proposed action remove existing natural barriers that could act as a noise barrier or screen?  Describe:	□Yes□No
n. '	Will the proposed action have outdoor lighting?	☐Yes ☐No
If	yes:  Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:	
	Will proposed action remove existing natural barriers that could act as a light barrier or screen?  Describe:	□Yes□No
o. 1	Does the proposed action have the potential to produce odors for more than one hour per day?  If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:	☐ Yes ☐ No
If N i. ii.	Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage?  Yes:  Product(s) to be stored  Volume(s) per unit time (e.g., month, year)  Generally, describe the proposed storage facilities:	□ Yes □No
<i></i>	Constanty, describe the proposed storage facilities.	
If	Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation?  Yes:  Describe proposed treatment(s):	☐ Yes ☐No
	Will discuss and all the state of the state	point of the state
	. Will the proposed action use Integrated Pest Management Practices?  Vill the proposed action (commercial or industrial projects only) involve or require the management or disposal	☐ Yes ☐No ☐ Yes ☐No
C	f solid waste (excluding hazardous materials)?	
If Y		
ι.	Describe any solid waste(s) to be generated during construction or operation of the facility:  • Construction: (unit of time)	
	• Operation : tons per (unit of time)	
ii.	<ul> <li>Construction: tons per (unit of time)</li> <li>Operation: tons per (unit of time)</li> <li>Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste</li> <li>Construction:</li> </ul>	: 
	• Operation:	
iii.	Proposed disposal methods/facilities for solid waste generated on-site:  Construction:	
	Operation:	

s. Does the proposed action include construction or modific If Yes:	cation of a solid waste n	nanagement facility?	∐ Yes ∐ No
<ul><li>i. Type of management or handling of waste proposed for</li></ul>	r the site (e.g. recycling	or transfer station composting	r landfill or
other dienocal activities).	i ino sito (o.g., rooyonii		, iandini, or
ii. Anticipated rate of disposal/processing:			
•Tons/month, if transfer or other non-con-		nent, or	
Tons/hour, if combustion or thermal tre	atment		
iii. If landfill, anticipated site life:	years		
t. Will the proposed action at the site involve the commerci	al generation, treatment	, storage, or disposal of hazardo	ous Yes No
waste?			
If Yes:			
i. Name(s) of all hazardous wastes or constituents to be g	enerated, handled or ma	naged at facility:	
ii. Generally describe processes or activities involving haz	zardous wastes or consti	tuents:	
222 Co. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	/		
iii. Specify amount to be handled or generated ton	s/month		
iv. Describe any proposals for on-site minimization, recyc	inig of feuse of hazardo	ds constituents:	
v. Will any hazardous wastes be disposed at an existing o	ffsite hazardous waste f	acility?	☐Yes ☐No
If Yes: provide name and location of facility:			·
If No: describe proposed management of any hazardous wa	-4	1 1 2	
11 140, describe proposed management of any nazardous wa	istes which will not be s	ent to a nazardous waste facility	<b>/</b> :
E. Site and Setting of Proposed Action			
E.1. Land uses on and surrounding the project site			
a. Existing land uses.	• • •		
i. Check all uses that occur on, adjoining and near the pr ☐ Urban ☐ Industrial ☐ Commercial ☐ Residen	ojeci site.	ural (non farm)	
Forest Agriculture Aquatic Other (s	mar (suburbari) 🗾 Ki	urar (non-rarm)	
ii. If mix of uses, generally describe:	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
b. Land uses and covertypes on the project site.			
Land use or	Current	Acreage After	Change
Covertype	Acreage	Project Completion	(Acres +/-)
Roads, buildings, and other paved or impervious		Troject completion	(110108 17 )
surfaces			
Forested			
Meadows, grasslands or brushlands (non-			
agricultural, including abandoned agricultural)			
Agricultural			
(includes active orchards, field, greenhouse etc.)			
Surface water features			
(lakes, ponds, streams, rivers, etc.)			
<ul> <li>Wetlands (freshwater or tidal)</li> </ul>			
Non-vegetated (bare rock, earth or fill)			
• Other			
Describe:			

c. Is the project site presently used by members of the community for public recreation?  i. If Yes: explain:	□Yes□No
d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site?  If Yes,	□Yes□No
i. Identify Facilities:	
e. Does the project site contain an existing dam?  If Yes:	□Yes□No
i. Dimensions of the dam and impoundment:	
Dam height:     Fact	
Dam length:	
• Surface area: acres	
Volume impounded:	
ii. Dam's existing hazard classification:	
iii. Provide date and summarize results of last inspection:	
f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility Yes:	∐Yes∏No lity?
i. Has the facility been formally closed?	☐Yes☐ No
If yes, cite sources/documentation:	
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:	
iii. Describe any development constraints due to the prior solid waste activities:	
g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? If Yes:	□Yes□No
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurr	ed:
h Detected containing the Live TT of the containing	
<ul> <li>h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site?</li> <li>If Yes:</li> </ul>	□Yes□ No
<ul> <li>i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply:</li> </ul>	□Yes□No
Yes – Spills Incidents database Provide DEC ID number(s):	
☐ Yes – Environmental Site Remediation database Provide DEC ID number(s): ☐ Neither database	
ii. If site has been subject of RCRA corrective activities, describe control measures:	
<ul><li>iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database?</li><li>If yes, provide DEC ID number(s):</li></ul>	□Yes□No
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):	

v. Is the project site subject to an institutional control limiting property uses?	□Yes□No
<ul> <li>If yes, DEC site ID number:</li> <li>Describe the type of institutional control (e.g., deed restriction or easement):</li> </ul>	
Describe the type of institutional control (e.g., deed restriction or easement):     Describe any use limitations:	
Desit	
Will the project affect the institutional or engineering controls in place?	□Yes□No
Explain:	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site?	
b. Are there bedrock outcroppings on the project site?	☐ Yes ☐ No
If Yes, what proportion of the site is comprised of bedrock outcroppings?%	
c. Predominant soil type(s) present on project site:	%
	%
	%
d. What is the average depth to the water table on the project site? Average: feet	
e. Drainage status of project site soils: Well Drained: % of site	
Moderately Well Drained: % of site	
Poorly Drained% of site	
f. Approximate proportion of proposed action site with slopes: 0-10%: % of site	
10-15%: % of site	
15% or greater:% of site	
g. Are there any unique geologic features on the project site?	☐ Yes☐No
If Yes, describe:	
h. Surface water features.	
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)?	□Yes□No
ii. Do any wetlands or other waterbodies adjoin the project site?	☐Yes ☐No
If Yes to either $i$ or $ii$ , continue. If No, skip to E.2.i.	Land 1 Object 110
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal,	☐ Yes ☐ No
state or local agency?	
<ul> <li>iv. For each identified regulated wetland and waterbody on the project site, provide the following information:</li> <li>Streams: Name Classification</li> </ul>	
<ul> <li>Lakes or Ponds: Name</li> <li>Classification</li> </ul>	
Wetlands: Name Approximate Size	
• Wetland No. (if regulated by DEC)	<b>—</b>
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies?	☐ Yes ☐No
If yes, name of impaired water body/bodies and basis for listing as impaired:	
i. Is the project site in a designated Floodway?	∐Yes □No
j. Is the project site in the 100-year Floodplain?	☐Yes ☐No
k. Is the project site in the 500-year Floodplain?	∐Yes ∐No
1. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer?  If Yes:	□Yes □No
i. Name of aquifer:	

m. Identify the predominant wildlife species that occupy or use the project site:	
n. Does the project site contain a designated significant natural community?  If Yes:  i. Describe the habitat/community (composition, function, and basis for designation):	□Yes □No
ii. Source(s) of description or evaluation:  iii. Extent of community/habitat:  • Currently:  • Following completion of project as proposed:  • Gain or loss (indicate + or -):  acres  acres	
<ul> <li>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened If Yes: <ol> <li>i. Species and listing (endangered or threatened):</li> </ol> </li> </ul>	☐ Yes☐No species?
<ul> <li>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern?</li> <li>If Yes: <ul> <li>i. Species and listing:</li> </ul> </li> </ul>	□Yes□No
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing?  If yes, give a brief description of how the proposed action may affect that use:	□Yes□No
E.3. Designated Public Resources On or Near Project Site	
<ul> <li>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304?</li> <li>If Yes, provide county plus district name/number:</li> </ul>	□Yes □No
b. Are agricultural lands consisting of highly productive soils present?  i. If Yes: acreage(s) on project site?  ii. Source(s) of soil rating(s):	□Yes □No
<ul> <li>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark?</li> <li>If Yes: <ul> <li>i. Nature of the natural landmark:</li> <li>ii. Biological Community</li> <li>ii. Geological Feature</li> <li>iii. Provide brief description of landmark, including values behind designation and approximate size/extent:</li> </ul> </li> </ul>	∐Yes□No
d. Is the project site located in or does it adjoin a state listed Critical Environmental Area?  If Yes:  i. CEA name:  ii. Basis for designation:  iii. Designating agency and date:	∐Yes∐No

e. Does the project site contain, or is it substantially contiguous to, a build which is listed on the National or State Register of Historic Places, or the Office of Parks, Recreation and Historic Preservation to be eligible for I If Yes:  i. Nature of historic/archaeological resource: Archaeological Site ii. Name:  iii. Brief description of attributes on which listing is based:	at has been determined by the Commission	
f. Is the project site, or any portion of it, located in or adjacent to an area of archaeological sites on the NY State Historic Preservation Office (SHPO		∐Yes □No
<ul> <li>g. Have additional archaeological or historic site(s) or resources been iden If Yes:</li> <li>i. Describe possible resource(s):</li> <li>ii. Basis for identification:</li> </ul>		□Yes□No
<ul> <li>h. Is the project site within fives miles of any officially designated and put scenic or aesthetic resource?</li> <li>If Yes: <ul> <li>i. Identify resource:</li> </ul> </li> </ul>	•	∐Yes∏No
<ul> <li>ii. Nature of, or basis for, designation (e.g., established highway overlood etc.):</li> <li>iii. Distance between project and resource:</li> <li>mile</li> </ul>		scenic byway,
<ul> <li>i. Is the project site located within a designated river corridor under the V Program 6 NYCRR 666?</li> <li>If Yes: <ul> <li>i. Identify the name of the river and its designation:</li> </ul> </li> </ul>	Vild, Scenic and Recreational Rivers	☐ Yes ☐ No
ii. Is the activity consistent with development restrictions contained in 61	VYCRR Part 666?	∐Yes ∏No
F. Additional Information Attach any additional information which may be needed to clarify your p If you have identified any adverse impacts which could be associated wi measures which you propose to avoid or minimize them.	•	pacts plus any
G. Verification I certify that the information provided is true to the best of my knowledge	re.	
Applicant/Sponsor Name William Wenzel	Date	
Signature	Title	

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

Project : Agency Use Only [If applicable]

Date : 1223/2024

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.

1. Impact on Land	r and projects		
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.	NO		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		
<ul> <li>c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.</li> </ul>	E2a		
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a		
<ul> <li>The proposed action may involve construction that continues for more than one year or in multiple phases.</li> </ul>	D1e		
<ul> <li>f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).</li> </ul>	D2e, D2q		
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i		
h. Other impacts:			

2. Impact on Geological Features			
The proposed action may result in the modification or destruction of, or inhib 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.	it <b>Ø</b> NO		YES
g Too , answer questions a c. ly 140 , more on to bection 5.	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		
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark.  Specific feature:	E3c		
c. Other impacts:			
3. Impacts on Surface Water  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)  If "Yes", answer questions a - l. If "No", move on to Section 4.	☑NO		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		
<ul> <li>e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.</li> </ul>	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		
<ol> <li>The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.</li> </ol>	E2h		
<ul> <li>j. The proposed action may involve the application of pesticides or herbicides in or around any water body.</li> </ul>	D2q, E2h		
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d		

1. Other impacts:			
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.	<b>₽</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 require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c		
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer.  Cite Source:	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, E21		
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:			О
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.	NO		YES
2y 100 y antity of questions at g. 1j 110 y move on to section 0.	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		П
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,	Ele		

g. Other impacts:			
6. Impacts on Air  The proposed action may include a state regulated air emission source.  (See Part 1. D.2.f., D.2.h, D.2.g)  If "Yes", answer questions a - f. If "No", move on to Section 7.	✓NO	) [	YES
	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>i. More than 1000 tons/year of carbon dioxide (CO<sub>2</sub>)</li> <li>ii. More than 3.5 tons/year of nitrous oxide (N<sub>2</sub>O)</li> <li>iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)</li> <li>iv. More than .045 tons/year of sulfur hexafluoride (SF<sub>6</sub>)</li> <li>v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions</li> </ol> </li> </ul>	D2g D2g D2g D2g D2g D2g		
vi. 43 tons/year or more of methane	D2h		
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.	D2g		
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.	D2f, D2g		
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g		
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s		
f. Other impacts:			
7. Impact on Plants and Animals  The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. If "Yes", answer questions a - j. If "No", move on to Section 8.	mq.)	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		П
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.	E2p		
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.	E2p	П	

6. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.  8. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community.  9. 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.  1. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat.  1. Proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat.  1. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.  2. Other impacts:  1. Other impacts:  1. Other impacts:  1. Other impacts on Agricultural Resources The proposed action may impact agricultural resources. (See Part 1, E.3.a. and b.)  1. Yes ". answer questions a - h. If "No", move on to Section 9.  1. Relevant Part 1 vastication and the proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.  1. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vincyard, orchard, ctc).  2. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.  3. The proposed action may reversibly convert agricultural land to non-agricultural and uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 care if not writin an Agricultural District, or more than 10 care if not writin an Agricultural District, or more than 10 care if not writin an Agricultural District, or more than 10 care if not writin an Agricultural Protection Plan.  1. The proposed action may result, directly or indirectly, in increased development				
portion of a designated significant natural community.  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.  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:  i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.  j. Other impacts:    Day   Day   Day	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		
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:  i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.  j. Other impacts:  i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.  j. Other impacts:  i. Proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)  If "Yes", answer questions a - h. If "No", move on to Section 9.  Relevant Part 1 Question(s)  Impact name impact soil classified within soil group 1 through 4 of the NYS Land Classification System.  b. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.  b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).  c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.  d. The proposed action may irreversibly convert agricultural District, or more than 10 acres if not within an Agricultural District.  e. The proposed action may irreversibly convert agricultural District, or more than 10 acres if not within an Agricultural District.  e. The proposed action may irreversibly convert agricultural land management system.  f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.  g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	portion of a designated significant natural community.  Source:	E2n		
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.  j. Other impacts:	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		
8. Impact on Agricultural Resources The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)  If "Yes", answer questions a - h. If "No", move on to Section 9.  Relevant Part 1 Question(s) Impact may occur a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.  b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).  c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.  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.  e. The proposed action may disrupt or prevent installation of an agricultural land management system.  f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.  g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	grassland or any other regionally or locally important habitat.	Е1ь		
8. Impact on Agricultural Resources The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)  If "Yes", answer questions a - h. If "No", move on to Section 9.  Relevant Part I Question(s)  Relevant Part I Question(s)  Relevant Part I Question(s)  Relevant Part I Question(s)  Impact may occur occur  a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.  b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).  c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.  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.  e. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.  g. The proposed project is not consistent with the adopted municipal Farmland  F. Other inverted.	i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	П	П
The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.)  If "Yes", answer questions a - h. If "No", move on to Section 9.  Relevant Part 1 Question(s)  Relevant Part 1 Question(s)  No, or small impact may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.  b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).  c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.  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.  e. The proposed action may disrupt or prevent installation of an agricultural land management system.  f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.  g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	j. Other impacts:			
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(includes cropland, hayfields, pasture, vineyard, orchard, etc).  c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.  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.  e. The proposed action may disrupt or prevent installation of an agricultural land management system.  f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.  g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.		Part I	small impact	to large impact may
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f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.  C2c, C3, D2d  g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of</li> </ul>	Part I Question(s) E2c, E3b E1a, Elb	small impact may occur	to large impact may occur
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.  C2c	<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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</li> </ul>	Part I Question(s)  E2c, E3b  E1a, E1b  E3b	small impact may occur	to large impact may occur
Protection Plan.	<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land</li> </ul>	Part I Question(s)  E2c, E3b  E1a, E1b  E3b  E1b, E3a	small impact may occur	to large impact may occur
h. Other impacts:	<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land management system.</li> <li>f. The proposed action may result, directly or indirectly, in increased development</li> </ul>	Part I Question(s)  E2c, E3b  E1a, E1b  E3b  E1b, E3a  E1 a, E1b  C2c, C3,	small impact may occur	to large impact may occur
	<ul> <li>b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).</li> <li>c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.</li> <li>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.</li> <li>e. The proposed action may disrupt or prevent installation of an agricultural land management system.</li> <li>f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.</li> <li>g. The proposed project is not consistent with the adopted municipal Farmland</li> </ul>	Part I Question(s)  E2c, E3b  E1a, E1b  E3b  E1b, E3a  E1 a, E1b  C2c, C3, D2c, D2d	small impact may occur	to large impact may occur

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.	I N	0 [	]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		
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h		
d. The situation or activity in which viewers are engaged while viewing the proposed action is:	E3h		
i. Routine travel by residents, including travel to and from work	E2q,	<u> </u>	<b></b>
ii. Recreational or tourism based activities	Elc		
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h		
f. There are similar projects visible within the following distance of the proposed project:  0-1/2 mile ½ -3 mile 3-5 mile 5+ mile	Dla, Ela, Dlf, Dlg		
g. Other impacts:			
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.)  If "Yes", answer questions a - e. If "No", go to Section 11.	<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 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.	Е3е		
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.	E3f		
<ul> <li>c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory.</li> <li>Source:</li> </ul>	E3g		

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:			
<ol> <li>The proposed action may result in the destruction or alteration of all or part of the site or property.</li> </ol>	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		
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.	<b>✓</b> No	o [	YES
(See Part 1. C.2.c, E.1.c., E.2.q.)  If "Yes", answer questions a - e. If "No", go to Section 12.			
	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		
<ul> <li>d. The proposed action may result in loss of an area now used informally by the community as an open space resource.</li> </ul>	C2c, E1c		
e. Other impacts:			
	·		
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.	✓ NO	o 🔲	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:			

13. Impact on Transportation			
The proposed action may result in a change to existing transportation system (See Part 1. D.2.j)	s. 🔽 N	о 🗌	YES
If "Yes", answer questions a - f. If "No", go to Section 14.			
	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		
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		
f. Other impacts:			
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)	<b>∠</b> N	0 🔲	YES
If "Yes", answer questions a - e. If "No", go to Section 15.			
	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:			
18 1			
15. Impact on Noise, Odor, and Light  The proposed action may result in an increase in noise, odors, or outdoor ligh (See Part 1. D.2.m., n., and o.)  If "Yes", answer questions a - f. If "No", go to Section 16.	ting. 🔽 NC		YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
<ul> <li>a. The proposed action may produce sound above noise levels established by local regulation.</li> </ul>	D2m		
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d		
c. The proposed action may result in routine odors for more than one hour per day.	D2o		

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:			
16. Impact on Human Health			
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. ar If "Yes", answer questions a - m. If "No", go to Section 17.	nd h.)	D 🔲	YES
	Relevant Part I Question(s)	No,or small impact may cccur	Moderate to large impact may occur
<ul> <li>a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.</li> </ul>	E1d		
b. The site of the proposed action is currently undergoing remediation.	Elg, Elh		
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		
<ul> <li>d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).</li> </ul>	Elg, Elh		
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		
<ul> <li>g. The proposed action involves construction or modification of a solid waste management facility.</li> </ul>	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.	Elf, Elg		
<ol> <li>The proposed action may result in the release of contaminated leachate from the project site.</li> </ol>	D2s, E1f, D2r		
m. Other impacts:			

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.)	NO		/ES
If "Yes", answer questions a - h. 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		П
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	П	
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:			
			l
18. Consistency with Community Character  The proposed project is inconsistent with the existing community character.  (See Part 1. C.2, C.3, D.2, E.3)	NO		YES
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>a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.</li> </ul>	E3e, E3f, E3g		
<ul> <li>b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)</li> </ul>	C4		
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a		
<ul> <li>d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.</li> </ul>	C2, E3		
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3		
			<b>—</b>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h		

Project : Local Law #4 2025

Date : 12/23/2024

## Full Environmental Assessment Form Part 3 - Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

## **Reasons Supporting This Determination:**

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact
  occurring, number of people affected by the impact and any additional environmental consequences if the impact were to
  occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where
  there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse
  environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

The proposed Local Law #4 for 2025 Amending the Town Zoning Ordinance with respect to the definition and regulation of Poultry Husbandry within the Town of Duanesburg has been evaluated by the Town of Duanesburg Town Board for potential environmental impacts in accordance with the SEQRA Full Environmental Assessment Form, Part 2- Identification of Potential Impacts. None of the potential impacts have been identified as Moderate to Large for the proposed adoption.

Determination of Significance - Type 1 and Unlisted Actions						
SEQR Status:	✓ Type 1	Unlisted				
Identify portions of E	EAF completed for this P	roject: Part 1	Part 2	✓ Part 3		

Upon review of the information recorded on this EAF, as noted, plus this additional support inf	formation				
and considering both the magnitude and importance of each identified potential impact, it is the	conclusion of the as lead agency that:				
A. This project will result in no significant adverse impacts on the environment, and, the statement need not be prepared. Accordingly, this negative declaration is issued.	refore, an environmental impact				
B. Although this project could have a significant adverse impact on the environment, tha substantially mitigated because of the following conditions which will be required by the lead a	t impact will be avoided or agency:				
There will, therefore, be no significant adverse impacts from the project as conditioned, and, the declaration is issued. A conditioned negative declaration may be used only for UNLISTED ac	nerefore, this conditioned negative tions (see 6 NYCRR 617.7(d)).				
C. This Project may result in one or more significant adverse impacts on the environment statement must be prepared to further assess the impact(s) and possible mitigation and to explaimpacts. Accordingly, this positive declaration is issued.	nt, and an environmental impact ore alternatives to avoid or reduce those				
Name of Action: Local Law #4 2025 amending the Town Zoning Ordinance definition and Regulation of	Poultry Husbandry				
Name of Lead Agency: Town Board Town of Duanesburg					
Name of Responsible Officer in Lead Agency: William Wenzel					
Title of Responsible Officer: Town Supervisor					
Signature of Responsible Officer in Lead Agency:	Date:				
Signature of Preparer (if different from Responsible Officer) Carol Sowycz	Date:				
For Further Information:					
Contact Person; Jennifer Howe					
Address: 5853 Western Turnpike, Duanesburg NY 12056					
Telephone Number: 518-895-8920					
E-mail: jhowe@duanesburg.net					
For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent	to:				
Chief Executive Officer of the political subdivision in which the action will be principally loc Other involved agencies (if any)  Applicant (if any)  Environmental Notice Bulletin: <a href="http://www.dec.ny.gov/enb/enb.html">http://www.dec.ny.gov/enb/enb.html</a>	ated (e.g., Town / City / Village of)				