

State Environmental Quality Review  
**POSITIVE DECLARATION**

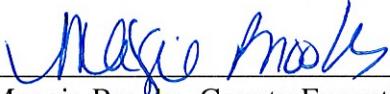
Notice of Intent to Prepare a Draft SEIS, Determination of Significance and  
Availability of Draft Scoping Document for Public Comment

**Project Number:** 8-2648-00014

**Date:** November 4, 2009

This notice is issued pursuant to the New York State Environmental Quality Review Act, Article 8 of the New York Environmental Conservation Law, and 6 N.Y.C.R.R. Part 617 et seq. of the implementing regulations thereto ("SEQR").

Monroe County as Lead Agency, has determined that the proposed construction of soil borrow areas at the Mill Seat Landfill may have a significant adverse impact on the environment and that a Draft Supplemental Environmental Impact Statement will be prepared (hereinafter the "DSEIS").

  
Maggie Brooks, County Executive



**Name of Action:**

Construction and operation of soil borrow areas and associated facilities at the Monroe County Mill Seat Landfill (the "proposed project").

**SEQR Status:**

Type 1   
Unlisted

**Scoping:**

No  Yes  If yes, indicate how scoping will be conducted:

The County will solicit written public comments and conduct a public Scoping Meeting to determine what should be discussed and evaluated in the DSEIS. A Draft Scoping Document for the DSEIS is available for public review and comment. Copies of the document are available at: Monroe County Department of Environmental Services, 50 W. Main Street, Rochester, NY 14614; Monroe County Mill Seat Landfill, 303 Brew Road, Bergen, NY 14416; Town of Riga, 6460 East Buffalo Road, Churchville, NY 14428; and Byron-Bergen Public Library, 13 South Lake Avenue, Bergen, NY 14416. The Public Scoping Meeting will be held on December 2, 2009 at 7:00 p.m. in Town of Riga, 6460 East Buffalo Road, Churchville, NY 14428. Written comments on the Scope will be accepted until December 16, 2009. Comments should be submitted to the contact person listed below.

**Description of Action:**

Construct and operate two soil borrow areas of approximately 20 acres and 42 acres in size which will provide on-site soils for operation of the currently permitted Mill Seat Landfill and which will include related facilities such as roads, berms, and stormwater control measures.

A modification to the 6 NYCRR Part 360, Solid Waste Management Permit for the Mill Seat Landfill will be required from the New York State Department of Environmental Conservation (NYSDEC) in order to implement this project.

**Location:**

The two soil borrow areas and related facilities (hereinafter collectively referred to as the "proposed project site" or the "Borrow Area") will be located on approximately 62 acres located just south of and adjacent to the Mill Seat Landfill footprint which is located in the Town of Riga, Monroe County NY, approximately 1 mile southeast of the Village of Bergen..

**Reasons Supporting This Determination:**

Monroe County, as Lead Agency, has found that the following potential significant adverse environmental impacts are presented by the action supporting a positive declaration under SEQRA:

- 1) Wetlands identified as RG-5, RG-6 and RG-7 exist on or near the proposed site. A baseline survey will be performed in wetland RG-6 to document present functions and values. This survey will then be used to assess potential impacts during development of the Borrow Area. Specific areas of concern to be addressed will include habitat isolation and fragmentation, and impacts on wildlife presently utilizing the wetlands. Further, impacts from potential changes to the water regime from the proposed project which could impact the wetlands will be assessed to determine if the proposed project will impact the flow of water into or out of wetlands. The survey results and plans for follow-up monitoring of the wetlands will be included in the DSEIS and mitigation measures will be identified and implemented as appropriate.
- 2) Because of significant areas of soil disturbance, water resources on and in the vicinity of the Borrow Area will be described in the DSEIS. Potential impacts due to the proposed project area from such soil disturbance will be evaluated, and appropriate mitigation measures identified.

- 3) Air resources on and in vicinity of the Borrow Area will be examined in the DSEIS to evaluate potential impacts due to the proposed project. The air resource evaluation will include consideration of the impact on greenhouse gas emissions of the proposed project and control of dust during operation of the proposed project. Mitigation measures may include the use of water to control dust or provide a buffer between the Borrow Area and surrounding uses.
- 4) Potential impacts on Hotel Creek, a locally-designated Critical Environmental Area and trout stream, will be addressed in the DSEIS. Potential impacts to wildlife and plant resources will be described. Available databases will be evaluated to determine the potential occurrence of threatened, special concern or endangered species. This analysis will be supplemented with an on-site assessment of plants and wildlife habitat. The potential use of the area by migratory/seasonal or resident species will be determined and the likelihood that impacts will occur will be assessed. The issue of potential fragmentation of habitat will be analyzed, as well as the likelihood that the area is used for breeding or as a nursery area for various species. The potential impact of invasive species populating the proposed project site area and mitigation measures, if appropriate, will be presented. Further, a reclamation plan prepared for the proposed project will detail the recommendations and mitigation measures to address any long term impact to the ecological resources in the area of the proposed project site.
- 5) Agricultural land resources on and in the vicinity of the proposed project site would be affected by the removal of approximately 22.4 acres of land from active agricultural use. The significance of this loss of agricultural land will be addressed in the DSEIS.
- 6) A visual impact assessment was included in the original draft and final EIS for the Mill Seat Landfill. This assessment determined that no off-site area would be significantly visually impacted by that Landfill, however, the Borrow Area could be visible at locations to the south along Bovee Road. Therefore, a supplemental visual impact evaluation will be performed to determine if the proposed project creates significant visual impacts.
- 7) Cultural resources studies (Phase I(a) and Phase I(b)) for the permitted Mill Seat Landfill Site were performed during the original permitting process. The Phase I(a) study will be updated to incorporate recent research findings, and the Phase I(b) survey (field investigation) will be extended into the proposed Borrow Area to investigate potential impacts of the proposed project in areas not previously assessed. The results of this survey will be forwarded to the NYS Office of Parks, Recreation and Historic Preservation for that Agency's review and determination of whether there will be any significant impact to cultural resources. Relevant correspondence regarding this issue will be provided in the DSEIS, and as appropriate, mitigation measures in accordance with applicable regulations and guidance will be identified to address such significant impacts to resources as may be identified.

- 8) The proposed closure and abandonment of a portion of Brew Road may impact transportation or traffic in the area. O'Brien Road would become a dead end road with a turnaround in the area where Brew Road would be closed. The impact of these changes on traffic flow and access will be determined and, if significant, mitigation measures will be presented. Mitigation measures may include signage or other improvements to ease impacts.
- 9) The change of noise or odor impacts related to the proposed project would be largely due to the reduced buffer distance to off-site receptors to the south of the facility. Due to the reduced buffer distances, noise and odor impacts in the vicinity of the Mill Seat Landfill site will be examined in the DSEIS to evaluate potential impacts and to identify appropriate mitigation measures.

**For Further Information:**

Contact Person: Russell P. Rutkowski, P.E., Associate Engineer, Monroe County

Address: Monroe County Department of Environmental Services, 50 West Main Street, Suite 7100, Rochester New York 14614-1228

Telephone number: (585) 753-7515

**A copy of this notice is being sent to:**

New York State Department of Environmental Conservation, Region 8-Division of  
Environmental Permits  
6274 East Avon-Lima Road, Avon New York 14414  
Attention Kimberly Merchant

[ Ken Kuter, Supervisor, Town of Riga New York, 6460 Buffalo Rd, Churchville, NY 14428]

Persons requesting a copy

The Environmental Notice Bulletin, Room 538, 50 Wolf Road, Albany, NY 12233-1750

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**617.20**  
**Appendix A**  
**State Environmental Quality Review**  
**FULL ENVIRONMENTAL ASSESSMENT FORM**

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

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

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

**Part 1:** Provides objective data and information about a given project and its site. By identifying basic project data, it assists a reviewer in the analysis that takes place in Parts 2 and 3.

**Part 2:** Focuses on identifying the range of possible impacts that may occur from a project or action. It provides guidance as to whether an impact is likely to be considered small to moderate or whether it is a potentially-large impact. The form also identifies whether an impact can be mitigated or reduced.

**Part 3:** If any impact in Part 2 is identified as potentially-large, then Part 3 is used to evaluate whether or not the impact is actually important.

**THIS AREA FOR LEAD AGENCY USE ONLY**

**DETERMINATION OF SIGNIFICANCE -- Type 1 and Unlisted Actions**

Identify the Portions of EAF completed for this project:     Part 1     Part 2     Part 3

Upon review of the information recorded on this EAF (Parts 1 and 2 and 3 if appropriate), and any other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the lead agency that:

- A. The project will not result in any large and important impact(s) and, therefore, is one which **will not** have a significant impact on the environment, therefore **a negative declaration will be prepared.**
- B. Although the project could have a significant effect on the environment, there will not be a significant effect for this Unlisted Action because the mitigation measures described in PART 3 have been required, therefore **a CONDITIONED negative declaration will be prepared.\***
- C. The project may result in one or more large and important impacts that may have a significant impact on the environment, therefore **a positive declaration will be prepared.**

\*A Conditioned Negative Declaration is only valid for Unlisted Actions

Mill Seat Landfill-Soil Borrow Areas

Name of Action

Monroe County

Name of Lead Agency

Maggie Brooks

County Executive

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (If different from responsible officer)



11/2/09  
Date

## PART 2 - PROJECT IMPACTS AND THEIR MAGNITUDE

### Responsibility of Lead Agency

#### General Information (Read Carefully)

- ! In completing the form the reviewer should be guided by the question: Have my responses and determinations been **reasonable**? The reviewer is not expected to be an expert environmental analyst.
- ! The **Examples** provided are to assist the reviewer by showing types of impacts and wherever possible the threshold of magnitude that would trigger a response in column 2. The examples are generally applicable throughout the State and for most situations. But, for any specific project or site other examples and/or lower thresholds may be appropriate for a Potential Large Impact response, thus requiring evaluation in Part 3.
- ! The impacts of each project, on each site, in each locality, will vary. Therefore, the examples are illustrative and have been offered as guidance. They do not constitute an exhaustive list of impacts and thresholds to answer each question.
- ! The number of examples per question does not indicate the importance of each question.
- ! In identifying impacts, consider long term, short term and cumulative effects.

#### Instructions (Read carefully)

- a. Answer each of the 20 questions in PART 2. Answer **Yes** if there will be **any** impact.
- b. **Maybe** answers should be considered as **Yes** answers.
- c. If answering **Yes** to a question then check the appropriate box(column 1 or 2)to indicate the potential size of the impact. If impact threshold equals or exceeds any example provided, check column 2. If impact will occur but threshold is lower than example, check column 1.
- d. Identifying that an Impact will be potentially large (column 2) does not mean that it is also necessarily **significant**. Any large impact must be evaluated in PART 3 to determine significance. Identifying an impact in column 2 simply asks that it be looked at further.
- e. If reviewer has doubt about size of the impact then consider the impact as potentially large and proceed to PART 3.
- f. If a potentially large impact checked in column 2 can be mitigated by change(s) in the project to a small to moderate impact, also check the **Yes** box in column 3. A **No** response indicates that such a reduction is not possible. This must be explained in Part 3.

1	2	3
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

#### Impact on Land

1. Will the Proposed Action result in a physical change to the project site?

NO       YES

#### Examples that would apply to column 2

- |  |                          |                                     |                              |  |
|--|--------------------------|-------------------------------------|------------------------------|--|
| * Any construction on slopes of 15% or greater, (15 foot rise per 100 foot of length), or where the general slopes in the project area exceed 10%. | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> Yes | <input type="checkbox"/> No            |
| * Construction on land where the depth to the water table is less than 3 feet.   | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> Yes | <input type="checkbox"/> No            |
| * Construction of paved parking area for 1,000 or more vehicles.   | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> Yes | <input type="checkbox"/> No            |
| * Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.   | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> Yes | <input type="checkbox"/> No            |
| * Construction that will continue for more than 1 year or involve more than one phase or stage.  | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| * Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil) per year.                         | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
* Construction or expansion of a sanitary landfill.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Construction in a designated floodway.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

2. Will there be an effect to any unique or unusual land forms found on the site? (i.e., cliffs, dunes, geological formations, etc.)

NO  YES

* Specific land forms:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
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### Impact on Water

3. Will Proposed Action affect any water body designated as protected? (Under Articles 15, 24, 25 of the Environmental Conservation Law, ECL)

NO  YES

**Examples** that would apply to column 2

* Developable area of site contains a protected water body.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Dredging more than 100 cubic yards of material from channel of a protected stream.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Extension of utility distribution facilities through a protected water body.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Construction in a designated freshwater or tidal wetland.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

4. Will Proposed Action affect any non-protected existing or new body of water?

NO  YES

**Examples** that would apply to column 2

* A 10% increase or decrease in the surface area of any body of water or more than a 10 acre increase or decrease.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Construction of a body of water that exceeds 10 acres of surface area.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts: <input type="text"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

<b>1</b>	<b>2</b>	<b>3</b>
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

5. Will Proposed Action affect surface or groundwater quality or quantity?

NO  YES

**Examples** that would apply to column 2

* Proposed Action will require a discharge permit.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action requires use of a source of water that does not have approval to serve proposed (project) action.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action requires water supply from wells with greater than 45 gallons per minute pumping capacity.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Construction or operation causing any contamination of a water supply system.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will adversely affect groundwater.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Liquid effluent will be conveyed off the site to facilities which presently do not exist or have inadequate capacity.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action would use water in excess of 20,000 gallons per day.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will likely cause siltation or other discharge into an existing body of water to the extent that there will be an obvious visual contrast to natural conditions.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Proposed Action will require the storage of petroleum or chemical products greater than 1,100 gallons.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will allow residential uses in areas without water and/or sewer services.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action locates commercial and/or industrial uses which may require new or expansion of existing waste treatment and/or storage facilities.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

<b>1</b>	<b>2</b>	<b>3</b>
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

6. Will Proposed Action alter drainage flow or patterns, or surface water runoff?

NO  YES

**Examples** that would apply to column 2

* Proposed Action would change flood water flows	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action may cause substantial erosion.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action is incompatible with existing drainage patterns.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will allow development in a designated floodway.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

**Proposed Borrow Areas will require significant excavation and grading.**

**IMPACT ON AIR**

7. Will Proposed Action affect air quality?

NO  YES

**Examples** that would apply to column 2

* Proposed Action will induce 1,000 or more vehicle trips in any given hour.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will result in the incineration of more than 1 ton of refuse per hour.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Emission rate of total contaminants will exceed 5 lbs. per hour or a heat source producing more than 10 million BTU's per hour.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will allow an increase in the amount of land committed to industrial use.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will allow an increase in the density of industrial development within existing industrial areas.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**IMPACT ON PLANTS AND ANIMALS**

8. Will Proposed Action affect any threatened or endangered species?

NO  YES

**Examples** that would apply to column 2

* Reduction of one or more species listed on the New York or Federal list, using the site, over or near the site, or found on the site.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
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	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change
* Removal of any portion of a critical or significant wildlife habitat.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Application of pesticide or herbicide more than twice a year, other than for agricultural purposes.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

9. Will Proposed Action substantially affect non-threatened or non-endangered species?

NO  YES

**Examples** that would apply to column 2

* Proposed Action would substantially interfere with any resident or migratory fish, shellfish or wildlife species.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Proposed Action requires the removal of more than 10 acres of mature forest (over 100 years of age) or other locally important vegetation.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**IMPACT ON AGRICULTURAL LAND RESOURCES**

10. Will Proposed Action affect agricultural land resources?

NO  YES

**Examples** that would apply to column 2

* The Proposed Action would sever, cross or limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Construction activity would excavate or compact the soil profile of agricultural land.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* The Proposed Action would irreversibly convert more than 10 acres of agricultural land or, if located in an Agricultural District, more than 2.5 acres of agricultural land.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* The Proposed Action would disrupt or prevent installation of agricultural land management systems (e.g., subsurface drain lines, outlet ditches, strip cropping); or create a need for such measures (e.g. cause a farm field to drain poorly due to increased runoff).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

Small to Moderate Impact

Potential Large Impact

Can Impact Be Mitigated by Project Change

### IMPACT ON AESTHETIC RESOURCES

11. Will Proposed Action affect aesthetic resources? (If necessary, use the Visual EAF Addendum in Section 617.20, Appendix B.)

NO  YES

Examples that would apply to column 2

\* Proposed land uses, or project components obviously different from or in sharp contrast to current surrounding land use patterns, whether man-made or natural.

Yes  No

\* Proposed land uses, or project components visible to users of aesthetic resources which will eliminate or significantly reduce their enjoyment of the aesthetic qualities of that resource.

Yes  No

\* Project components that will result in the elimination or significant screening of scenic views known to be important to the area.

Yes  No

\* Other impacts:

Yes  No

### IMPACT ON HISTORIC AND ARCHAEOLOGICAL RESOURCES

12. Will Proposed Action impact any site or structure of historic, prehistoric or paleontological importance?

NO  YES

Examples that would apply to column 2

\* Proposed Action occurring wholly or partially within or substantially contiguous to any facility or site listed on the State or National Register of historic places.

Yes  No

\* Any impact to an archaeological site or fossil bed located within the project site.

Yes  No

\* Proposed Action will occur in an area designated as sensitive for archaeological sites on the NYS Site Inventory.

Yes  No

\* Other impacts:

Yes  No

Excavation will occur in areas that have not been previously disturbed.

<b>1</b>	<b>2</b>	<b>3</b>
Small to Moderate Impact	Potential Large Impact	Can Impact Be Mitigated by Project Change

**IMPACT ON OPEN SPACE AND RECREATION**

13. Will proposed Action affect the quantity or quality of existing or future open spaces or recreational opportunities?

NO  YES

Examples that would apply to column 2

* The permanent foreclosure of a future recreational opportunity.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* A major reduction of an open space important to the community.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**IMPACT ON CRITICAL ENVIRONMENTAL AREAS**

14. Will Proposed Action impact the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6NYCRR 617.14(g)?

NO  YES

List the environmental characteristics that caused the designation of the CEA.

Hotel Creek was designated as a trout stream.

Examples that would apply to column 2

* Proposed Action to locate within the CEA?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Proposed Action will result in a reduction in the quantity of the resource?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will result in a reduction in the quality of the resource?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will impact the use, function or enjoyment of the resource?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**IMPACT ON TRANSPORTATION**

15. Will there be an effect to existing transportation systems?

NO  YES

Examples that would apply to column 2

* Alteration of present patterns of movement of people and/or goods.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Proposed Action will result in major traffic problems.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

<b>1</b>	<b>2</b>	<b>3</b>
Small to	Potential	Can Impact Be

Moderate  
Impact

Large  
Impact

Mitigated by  
Project Change

### IMPACT ON ENERGY

16. Will Proposed Action affect the community's sources of fuel or energy supply?

NO  YES

Examples that would apply to column 2

\* Proposed Action will cause a greater than 5% increase in the use of any form of energy in the municipality.

Yes  No

\* 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 major commercial or industrial use.

Yes  No

\* Other impacts:

Yes  No

### NOISE AND ODOR IMPACT

17. Will there be objectionable odors, noise, or vibration as a result of the Proposed Action?

NO  YES

Examples that would apply to column 2

\* Blasting within 1,500 feet of a hospital, school or other sensitive facility.

Yes  No

\* Odors will occur routinely (more than one hour per day).

Yes  No

\* Proposed Action will produce operating noise exceeding the local ambient noise levels for noise outside of structures.

Yes  No

\* Proposed Action will remove natural barriers that would act as a noise screen.

Yes  No

\* Other impacts:

Yes  No

### IMPACT ON PUBLIC HEALTH

18. Will Proposed Action affect public health and safety?

NO  YES

\* Proposed Action may cause a risk of explosion or release of hazardous substances (i.e. oil, pesticides, chemicals, radiation, etc.) in the event of accident or upset conditions, or there may be a chronic low level discharge or emission.

Yes  No

1  
Small to  
Moderate

2  
Potential  
Large

3  
Can Impact Be  
Mitigated by

	Impact	Impact	Project Change
* Proposed Action may result in the burial of "hazardous wastes" in any form (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Storage facilities for one million or more gallons of liquefied natural gas or other flammable liquids.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action may result in the excavation or other disturbance within 2,000 feet of a site used for the disposal of solid or hazardous waste.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**IMPACT ON GROWTH AND CHARACTER OF COMMUNITY OR NEIGHBORHOOD**

19. Will Proposed Action affect the character of the existing community?

NO  YES

**Examples** that would apply to column 2

* The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will conflict with officially adopted plans or goals.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will cause a change in the density of land use.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will replace or eliminate existing facilities, structures or areas of historic importance to the community.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Development will create a demand for additional community services (e.g. schools, police and fire, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will set an important precedent for future projects.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Proposed Action will create or eliminate employment.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
* Other impacts:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

**1**  
Small to  
Moderate  
Impact

**2**  
Potential  
Large  
Impact

**3**  
Can Impact Be  
Mitigated by  
Project Change

20. Is there, or is there likely to be, public controversy related to potential adverse environment impacts?

NO  YES

**If Any Action in Part 2 Is Identified as a Potential Large Impact or If you Cannot Determine the Magnitude of Impact, Proceed to Part 3**

## Part 3 - EVALUATION OF THE IMPORTANCE OF IMPACTS

### Responsibility of Lead Agency

Part 3 must be prepared if one or more impact(s) is considered to be potentially large, even if the impact(s) may be mitigated.

**Instructions** (If you need more space, attach additional sheets)

Discuss the following for each impact identified in Column 2 of Part 2:

1. Briefly describe the impact.
2. Describe (if applicable) how the impact could be mitigated or reduced to a small to moderate impact by project change(s).
3. Based on the information available, decide if it is reasonable to conclude that this impact is **important**.

To answer the question of importance, consider:

- ! The probability of the impact occurring
- ! The duration of the impact
- ! Its irreversibility, including permanently lost resources of value
- ! Whether the impact can or will be controlled
- ! The regional consequence of the impact
- ! Its potential divergence from local needs and goals
- ! Whether known objections to the project relate to this impact.

#### Impact on Land-

Construction will occur in multiple phases and will continue for approximately seven years. Approximately 1.1 million cubic yards of material would be removed from the site over the life of the project. The potential impacts of this will need to be analyzed in detail in the Draft Supplemental Environmental Impact Statement (DSEIS). Not enough information is currently available to determine the magnitude of these potential impacts.

#### Impact on Water-

The proposed project would result in a large amount of excavation on the site and potentially significantly change the direction and volume of water flow. Not enough information is currently available to determine the magnitude of this impact.

#### Impact on Agricultural Land Resources-

Approximately 22 acres of land would be removed from agricultural production as result of the proposal. The long-term and short-term impacts of this will be addressed in the DSEIS.

