By Legislators McCabe and Johns

Intro. No
RESOLUTION NO OF 2023
CLASSIFICATION OF ACTION AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR SALE OF COUNTY OWNED TAX FORECLOSURE PROPERTY LOCATED AT 456 WESTSIDE DRIVE IN THE TOWN OF GATES
BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:
Section 1. The Monroe County Legislature determines that the sale of County owned tax foreclosure property located in the Town of Gates is an Unlisted Action.
Section 2. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form dated April 6, 2023, and has considered the potential environmental impacts of the sale of County owned tax foreclosure property located in the Town of Gates pursuant to the requirements of State Environmental Quality Review Act and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof and determines that an environmental impact statement is not required.
Section 3. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution, and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.
Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.
Environment and Public Works Committee; May 22, 2023 - CV: 7-0 File No. 23-0150
ADOPTION: Date: Vote:
ACTION BY THE COUNTY EXECUTIVE
APPROVED: VETOED:
SIGNATURE: DATE:
EFFECTIVE DATE OF RESOLUTION:

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. 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.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information				
Name of Action or Project:				
Sale of Monroe County Tax Foreclosed Property				
Project Location (describe, and attach a location map):				
458 Westalde Drive, Rochester, NY 14624 in the Town of Gates with Tax Parcel Number 133	.12-5-20			
Brief Description of Proposed Action:				
Monroe County has negotiated a sale of 456 Westside Drive which is tax foreclosed property	in the Town of Gales			
Name of Applicant or Sponsor:	Telephone: 585-753-1233	3		
Monroe County	E-Mail:			
Address:				
39 West Main Street				
City/PO:	State:	Zip Code:		
Rochester	NY	14614		
1. Does the proposed action only involve the legislative adoption of a plan, loc	al law, ordinance,	NO YES		
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the may be affected in the municipality and proceed to Part 2. If no, continue to que	environmental resources the	nat 🗸 🗆		
2. Does the proposed action require a permit, approval or funding from any oth If Yes, list agency(s) name and permit or approval:		NO YES		
3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 0.88 acres 0.00 acres 0.88 acres				
4. Check all land uses that occur on, are adjoining or near the proposed action:				
	cial 🗹 Residential (subu	ırban)		
Forest Agriculture Aquatic Other(Sp	ecify):			
☐ Parkland				

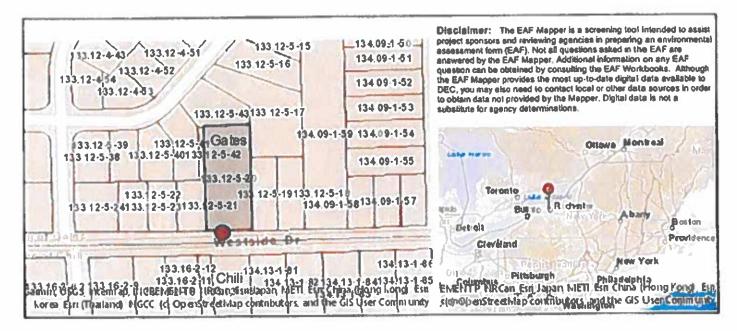
5.	Is	s the proposed action, NO	YES	N/A
	a	. A permitted use under the zoning regulations?		V
	ь	. Consistent with the adopted comprehensive plan?		V
	T.	s the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES
6.				V
		s the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	МО	YES
If'	Ye	s, identify:	V	
8.	а	. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES
	ь	Are public transportation services available at or near the site of the proposed action?	H	「
	¢	Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	V	
9.		Does the proposed action meet or exceed the state energy code requirements?	NO	YES
If	the	proposed action will exceed requirements, describe design features and technologies:	V	
10	. 1	Will the proposed action connect to an existing public/private water supply?	NO	YES
		If No, describe method for providing potable water:	V	
11	. 1	Will the proposed action connect to existing wastewater utilities?	МО	YES
		If No, describe method for providing wastewater treatment:		
12	. E	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district	МО	YES
W	hic om	h is listed on the National or State Register of Historic Places, or that has been determined by the missioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the Register of Historic Places?	V	
		b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for seological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		V
13	}.∃	a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YE
		b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	V	
If	Y	es, identify the wetland or waterbody and extent of alterations in square feet or acres:		
-			-	
			-	
_	_			

15.4

	- Address of the Contract of t	-
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		
☐ Wetland ☐ Urban ☑ Suburban		- 1
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?	V	
16. Is the project site located in the 100-year flood plan?	NO	YES
	V	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,		
a. Will storm water discharges flow to adjacent properties?	V	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	V	
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:	V	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE I MY KNOWLEDGE		F
Applicant/sponsor/pame: Monroe County Date: 416	13	145.7
Signature: Chry Choude Title: Director		

EAF Mapper Summary Report

Thursday, April 6, 2023 9:04 AM



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b (Archeological Sites)	Yes
Part 1 / Question 13a (Wetlands or Other Regulated Waterbodies)	No
Part 1 / Question 15 [Threatened or Endangered Animal)	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Ag	ency Use Only [If applicable]	
Project:		
Date:		
		_

Short Environmental Assessment Form Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2.	Will the proposed action result in a change in the use or intensity of use of land?	V	
3.	Will the proposed action impair the character or quality of the existing community?	V	
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	√	
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	V	
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	V	
7.	Will the proposed action impact existing: a. public / private water supplies?	V	
	b. public / private wastewater treatment utilities?	V	
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	V	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	V	
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	V	
11.	Will the proposed action create a hazard to environmental resources or human health?	V	

15.7

Agen	cy Use Only [If applicable]	
Project:		
Date:		
	<u> </u>	

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The action is for the sale of the property and does not include the physical alteration nor disturbance of the property. Part 1 of the EAF indicates the site contains or is near the following: archaeological resources.

According to the New York State Cultural Resource Inventory System (CRIS) this action is not an action subject to review as no construction or disturbance is involved in this property transfer. Future actions that involve disturbance may be subject to environmental review, including cultural review at that time.

The sale of this property does not include physical disturbance or development of the parcel and will not result in any significant adverse environmental impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required. Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.				
Monroe County				
Name of Lead Agency Date				
Adam J. Bello	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)			



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

OFFICIAL FILE COPY

Not to be removed from the Office of the Legislature Of Monroe County

Committee Assignment

ENV. & PUB. WORKS-L

May 5, 2023

To The Honorable Monroe County Legislature 407 County Office Building Rochester, New York 14614

Subject:

Classification of Action and Determination of Significance Pursuant to the State

Environmental Quality Review Act for the Sale of County Owned Tax Foreclosure

Property Located at 456 Westside Drive in the Town of Gates

Honorable Legislators:

I recommend that Your Honorable Body determine whether the sale of County owned tax foreclosure property located at 456 Westside Drive in the Town of Gates may have a significant adverse impact on the environment pursuant to the State Environmental Quality Review Act ("SEQRA").

The proposed sale is as follows:

Parcel	Offeror	Offered Amount
456 Westside Drive TA # 133.12-5-20 Town of Gates	Kevin A. Brongo 184 Pine Hill Road Spencerport, New York 14559	\$30,000
	-L	

This vacant land was acquired January 8, 2018 through tax foreclosure, is surplus property, and is not needed by Monroe County. The price indicated above was negotiated by Monroe County Real Estate.

The sale of County owned tax foreclosure property located in the Town of Gates has been preliminarily classified as an Unlisted action. The SEQRA regulations found at 6 NYCRR Part 617 requires that no agency shall carry out or approve an Action until it has complied with the requirements of SEQRA.

The specific legislative actions required are:

1. Determine that the sale of County owned tax foreclosure property located in the Town of Gates is an Unlisted action.

- 2. Make a determination of significance regarding the sale of County owned tax foreclosure property located at 456 Westside Drive in the Town of Gates pursuant to 6 NYCRR § 617.7.
- 3. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution

This designation will have no impact on the revenues or expenditures of the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

Adam J. Bello

Monroe County Executive

AJB:db

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. 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.

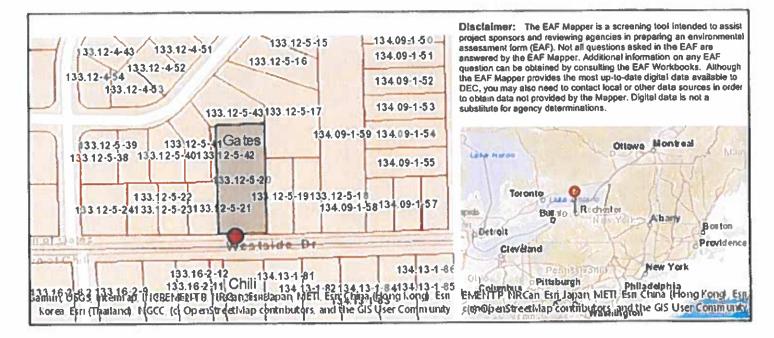
Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information				
Name of Action or Project:				
Sale of Monroe County Tax Foreclosed Property				
Project Location (describe, and attach a location map):				
456 Westside Drive, Rochester, NY 14624 in the Town of Gates with Tax Parcel Number 133	.12-5-20			
Brief Description of Proposed Action:		****		
Monroe County has negotiated a sale of 456 Westside Drive which is tax foreclosed property	in the Town of Gates			
		:		
Name of Applicant or Sponsor:	Telephone: 585-753-1233	3		
Monroe County	E-Mail:			
Address:				
39 West Main Street				
City/PO:	State:	Zip Code:		
Rochester	NY	14614		
Does the proposed action only involve the legislative adoption of a plan, local administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the may be affected in the municipality and proceed to Part 2. If no, continue to questions.	environmental resources th	NO YES		
2. Does the proposed action require a permit, approval or funding from any oth If Yes, list agency(s) name and permit or approval:	er government Agency?	NO YES		
a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	0.88 acres 0.00 acres 0.88 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action: 5. Urban Rural (non-agriculture) Industrial Commerc Forest Agriculture Aquatic Other(Special Parkland	ial 🕢 Residential (subu	rban)		
		<u></u>		

5. Is the proposed action,	МО	YES	N/A
a. A permitted use under the zoning regulations?			V
b. Consistent with the adopted comprehensive plan?			V
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
6. Is the proposed action consistent with the predominant character of the existing built of natural landscaper			V
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Yes, identify:			
If 1es, identify.		V	Ш
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
b. Are public transportation services available at or near the site of the proposed action?			V
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?		V	
9. Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:			
		V	$ \Box$
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
		1.0	123
If No, describe method for providing potable water:		V	\Box
			_
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:			
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the	at .	NO	YES
Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the	:	V	
State Register of Historic Places?			
			V
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain		NO	YES
wetlands or other waterbodies regulated by a federal, state or local agency?			
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		V	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:		435	
		1	
			1000

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		
☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?	V	
16. Is the project site located in the 100-year flood plan?	NO	YES
	V	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	V	<u> </u>
a. Will storm water discharges flow to adjacent properties?	V	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	V	
It res, oneny describe.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:		_
A 163, explain the purpose and size of the imposition.		ļЦ
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility?		
If Yes, describe:	V	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE B	EST OF	7
MY KNOWLEDGE		
Applicant/sponsor/name: Monroe County Date: 4 Lo	43	
Signature: Comy Should Title: Director		

EAF Mapper Summary Report



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Ag	ency	Use Only	[II applicable]	
Project:				
Date:				

Short Environmental Assessment Form Part 2 - Impact Assessment

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Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	V	
2.	Will the proposed action result in a change in the use or intensity of use of land?	V	
3.	Will the proposed action impair the character or quality of the existing community?	V	
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	V	
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	V	
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	V	
7.	Will the proposed action impact existing: a. public / private water supplies?	V	
	b. public / private wastewater treatment utilities?	✓	
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	V	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	V	
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	V	
11.	Will the proposed action create a hazard to environmental resources or human health?	V	

Agen	cy Use Only [If applicable]
roject:	
Date:	

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

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The sale of this property does not include physical disturbance or development of the parcel and will not result in any significant adverse environmental impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.		
Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.		
Monroe County		
Name of Lead Agency	Date	
Adam J. Bello	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)	