

By Legislators McCabe and Johns

Intro. No. _____

RESOLUTION NO. _____ OF 2023

CLASSIFICATION OF ACTION, DESIGNATION OF LEAD AGENCY, AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR ADDITIONS TO MONROE COUNTY WESTERN AND EASTERN AGRICULTURAL DISTRICTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature determines that the additions to the Monroe County Western and Eastern Districts is an Unlisted action.

Section 2. The Monroe County Legislature designates Monroe County as Lead Agency for a coordinated review of the Additions to the Monroe County Western and Eastern Districts.

Section 3. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form for Agricultural Districts dated May 10, 2023, and has considered the potential environmental impacts of the additions of the referenced properties to the Monroe County Western and Eastern Agricultural Districts 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 4. 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 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; June 29, 2023 - CV: 7-0
File No. 23-0189

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____



**Agriculture
and Markets**

**STATE ENVIRONMENTAL QUALITY REVIEW
SHORT ENVIRONMENTAL ASSESSMENT FORM
FOR AGRICULTURAL DISTRICTS**

UNLISTED ACTIONS ONLY

Please indicate lead agency status by checking the appropriate box below:

☒ The proposed action is within the scope of a cooperative agreement between the undersigned County Legislative Body ("CLB") and the Department of Agriculture and Markets ("Department"), the only other agency required to undertake an action in this case. Therefore, the undersigned CLB will serve as lead agency for the proposed action to ensure compliance with the requirements of the State Environmental Quality Review Act, and is undertaking a coordinated review of the proposed action with the Department pursuant to 6 NYCRR §617.6(b)(3).

☐ The proposed action is not within the scope of a cooperative agreement between an applicable CLB and the Department. The agency that will serve as Lead Agency is the undersigned CLB, and is undertaking a coordinated review of the proposed action with the Department pursuant to 6 NYCRR §617.6(b)(3).

Part 1 – Project and Sponsor Information

1. The proposed action is located in the County of Monroe and the Town(s) of Hamlin, Perinton, and Webster.

2. The agency responsible for preparing this Short Environmental Assessment Form and determining environmental significance is the CLB of Monroe County.

3. The name, address, and e-mail address for the Clerk of the above named CLB is:

David Grant

407 County Office Bldg, 39 West Main Street, Rochester, NY 14614

DGrant@monroecounty.gov

4. Does the proposed action only involve the modification, consolidation or termination of a county-adopted, State-certified agricultural district by the CLB pursuant to Agriculture and Markets Law (AML) §§303-a, 303-b or 303-c? ☒ Yes ☐ No

If Yes, attach a narrative description (including a location map) of the intent of the proposed action and the environmental resources that may be affected in the County. If No, this form should not be used to evaluate the potential environmental impacts of the proposed action.

5. Is this an action proposed to modify an existing agricultural district? ☒ Yes ☐ No

If Yes, total number of acres comprising the agricultural district as it exists prior to modification: 142,932 acres.

15.3

Short Environmental Assessment Form
New York State Department of Agriculture and Markets

6. If this proposed action involves a modification, will such modification result in a change in the size of the agricultural district? ☒ Yes ☐ No
- If yes, how many acres are involved in the change? 486.06 acres
 - Does this represent ☒ an increase or ☐ a decrease?

7. Check all present land uses that occur on, adjoining, and near the proposed action?

☒ Residential ☐ Industrial ☒ Commercial ☒ Agriculture ☒ Park/Forest/Open Space ☐ Other

If Other, please describe: _____

8. Information on Coastal Resources. Is the action located within, or have a significant effect on:

- A Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐ Yes ☒ No
- A Coastal Erosion Hazard Area? ☐ Yes ☒ No
- A community with an approved Local Waterfront Revitalization Program? ☒ Yes ☐ No

If Yes, please identify the affected community or communities: Town of Webster

9. Information on Local Agricultural and Farmland Protection Plans

- Is the action compatible with the County's Agricultural & Farmland Protection Plan? ☒ Yes ☐ No

If Yes, date of Plan approval: April 28, 1999

If Yes, please cite the applicable language: _____

The County and the municipalities in which the districts are located continue to promote the districts by supporting continuation of the districts each time they come up for renewal. Therefore, consider focusing efforts on the districts to reinforce and enhance this existing protection mechanism and reinforce and enhance the support the districts have received and continue to receive from the State, County, and municipalities.

10. Comments from Municipalities within the County

- Did the CLB receive any comments from municipalities about the addition or removal of land from the agricultural district? ☐ Yes ☒ No

If Yes, please briefly summarize the comments: _____

11. Attach any additional information as may be needed to clarify the proposed action.

I AFFIRM AND CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Name of Person
Authorized to Sign: Patrick T. Gooch

Date: 05/10/2023

Signature: 

Title: Senior Planner

Short Environmental Assessment Form
New York State Department of Agriculture and Markets

Part 2: Impact Assessment

Part 2 is to be completed by the County Legislative Body ("CLB") as Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted to the CLB for the proposed modification, consolidation or termination of a county-adopted, State-certified agricultural district or otherwise available to the reviewer.

In providing responses to each of the questions, the reviewer should keep in mind that the action proposed is the modification, consolidation or termination of an agricultural district(s). The action is not the land use or activity which will, or may, take place in the district(s). For example, it is not appropriate to consider the effects of management actions that may be taken by individual operators in conducting farming. Agricultural farm management practices, including construction, maintenance and repair of farm buildings, and land use changes consistent with generally accepted principles of farming are listed as Type II actions in 6 NYCRR §617.5(c)(3), and these actions have been determined not to have a significant impact on the environment.

	None to 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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and fail to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?		
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Short Environmental Assessment Form
New York State Department of Agriculture and Markets

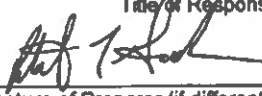
Part 3: Determination of Significance

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.

Seventeen parcels have been submitted for addition to the Monroe County Agricultural Districts, Western District #5 and Eastern District #6. These parcels are located throughout the County. The addition of each parcel is part of the annual addition period for the Monroe County Agricultural Districts. Accordingly, this will be reviewed as one action and all impacts, scope, and significance will be determined together.

The action taking place is the addition of parcels to an agricultural district, no physical construction or changes to the parcels are permitted by this action. Any such physical changes will be consistent with the existing regulations and zoning or will need to be permitted by the local municipality and undergo an environmental review at that time. The parcels being added to the Agricultural District are used for agricultural activities that reflect the current and historic character of the surrounding area and will remain the same through this action. They are not anticipated to change in character, attract people or traffic, impact existing water and waste water services.

One site was located near to, but not contiguous to State Superfund site 828063, which has subsequently been cleaned up. Accordingly, there are not impacts to the site from the State Superfund site. This action will not result in significant adverse impacts to on-site or nearby national or state register of historic places, or state eligible sites, or archaeological sites; wetlands or other regulated water-bodies; 100 year flood plain(s), or remediation sites.

<input type="checkbox"/>	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.
<input checked="" type="checkbox"/>	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

June 9, 2023

OFFICIAL FILE COPY
No. 230189
Not to be removed from the Office of the Legislature Of Monroe County
Committee Assignment ENV. & PUB. WORKS.L

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

Subject: Classification of Action, Designation of Lead Agency, and Determination of Significance, Pursuant to State Environmental Quality Review Act (SEQRA) for Additions to the Monroe County Western and Eastern Agricultural Districts

Honorable Legislators:

I recommend that Your Honorable Body designate Monroe County as Lead Agency to authorize additions to the Monroe County Western and Eastern Agricultural Districts ("Districts") and to determine whether the action may have a significant adverse impact on the environment pursuant to SEQRA.

Pursuant to Article 25AA Section 303-b of the Agriculture and Markets Law, a report has been prepared by the Monroe County Agricultural and Farmland Protection Board recommending the proposed addition to the Districts of seventeen parcels:

Western Agricultural District #5

- 880 Hamlin Center Road, Town of Hamlin, consisting of approximately 57.10 acres, tax account number 021.04-1-22.22, owned by Bonnie & Mark Beardsley

Eastern Agricultural District #6

- 10 Bluhm Road, Town of Perinton, consisting of approximately 16.77 acres, tax account number 180.04-1-10, owned by Mathew & Linda Bezek
- 135 Pannell Road, Town of Perinton, consisting of approximately 5.12 acres, tax account number 181.01-1-35.3, owned by Joshua Grosser
- 2334 Turk Hill Road, Town of Perinton, consisting of approximately 61.5 acres, tax account number 180.03-1-13, owned by Holmes Hollow Farm LLC
- 270 Wilkinson Road, Town of Perinton, consisting of approximately 33.3 acres, tax account number 181.03-1-30.1, owned by Floris A. Lent

- 2160 Turk Hill Road, Town of Perinton, consisting of approximately 11 acres, tax account number 180.03-1-7.2, owned by Iginio & Karen Masci
- 485 Loud Road, Town of Perinton, consisting of approximately 27.62 acres, tax account number 180.04-1-51.111, owned by Howard I. & Janet Sharp
- 420 Pannell Rd, Town of Perinton, consisting of approximately 9.95 acres, tax account number 181.03-1-22, owned by Arlene & Thomas Sheridan
- Wilkinson Rd, Town of Perinton, consisting of approximately 90 acres, tax account number 181.04-1-3, owned by Arlene & Thomas Sheridan
- 230 Pannell Rd, Town of Perinton, consisting of approximately 32.94 acres, tax account number 181.04-1-2.1, owned by Leonard J. Sorbello
- 8201 Pittsford Palmyra Rd, Town of Perinton, consisting of approximately 5 acres, tax account number 181.02-1-7, owned by Leonard J. Sorbello
- 2518 Huber Rd, Town of Perinton, consisting of approximately 6 acres, tax account number 140.04-1-14, owned by Clinton & Barbara George
- Furman Rd, Town of Perinton, consisting of approximately 28.2 acres, tax account number 140.04-1-15.111, owned by Clinton & Barbara George
- 663 Furman Road, Town of Perinton, consisting of approximately 8.9 acres, tax account number 141.03-1-17.1, owned by Carrie & Timothy Brown
- Furman Road, Town of Perinton, consisting of approximately 21.96 acres, tax account number 141.03-1-16.2, owned by Carrie & Timothy Brown
- 235 Basket Rd, Town of Webster, consisting of approximately 8.5 acres, tax account number 051.01-1-44, owned by Michael & Lindsey Short
- 833 Lake Road, Town of Webster, consisting of approximately 62.2 acres, tax account number 049.03-1-17.1, owned by Cinquefoil Corporation

The additions to the Districts has been preliminarily classified as an Unlisted action pursuant to 6 NYCRR § 617.4. The State Environmental Quality Review Act 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.

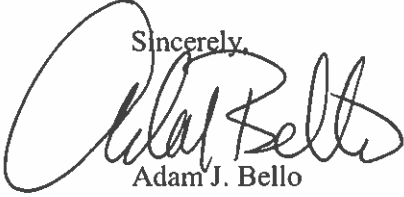
The specific legislative actions required are:

1. Determine that the Additions to the Districts is an Unlisted Action.
2. Designate Monroe County as Lead Agency for a coordinated review of the Additions to the Districts.
3. Make a determination of significance for the Additions to the Districts pursuant to 6 NYCRR § 617.7.

4. Authorize the County Executive, or his designee, to take such actions to comply with the requirements of SEQRA, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under SEQRA, and any other actions to implement the intent of this resolution

This action 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



Agriculture and Markets

STATE ENVIRONMENTAL QUALITY REVIEW SHORT ENVIRONMENTAL ASSESSMENT FORM FOR AGRICULTURAL DISTRICTS

UNLISTED ACTIONS ONLY

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DGrant@monroecounty.gov
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Short Environmental Assessment Form
New York State Department of Agriculture and Markets

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If Yes, please identify the affected community or communities: Town of Webster

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- Is the action compatible with the County's Agricultural & Farmland Protection Plan? ☒ Yes ☐ No

If Yes, date of Plan approval: April 28, 1999

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BEST OF MY KNOWLEDGE

Name of Person
Authorized to Sign: Patrick T. Gooch

Date: 05/10/2023

Signature: 

Title: Senior Planner

Short Environmental Assessment Form
New York State Department of Agriculture and Markets

Part 2: Impact Assessment

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**Short Environmental Assessment Form
New York State Department of Agriculture and Markets**

Part 3: Determination of Significance

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☐ 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)