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New York State *Community Seminar Series*

The Integration of SEQR with BOA Planning



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New York State Department of Environmental Conservation,
Division of Environmental Remediation
New York State Department of State, Division of Coastal Resources
SUNY ESF Center For Community Design Research



Purpose

This session provides an overview of the NY State Environmental Quality Review Act (SEQRA) requirements and prepares communities to use SEQRA to make appropriate planning and development decisions. Communities participating in the BOA programs must comply with SEQRA to determine whether a proposed action may have a significant adverse impact on the environment. Understanding the SEQRA requirements, their integration into and timing in the planning process, and the community's responsibilities are critical to successful completion and approval of the BOA Plan.

Goals

1. Establish a clear understanding of the substantive elements of NY State Environmental Quality Review Act.
2. Understand the SEQRA process as it applies to the BOA program.
3. Understand the steps required to complete the review and decision making process.
4. Understand the benefits and procedures of integrating the SEQRA review in the BOA planning and documentation process.

Agenda

Presentation 1: An Overview of SEQR

Presentation 2: Understanding the SEQR Requirements Affecting Your BOA

Presentation 3: Blending the BOA Plan and the Final GEIS



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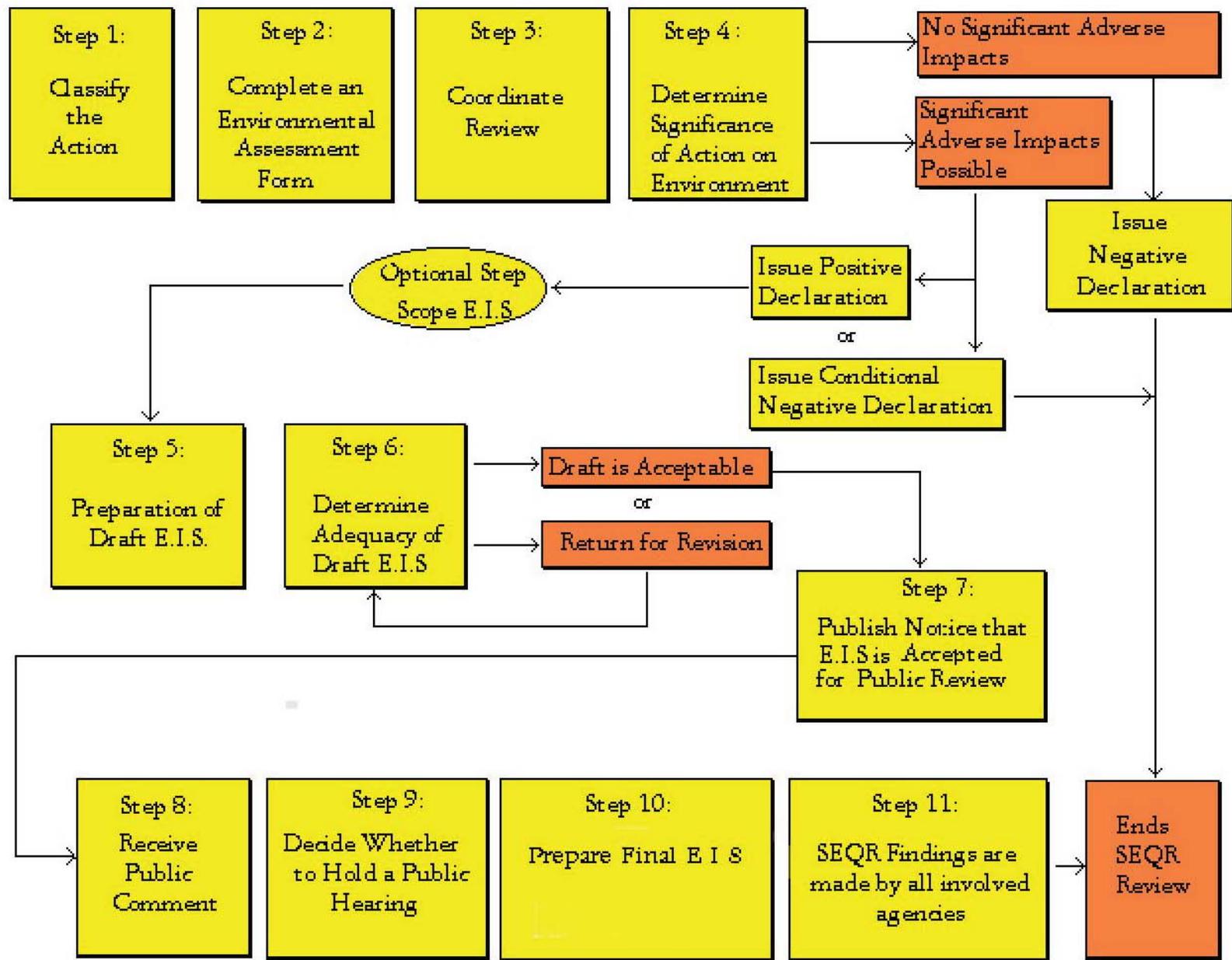
Presentation Slide Handouts

Supplementary Materials

1. *General guidance*
 - a. *SEQR diagram*
 - b. *Relationship of the SEQRA Process to the NYS BOA Program*
 - c. *Blending a GEIS into a BOA Plan*
 - d. *The SEQR Cookbook (separate)*
 - e. *SEQRA Part 617 Regulations (separate)*
2. *SEQR Forms*
 - a. *Short Environmental Assessment Form*
 - b. *Long Environmental Assessment Form*
 - c. *Positive Declaration Form*
 - d. *Negative Declaration Form*
 - e. *Findings*

Supplemental Material

SEQR Process Diagram



New York State Brownfield Opportunity Areas Program

8/1/08

RELATIONSHIP of the SEQRA PROCESS to the NYS BROWNFIELD OPPORTUNITY AREA PROGRAM

Entry at Step 1

<i>SEQRA Action</i>	<i>Relation to BOA Process</i>	<i>Explanation</i>	<i>Sources*</i>
A BOA plan is subject to SEQR	Pre-determined	BOA is a local agency planning activity and/or State agency designation that may affect the environment and commit the respective agencies to a definite course of future decisions.	SEQR 617.2(b)(2)
A BOA plan may be a Type 1 or Unlisted Action	Pre-determined	BOA is intended to serve as a planning tool to achieve brownfield redevelopment and community revitalization. Adoption at the local level is recommended and designation at the State level is required. If adopted locally, it would qualify as the adoption of a land use plan; a Type 1 Action under SEQR. State designation may be a Type 1 or Unlisted Action.	GML, Article 18-C, Sec. 970-r (4), (5) SEQR 617.4(b)(1)
Part 1 of the Full EAF should be completed by the applicant	Upon completion of the Pre-Nomination Study	A Full EAF is required for all Type 1 Actions. The information required of the Full EAF is similar to the information to be compiled in the Pre-Nomination Study. For Unlisted Actions, a Full EAF may be used if a Short EAF would not provide sufficient information to make a Determination of Significance.	SEQR 617.20 BOA 2004 Guidance for Applicants
Municipality having jurisdiction over the proposed BOA should be Lead Agency	Upon completion of the Pre-Nomination Study	Lead Agency must be agreed upon within 30 calendar days of the date the EAF was transmitted. Lead Agency must be an involved local or State agency. It is preferable that the municipality having jurisdiction over the proposed BOA be Lead Agency on a matter for local adoption. A community-based organization cannot be Lead Agency.	SEQR 617.6(b)(3) SEQR 617.2(c)&(u)

Lead Agency completes Part 2 and, as needed, Part 3 of the Full EAF	Upon completion of the Pre-Nomination Study	Lead Agency is responsible for completing Part 2 and, as needed, Part 3 of the Full EAF.	SEQR 617.6(a)(2)
Determination of Significance	Upon completion of the Pre-Nomination Study or upon receipt of sufficient information.	The Lead Agency must determine the significance of the action within 20 calendar days of its establishment as Lead Agency, or within 20 calendar days of its receipt of all information it may reasonably need to make the determination. A Pre-Nomination Study should provide sufficient information for a Determination of Significance. A determination of significance should be made as early as possible in the formulation of plans for an action.	SEQR 617.6(b)(3) BOA 2004 Guidance for Applicants <i>The SEQR Handbook</i>
Scoping Session	If a Positive Declaration is made, a SEQR Scoping Session may be held as a first step in preparing the Nomination and separate from the project scoping in the work plan.	A Scoping Session should be held to focus the GEIS on potentially significant adverse impacts and to eliminate consideration of those impacts that are irrelevant or non-significant.	SEQR 617.8(a)
Draft GEIS	The DGEIS is prepared as part of and simultaneously with the development of the BOA Plan.	Relevant and material facts are assembled, and alternatives evaluated throughout the development of the BOA Plan (Nomination and Implementation Strategy). The BOA Plan will provide a concise description of the environmental setting and proposed actions. The draft BOA Plan will provide a statement and evaluation of the potential significant adverse environmental impacts, thus completing the requirements of a DGEIS.	SEQR 617.9(b)(5) BOA 2004 Guidance for Applicants SEQR 617.9(b)(5)(iii)
Draft GEIS Accepted for Public Review	Upon completion the BOA Plan and acceptance by DOS and DEC.	The completed Nomination, Implementation Strategy and DGEIS constitute a complete draft BOA Plan.	SEQR 617.9(a)(2) BOA 2004 Guidance for Applicants
Public Comment Period	Agency review and comment period	The SEQR public comment period will correspond with the BOA 60-day agency review and comment period.	Standard DOS procedures

SEQRA Hearing	Agency review and comment period	When a SEQR hearing is to be held, it should be conducted simultaneously with a public hearing on the proposed BOA Plan, prior to its adoption.	SEQR 617.9(a)(4) GML, Article 18-C, Sec. 970-r (8)
Final GEIS	Upon completion of the review period	Agencies will meet with the Lead Agency to discuss how comments received are to be addressed in the FGEIS.	Standard DOS procedure
Findings	Prior to Designation by the DEC Commissioner	No involved agency may make a final decision until the agency has made a written findings statement.	SEQR 617.11(c)
	Designation of the BOA by the DEC Commission in consultation with the Secretary of State	Upon completion of a BOA Plan and request for designation.	GML, Article 18-C, Sec. 970-r (4)

This scenario applies to applicants entering the BOA Program at Step 1, prior to the completion of the Pre-Nomination Study.

***Sources**

- SEQR 6 NYCRR Part 617
- General Municipal Law, Article 18 - C, Sections 970-a through -r
- Brownfield Opportunity Areas Program 2004 Guidance for Applicants
- The SEQR Handbook

Entry at Step 2

(Text shown in bold italics indicates a change from the Entry at Step 1. All other text remains the same.)

SEQRA Action	Relation to BOA Process	Explanation	Source*
A BOA plan is subject to SEQR	Pre-determined	BOA is a local agency planning activity and/or State agency designation that may affect the environment and commit the respective agencies to a definite course of future decisions.	SEQR 617.2(b)(2)
A BOA plan may be a Type 1 or Unlisted Action	Pre-determined	BOA is intended to serve as a planning tool to achieve brownfield redevelopment and community revitalization. Adoption at the local level is recommended and designation at the State level is required. If adopted locally, it would qualify as the adoption of a land use plan; a Type 1 Action under SEQR. State designation may be a Type 1 or Unlisted Action.	GML, Article 18-C Sec. 970-r (4), (5) SEQR 617.4(b)(1)
Part 1 of the Full EAF should be completed by the applicant	<i>Upon execution of the contract with DOS.</i>	A Full EAF is required for all Type 1 Actions. The information required of the Full EAF is similar to the information to be complied in the Pre-Nomination Study. For Unlisted Actions, a Full EAF may be used if a Short EAF would not provide sufficient information to make a Determination of Significance.	SEQR 617.20 BOA Guidance (Appendix A)
Municipality having jurisdiction over the proposed BOA shall be Lead Agency	<i>Upon execution of the contract with DOS.</i>	Lead Agency must be agreed upon within 30 calendar days of the date the EAF was transmitted. Lead Agency must be an involved local or State agency. It is preferable that the municipality having jurisdiction over the proposed BOA be Lead Agency on a matter for local adoption. A community-based organization cannot be Lead Agency.	SEQR 617.6(b)(3) SEQR 617.2(c)&(u)
Lead Agency completes Part 2 and, as needed, Part 3 of the Full EAF	<i>Upon execution of the contract with DOS.</i>	Lead Agency is responsible for completing Part 2 and, as needed, Part 3 of the Full EAF.	SEQR 617.6(a)(2)

Determination of Significance	<i>Upon execution of the contract with DOS, or upon receipt of sufficient information.</i>	The Lead Agency must determine the significance of the action within 20 calendar days of its establishment as Lead Agency, or within 20 calendar days of its receipt of all information it may reasonably need to make the determination. The information compiled to justify entry at Step 2 should provide sufficient information for a Determination of Significance. A determination of significance should be made as early as possible in the formulation of plans for an action.	SEQR 617.6(b)(3) BOA Guidance for Applicants <i>The SEQR Handbook</i>
Scoping Session	If a Positive Declaration is made, a SEQR Scoping Session may be held as a first step in preparing the Nomination and separate from the project scoping in the work plan.	A Scoping Session should be held to focus the GEIS on potentially significant adverse impacts and to eliminate consideration of those impacts that are irrelevant or non-significant.	SEQR 617.8(a)
Draft GEIS	The DGEIS is prepared as part of and simultaneously with the development of the BOA Plan.	Relevant and material facts are assembled, and alternatives evaluated throughout the development of the BOA Plan (Nomination and Implementation Strategy). The BOA Plan will provide a concise description of the environmental setting and proposed actions. The draft BOA Plan will provide a statement and evaluation of the potential significant adverse environmental impacts, thus completing the requirements of a DGEIS.	SEQR 617.9(b)(5) BOA Guidance for Applicants SEQR 617.9(b)(5)(iii)
Draft GEIS Accepted for Public Review	Upon completion of the BOA Plan and acceptance by DOS and DEC.	The completed Nomination, Implementation Strategy and DGEIS constitute a complete draft BOA Plan.	SEQR 617.9(a)(2) BOA Guidance
Public Comment	Agency review and comment period	The SEQR public comment period will correspond with the BOA 60-day agency review and comment period.	Standard DOS procedures

SEQRA Hearing	Agency review and comment period	When a SEQR hearing is to be held, it should be conducted simultaneously with a public hearing on the proposed BOA Plan, prior to its adoption.	SEQR 617.9(a)(4) GML, Article 18-C Sec. 970-r (8)
Final GEIS	Upon completion of the review period	Agencies will meet with the Lead Agency to discuss how comments received are to be addressed in the FGEIS.	DOS procedures
Findings	Prior to Designation by the DEC Commissioner	No involved agency may make a final decision until the agency has made a written findings statement.	SEQR 617.11(c)
	Designation of the BOA by the DEC Commission in consultation with the Secretary of State	Upon completion of a BOA Plan and request for designation.	GML, Article 18-C Sec. 970-r (4)

This scenario applies to applicants entering the BOA Program at Step 2 and relies on the Pre-Nomination Study materials submitted with the application to provide enough information to make a Determination of Significance. While more would be known about the potential significant adverse environmental impacts of the project at the completion of the Nomination, there is the potential to narrow options before the public can get involved, and open up the process to criticism.

***Sources**

- SEQR 6 NYCRR Part 617
- Municipal Redevelopment Law, Article 18 - C
- Brownfield Opportunity Areas Program 2004 Guidance for Applicants
- The SEQR Handbook

New York State Brownfield Opportunity Areas Program - Blending a GEIS into a BOA Plan

3/11/05

<p><i>GEIS Content Requirements</i> - Generic environmental impact statements are particularly well suited to the type of planning to be undertaken in a BOA Plan and has many advantages for streamlining the redevelopment process for specific brownfield sites. The SEQRA regulations identify that GEISs are generally broader and more general site than project specific EISs and should discuss the logic and rationale for the choices advanced. This table shows how a GEIS will be incorporated into a BOA Plan so they are one in the same.</p>		<p><i>Description of How the BOA Plan (Nomination and Implementation Strategy) Will Satisfy GEIS Content Requirements</i></p>	
Topic	SEQRA Reference	Topic	BOA Plan Reference
<p><i>Proposed Action</i> - A concise description of the proposed action, its purpose, public need and benefits, including social and economic considerations.</p>	6 NYCRR Section 617.9 (b)(5)(i)	<i>Section 1 - Description of Project and Boundary</i> Project Overview and Description	Guidance for Applicants, Step 2
<p><i>Description of Environmental Setting</i> - A concise description of the environmental setting of the areas to be affected, sufficient to understand the impacts of the proposed action and alternatives. <i>(BOA Plan to place emphasis on this.)</i></p>	6 NYCRR Section 617.9 (b)(5)(ii)	<i>Section 3 - Analysis of the BOA</i> - Community and Regional Setting - Inventory and Analysis	Guidance for Applicants, Step 2
<p><i>Potential Significant Adverse Environmental Impacts</i> - A statement and evaluation of the potential significant adverse environmental impacts including:</p> <p>Reasonably related short-term and long-term impacts, cumulative impacts and other associated environmental impacts of actions that will occur <i>(BOA Plan to place emphasis on this.)</i></p> <p>Those environmental impacts that cannot be avoided or adequately mitigated if the proposed action is implemented.</p> <p>Any irreversible and irretrievable commitments of environmental resources that would be associated with the proposed action should it be implemented.</p> <p>Any growth inducing aspects of the proposed action <i>(BOA Plan to place emphasis on this.)</i></p> <p><i>[For items (e, f, g, and h see 6 NYCRR Part 617.9(b)(5)(iii)]</i></p>	6 NYCRR Section 617.9 (b)(5)(iii) (a) (b) (c) (d)	<i>Section 4 - Implementation Strategy</i> - Defining Future Uses - Implementation Projects	Guidance for Applicants, Step 3
<p><i>Description of Mitigation Measures</i> - A description of mitigation measures, including performance standards, conditions and impact thresholds <i>(BOA Plan to place emphasis on this.)</i></p>	6 NYCRR Section 617.9 (b)(5)(iv)	<i>Section 4 - Implementation Strategy</i> - Land Use Implementation Techniques - Local Management Structure	Guidance for Applicants, Step 3

<p>Description of the Range of Reasonable, Alternatives to the Proposed Action - A description and evaluation of the range of reasonable alternatives to the action that are feasible, considering the objectives and capabilities of the program. A description of the no action alternative must be included. <i>(BOA Plan to place emphasis on this).</i></p>	<p>6 NYCRR Section 617.9 (b)(5)(v) 6 NYCRR Section 617.10 (a)</p>	<p>Section 4 - Implementation Strategy - Defining Future Uses - Implementation Projects</p>	<p>Guidance for Applicants, Step 3</p>
<p>Consistency With NYS CMP or LWRP Coastal Policies - The action's consistency with the applicable NYS Coastal Management Program policies or with Local Waterfront Revitalization Program policies.</p>	<p>6 NYCRR Section 617.9 (b)(5)(vi)</p>	<p>Section 5 - Compliance with SEQR Consistency assessment.</p>	<p>Guidance for Applicants, Step 3</p>
<p>Consistency With Heritage Area Management Plan - The action's consistency with an approved heritage area management plan or approved urban cultural park management plan.</p>	<p>6 NYCRR Section 617.9 (b)(5)(vii)</p>	<p>Section 5 - Compliance with SEQR Consistency assessment.</p>	<p>Guidance for Applicants, Step 3</p>
<p>GEIS References - A list of any underlying studies, reports, EIS's and other information obtained and considered in preparing the statement, including the final written scope.</p>	<p>6 NYCRR Section 617.9 (b)(5)(viii)</p>	<p>Section 5 - Compliance with SEQR - List of underlying studies, reports, EIS's - Final written scope</p>	<p>Guidance for Applicants, Step 3</p>
<p>Conditions for Future Actions - Specific conditions or criteria under which future actions will be undertaken or approved, including requirements for any subsequent SEQR compliance. This may include thresholds and criteria for supplemental EIS's to reflect site-specific impacts that are not adequately addressed in the GEIS.</p>	<p>6 NYCRR Section 617.10 (c)</p>	<p>Section 5 - Compliance with SEQR Future Actions</p>	<p>Guidance for Applicants, Step 3</p>

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR	2. PROJECT NAME
3. PROJECT LOCATION: Municipality _____ County _____	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)	
5. PROPOSED ACTION IS: <input type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY:	
7. AMOUNT OF LAND AFFECTED: Initially _____ acres Ultimately _____ acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input type="checkbox"/> Other Describe: _____	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: _____ Date: _____ Signature: _____	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF. <input type="checkbox"/> Yes <input type="checkbox"/> No	
B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency. <input type="checkbox"/> Yes <input type="checkbox"/> No	
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible) C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly: C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly: C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly: C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly: C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly: C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly: C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:	
D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, explain briefly:	
E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, explain briefly:	

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

<input type="checkbox"/> Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.	
<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 WILL NOT result in any significant adverse environmental impacts AND provide, on attachments as necessary, the reasons supporting this determination.	
_____	_____
Name of Lead Agency	Date
_____	_____
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)

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

Name of Action

Name of Lead Agency

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)

PART 1--PROJECT INFORMATION

Prepared by Project Sponsor

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

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

Name of Action

Location of Action (include Street Address, Municipality and County)

Name of Applicant/Sponsor

Address

City / PO

State

Zip Code

Business Telephone

Name of Owner (if different)

Address

City / PO

State

Zip Code

Business Telephone

Description of Action:

Please Complete Each Question--Indicate N.A. if not applicable

A. SITE DESCRIPTION

Physical setting of overall project, both developed and undeveloped areas.

1. Present Land Use: Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Other

2. Total acreage of project area: acres.

APPROXIMATE ACREAGE	PRESENTLY	AFTER COMPLETION
Meadow or Brushland (Non-agricultural)	acres	acres
Forested	acres	acres
Agricultural (Includes orchards, cropland, pasture, etc.)	acres	acres
Wetland (Freshwater or tidal as per Articles 24,25 of ECL)	acres	acres
Water Surface Area	acres	acres
Unvegetated (Rock, earth or fill)	acres	acres
Roads, buildings and other paved surfaces	acres	acres
Other (Indicate type)	acres	acres

3. What is predominant soil type(s) on project site?

- a. Soil drainage: Well drained % of site Moderately well drained % of site.
 Poorly drained % of site

- b. If any agricultural land is involved, how many acres of soil are classified within soil group 1 through 4 of the NYS Land Classification System? acres (see 1 NYCRR 370).

4. Are there bedrock outcroppings on project site? Yes No

- a. What is depth to bedrock (in feet)

5. Approximate percentage of proposed project site with slopes:

0-10% % 10- 15% % 15% or greater %

6. Is project substantially contiguous to, or contain a building, site, or district, listed on the State or National Registers of Historic Places? Yes No

7. Is project substantially contiguous to a site listed on the Register of National Natural Landmarks? Yes No

8. What is the depth of the water table? (in feet)

9. Is site located over a primary, principal, or sole source aquifer? Yes No

10. Do hunting, fishing or shell fishing opportunities presently exist in the project area? Yes No

11. Does project site contain any species of plant or animal life that is identified as threatened or endangered? Yes No

According to:

Identify each species:

12. Are there any unique or unusual land forms on the project site? (i.e., cliffs, dunes, other geological formations?)

Yes No

Describe:

13. Is the project site presently used by the community or neighborhood as an open space or recreation area?

Yes No

If yes, explain:

14. Does the present site include scenic views known to be important to the community? Yes No

15. Streams within or contiguous to project area:

a. Name of Stream and name of River to which it is tributary

16. Lakes, ponds, wetland areas within or contiguous to project area:

b. Size (in acres):

17. Is the site served by existing public utilities? Yes No
- a. If **YES**, does sufficient capacity exist to allow connection? Yes No
- b. If **YES**, will improvements be necessary to allow connection? Yes No
18. Is the site located in an agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
19. Is the site located in or substantially contiguous to a Critical Environmental Area designated pursuant to Article 8 of the ECL, and 6 NYCRR 617? Yes No
20. Has the site ever been used for the disposal of solid or hazardous wastes? Yes No

B. Project Description

1. Physical dimensions and scale of project (fill in dimensions as appropriate).
- a. Total contiguous acreage owned or controlled by project sponsor: acres.
- b. Project acreage to be developed: acres initially; acres ultimately.
- c. Project acreage to remain undeveloped: acres.
- d. Length of project, in miles: (if appropriate)
- e. If the project is an expansion, indicate percent of expansion proposed. %
- f. Number of off-street parking spaces existing ; proposed
- g. Maximum vehicular trips generated per hour: (upon completion of project)?
- h. If residential: Number and type of housing units:
- | | One Family | Two Family | Multiple Family | Condominium |
|------------|------------|------------|-----------------|-------------|
| Initially | | | | |
| Ultimately | | | | |
- i. Dimensions (in feet) of largest proposed structure: height; width; length.
- j. Linear feet of frontage along a public thoroughfare project will occupy is? ft.
2. How much natural material (i.e. rock, earth, etc.) will be removed from the site? tons/cubic yards.
3. Will disturbed areas be reclaimed Yes No N/A
- a. If yes, for what intended purpose is the site being reclaimed?
- b. Will topsoil be stockpiled for reclamation? Yes No
- c. Will upper subsoil be stockpiled for reclamation? Yes No
4. How many acres of vegetation (trees, shrubs, ground covers) will be removed from site? acres.

5. Will any mature forest (over 100 years old) or other locally-important vegetation be removed by this project?

Yes No

6. If single phase project: Anticipated period of construction: months, (including demolition)

7. If multi-phased:

a. Total number of phases anticipated (number)

b. Anticipated date of commencement phase 1: month year, (including demolition)

c. Approximate completion date of final phase: month year.

d. Is phase 1 functionally dependent on subsequent phases? Yes No

8. Will blasting occur during construction? Yes No

9. Number of jobs generated: during construction ; after project is complete

10. Number of jobs eliminated by this project .

11. Will project require relocation of any projects or facilities? Yes No

If yes, explain:

12. Is surface liquid waste disposal involved? Yes No

a. If yes, indicate type of waste (sewage, industrial, etc) and amount

b. Name of water body into which effluent will be discharged

13. Is subsurface liquid waste disposal involved? Yes No Type

14. Will surface area of an existing water body increase or decrease by proposal? Yes No

If yes, explain:

15. Is project or any portion of project located in a 100 year flood plain? Yes No

16. Will the project generate solid waste? Yes No

a. If yes, what is the amount per month? tons

b. If yes, will an existing solid waste facility be used? Yes No

c. If yes, give name ; location

d. Will any wastes not go into a sewage disposal system or into a sanitary landfill? Yes No

e. If yes, explain:

17. Will the project involve the disposal of solid waste? Yes No

a. If yes, what is the anticipated rate of disposal? tons/month.

b. If yes, what is the anticipated site life? years.

18. Will project use herbicides or pesticides? Yes No

19. Will project routinely produce odors (more than one hour per day)? Yes No

20. Will project produce operating noise exceeding the local ambient noise levels? Yes No

21. Will project result in an increase in energy use? Yes No

If yes, indicate type(s)

22. If water supply is from wells, indicate pumping capacity gallons/minute.

23. Total anticipated water usage per day gallons/day.

24. Does project involve Local, State or Federal funding? Yes No

If yes, explain:

25. Approvals Required:

Type

Submittal Date

City, Town, Village Board Yes No

City, Town, Village Planning Board Yes No

City, Town Zoning Board Yes No

City, County Health Department Yes No

Other Local Agencies Yes No

Other Regional Agencies Yes No

State Agencies Yes No

Federal Agencies Yes No

C. Zoning and Planning Information

1. Does proposed action involve a planning or zoning decision? Yes No

If Yes, indicate decision required:

Zoning amendment

Zoning variance

New/revision of master plan

Subdivision

Site plan

Special use permit

Resource management plan

Other

2. What is the zoning classification(s) of the site?

3. What is the maximum potential development of the site if developed as permitted by the present zoning?

4. What is the proposed zoning of the site?

5. What is the maximum potential development of the site if developed as permitted by the proposed zoning?

6. Is the proposed action consistent with the recommended uses in adopted local land use plans? Yes No

7. What are the predominant land use(s) and zoning classifications within a ¼ mile radius of proposed action?

8. Is the proposed action compatible with adjoining/surrounding land uses with a ¼ mile? Yes No

9. If the proposed action is the subdivision of land, how many lots are proposed?

a. What is the minimum lot size proposed?

10. Will proposed action require any authorization(s) for the formation of sewer or water districts? Yes No

11. Will the proposed action create a demand for any community provided services (recreation, education, police, fire protection)?

Yes No

a. If yes, is existing capacity sufficient to handle projected demand? Yes No

12. Will the proposed action result in the generation of traffic significantly above present levels? Yes No

a. If yes, is the existing road network adequate to handle the additional traffic. Yes No

D. Informational Details

Attach any additional information as may be needed to clarify your project. If there are or may be any adverse impacts associated with your proposal, please discuss such impacts and the measures which you propose to mitigate or avoid them.

E. Verification

I certify that the information provided above is true to the best of my knowledge.

Applicant/Sponsor Name

Date

Signature

Title

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

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

C	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%.	Yes	No
C	Construction on land where the depth to the water table is less than 3 feet.	Yes	No
C	Construction of paved parking area for 1,000 or more vehicles.	Yes	No
C	Construction on land where bedrock is exposed or generally within 3 feet of existing ground surface.	Yes	No
C	Construction that will continue for more than 1 year or involve more than one phase or stage.	Yes	No
C	Excavation for mining purposes that would remove more than 1,000 tons of natural material (i.e., rock or soil) per year.	Yes	No

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

- | | | | |
|--|---|-----|----|
| | C Construction or expansion of a sanitary landfill. | Yes | No |
| | C Construction in a designated floodway. | Yes | No |
| | C Other impacts: | Yes | 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

- | | | | |
|--|------------------------|-----|----|
| | C Specific land forms: | Yes | No |
|--|------------------------|-----|----|

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

- | | | | |
|--|--|-----|----|
| | C Developable area of site contains a protected water body. | Yes | No |
| | C Dredging more than 100 cubic yards of material from channel of a protected stream. | Yes | No |
| | C Extension of utility distribution facilities through a protected water body. | Yes | No |
| | C Construction in a designated freshwater or tidal wetland. | Yes | No |
| | C Other impacts: | Yes | No |

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

NO YES

Examples that would apply to column 2

- | | | | |
|--|--|-----|----|
| | C A 10% increase or decrease in the surface area of any body of water or more than a 10 acre increase or decrease. | Yes | No |
| | C Construction of a body of water that exceeds 10 acres of surface area. | Yes | No |
| | C Other impacts: | Yes | No |

1	2	3
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

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

1	2	3
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

- | | | |
|--|-----|----|
| C Proposed Action would change flood water flows | Yes | No |
| C Proposed Action may cause substantial erosion. | Yes | No |
| C Proposed Action is incompatible with existing drainage patterns. | Yes | No |
| C Proposed Action will allow development in a designated floodway. | Yes | No |
| C Other impacts: | Yes | No |

IMPACT ON AIR

7. Will Proposed Action affect air quality?

NO YES

Examples that would apply to column 2

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

- | | | |
|---|-----|----|
| C 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. | Yes | No |
|---|-----|----|

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

- | | | | | | |
|---|---|--|--|-----|----|
| C | Removal of any portion of a critical or significant wildlife habitat. | | | Yes | No |
| C | Application of pesticide or herbicide more than twice a year, other than for agricultural purposes. | | | Yes | No |
| C | Other impacts: | | | Yes | No |

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

NO YES

Examples that would apply to column 2

- | | | | | | |
|---|--|--|--|-----|----|
| C | Proposed Action would substantially interfere with any resident or migratory fish, shellfish or wildlife species. | | | Yes | No |
| C | Proposed Action requires the removal of more than 10 acres of mature forest (over 100 years of age) or other locally important vegetation. | | | Yes | No |
| C | Other impacts: | | | Yes | No |

IMPACT ON AGRICULTURAL LAND RESOURCES

10. Will Proposed Action affect agricultural land resources?

NO YES

Examples that would apply to column 2

- | | | | | | |
|---|--|--|--|-----|----|
| C | The Proposed Action would sever, cross or limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc.) | | | Yes | No |
| C | Construction activity would excavate or compact the soil profile of agricultural land. | | | Yes | No |
| C | 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. | | | Yes | No |

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change	
			Yes	No
C 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).			Yes	No
C Other impacts:			Yes	No

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

C 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
C 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
C Project components that will result in the elimination or significant screening of scenic views known to be important to the area.			Yes	No
C 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

C 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
C Any impact to an archaeological site or fossil bed located within the project site.			Yes	No
C Proposed Action will occur in an area designated as sensitive for archaeological sites on the NYS Site Inventory.			Yes	No

	1 Small to Moderate Impact	2 Potential Large Impact	3 Can Impact Be Mitigated by Project Change	
			Yes	No

c Other impacts:

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

c The permanent foreclosure of a future recreational opportunity. Yes No

c A major reduction of an open space important to the community. Yes No

c Other impacts: Yes 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.

Examples that would apply to column 2

c Proposed Action to locate within the CEA? Yes No

c Proposed Action will result in a reduction in the quantity of the resource? Yes No

c Proposed Action will result in a reduction in the quality of the resource? Yes No

c Proposed Action will impact the use, function or enjoyment of the resource? Yes No

c Other impacts: Yes No

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

IMPACT ON TRANSPORTATION

15. Will there be an effect to existing transportation systems?
 NO YES

Examples that would apply to column 2

- | | | | |
|---|--|-----|----|
| C | Alteration of present patterns of movement of people and/or goods. | Yes | No |
| C | Proposed Action will result in major traffic problems. | Yes | No |
| C | Other impacts: | Yes | No |

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

- | | | | |
|---|---|-----|----|
| C | Proposed Action will cause a greater than 5% increase in the use of any form of energy in the municipality. | Yes | No |
| C | 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 |
| C | 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

- | | | | |
|---|--|-----|----|
| C | Blasting within 1,500 feet of a hospital, school or other sensitive facility. | Yes | No |
| C | Odors will occur routinely (more than one hour per day). | Yes | No |
| C | Proposed Action will produce operating noise exceeding the local ambient noise levels for noise outside of structures. | Yes | No |
| C | Proposed Action will remove natural barriers that would act as a noise screen. | Yes | No |
| C | Other impacts: | Yes | No |

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

IMPACT ON PUBLIC HEALTH

18. Will Proposed Action affect public health and safety?
 NO YES

- | | | |
|---|-----|----|
| <p>C 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.</p> | Yes | No |
| <p>C Proposed Action may result in the burial of "hazardous wastes" in any form (i.e. toxic, poisonous, highly reactive, radioactive, irritating, infectious, etc.)</p> | Yes | No |
| <p>C Storage facilities for one million or more gallons of liquefied natural gas or other flammable liquids.</p> | Yes | No |
| <p>C 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.</p> | Yes | No |
| <p>C Other impacts:</p> | Yes | 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

- | | | |
|--|-----|----|
| <p>C The permanent population of the city, town or village in which the project is located is likely to grow by more than 5%.</p> | Yes | No |
| <p>C The municipal budget for capital expenditures or operating services will increase by more than 5% per year as a result of this project.</p> | Yes | No |
| <p>C Proposed Action will conflict with officially adopted plans or goals.</p> | Yes | No |
| <p>C Proposed Action will cause a change in the density of land use.</p> | Yes | No |
| <p>C Proposed Action will replace or eliminate existing facilities, structures or areas of historic importance to the community.</p> | Yes | No |
| <p>C Development will create a demand for additional community services (e.g. schools, police and fire, etc.)</p> | Yes | No |

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

- | | | | | |
|---|--|--|-----|----|
| C | Proposed Action will set an important precedent for future projects. | | Yes | No |
| C | Proposed Action will create or eliminate employment. | | Yes | No |
| C | Other impacts: | | Yes | No |

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.

State Environmental Quality Review
POSITIVE DECLARATION
 Notice of Intent to Prepare a Draft EIS
 Determination of Significance

Project Number _____

Date _____

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The _____ as lead agency, has determined that the proposed action described below may have a significant impact on the environment and that a Draft Environmental Impact Statement will be prepared.

Name of Action:

SEQR Status: Type 1

Unlisted

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

Description of Action:

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

Reasons Supporting This Determination:

For Further Information:

Contact Person:

Address:

Telephone Number:

A copy of this notice must be sent to:

Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-1750

Chief Executive Officer, Town/City/Village of _____

Any person requesting a copy

All Involved agencies

Applicant (If any)

Environmental Notice Bulletin, 625 Broadway Albany NY 12233-1750

Reasons Supporting This Determination:

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

For Further Information:

Contact Person:

Address:

Telephone Number:

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:

Chief Executive Officer , Town / City / Village of

Other involved agencies (If any)

Applicant (If any)

Environmental Notice Bulletin, 625 Broadway Albany NY 12233-1750 (Type One Actions only)

State Environmental Quality Review
Findings Statement

Pursuant to Article 8 (State Environmental Quality Review Act - SEQR) of the Environmental Conservation Law and 6 NYCRR Part 617, the _____ as the Lead or an Involved Agency makes the following findings.

Name of Action:

Description of Action:

Location:

Agency Jurisdiction:

Date Final Environmental Impact Statement Filed:

Facts and Conclusions Relied on to Support the Decision:

Certification To Approve/Fund/Undertake :

Having considered the draft and final Environmental Impact Statement and having considered the preceding written facts and conclusions relied on to meet the requirements of 6 NYCRR Part 617.11, this Statement of Findings certifies that:

1. The requirements of 6 NYCRR Part 617 have been met; and
2. Consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is the one that avoids or minimizes adverse environmental impacts to the maximum extent practicable, and that adverse impacts will be avoided or minimized to the maximum extent practicable by incorporating as conditions to the decision those mitigative measures that were identified as practicable.
3. (And if applicable) Consistent with the applicable policies of Article 42 of the Executive Law, as implemented by 19 NYCRR Part 600.5, this action will achieve a balance between the protection of the environment and the need to accommodate social and economic considerations.

Name of Agency

Signature of Responsible Official

Name of Responsible Official

Title of Responsible Official

Date

Address of Agency

cc: Other Involved Agencies
Applicant

Certification To Deny :

Having considered the draft and final Environmental Impact Statement and having considered the preceding written facts and conclusions relied on to meet the requirements of 6 NYCRR Part 617.11, this Statement of Findings certifies that:

1. The requirements of 6 NYCRR Part 617 have not been met; and
2. Consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is the one that does not avoid or minimize adverse environmental impacts to the maximum extent practicable, and that adverse impacts will not be avoided or minimized to the maximum extent practicable by incorporating as conditions to the decision those mitigative measures that were identified as practicable.
3. (And if applicable) Consistent with the applicable policies of Article 42 of the Executive Law, as implemented by 19 NYCRR Part 600.5, this action will not achieve a balance between the protection of the environment and the need to accommodate social and economic considerations.

Name of Agency

Signature of Responsible Official

Name of Responsible Official

Title of Responsible Official

Date

Address of Agency

cc: Other Involved Agencies
Applicant