

Evans Town Board

At a regular meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

- | | | |
|---------------|-------------------|--------------------------|
| PRESENT: | Jeanne Macko | Councilman |
| | Mary Hosler | Supervisor |
| ALSO PRESENT: | Lynn Krajacic | Town Clerk |
| | Jennifer Farrell | Town Attorney |
| | Jeneen McSkimming | Assessor |
| | Paul Ryerse | Code Enforcement Officer |
| | Roberta Rappoccio | Community Dev./Planning |
| | Mary Holl | Supervisor's Department |
| ABSENT: | Dennis Feldmann | Councilman |

RESOLUTION 2016 #458 Approve the Minutes

Supervisor Hosler moved and Councilman Macko seconded that the reading of the minutes of the meeting of October 5, 2016 be dispensed with and approved as submitted by the Town Clerk.

- | | | |
|--------------|----------------------|--------|
| VOTE RESULT: | ADOPTED BY ROLL CALL | |
| | Councilman Feldmann | Absent |
| | Councilman Macko | AYE |
| | Supervisor Hosler | AYE |

Communications

RE: Minor Subdivision Review - dividing a 18.70± acre parcel to create a 3.63± acre parcel and a 15.07± acre parcel located at 1582 Overhead Rd., Derby, NY 14047, SBL# 207.00-3-9.1. Petitioner: Paul Luce, 1582 Overhead Rd., Derby, NY 14047.

RESOLUTION 2016 # 459 Adopt Findings of the Minor Subdivision Review Committee and Issue a SEQR Negative Declaration - Luce

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated October 14, 2016, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Paul Luce Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans adopts the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Paul Luce Minor Subdivision. (Addendum A SEQR Short Environmental Assessment Form),

a division of SBL# 207.00-3-9.1, dividing a 18.70± acre parcel to create:

1. a 3.63± acre parcel with 449.75± feet of frontage on Overhead Road, and
2. a 15.07± acre parcel with 240.19± feet of frontage on Overhead Road.

Petitioner: Paul Luce, 1582 Overhead Road, Derby, NY 14047

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Absent
Councilman Macko	AYE
Supervisor Hosler	AYE

RESOLUTION 2016 # 460 Approve Luce Minor Subdivision

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, in a letter dated October 14, 2016, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby adopts the findings of the Town of Evans Minor Subdivision Review Committee and approves the Paul Luce Minor Subdivision,

a division of SBL# 207.00-3-9.1, dividing a 18.70± acre parcel to create:

1. a 3.63± acre parcel with 449.75± feet of frontage on Overhead Road, and
2. a 15.07± acre parcel with 240.19± feet of frontage on Overhead Road.

Petitioner: Paul Luce, 1582 Overhead Road, Derby, NY 14047

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office, the Assessor's Office and the Code Enforcement Office.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Absent
 Councilman Macko AYE
 Supervisor Hosler AYE

PUBLIC HEARING

Legal Notice
Town of Evans

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on October 19, 2016 at 7:10 pm at the Evans Town Hall, 8787 Erie Road, Angola, New York regarding the use of Federal Community Block Development Funds in the Town of Evans.

The Town of Evans is eligible for a Federal Community Block Development Grant under Title 1 of the Housing and Community Act, of 1974, as amended.

The purpose of the hearing is to provide an opportunity for citizens to express community development needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Evans.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Evans selection of potential projects to be submitted for possible funding under the Federal Community Block Development Grant Program.

The hearing will also present a review of prior Community Block Development projects and expenditures and discussion of eligible activities. The meeting room is wheelchair accessible.

By Order of the Town Board
of the Town of Evans
Lynn M. Krajacic
Town Clerk

RESOLUTION 2016 # 461 Open the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to open the Public Hearing.

VOTE RESULT: ADOPTED
 AYES - Macko, Hosler
 NAYS - none

There was no one signed in or present wishing to speak in favor or opposed to the above subject at the Public Hearing.

RESOLUTION 2016 # 462 Close the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to close the Public Hearing.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Absent
 Councilman Macko AYE
 Supervisor Hosler AYE

RESOLUTION 2016 # 463 Authorize Supervisor of Designee to Execute a Contract with ECCDBG

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, the Town of Evans held a public hearing on October 19, 2016 at 7:10 p.m. for the purpose of eliciting citizen input regarding the Town’s Community Block Development Grant application or applications; and

WHEREAS, at such public hearing whatever input was received regarding such application or applications; and

WHEREAS such input has been duly considered

NOW THEREFORE BE IT RESOLVED that the Supervisor of the Town of Evans, or her designee, is hereby authorized and directed to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following projects upon approval of ECCDBG.

- 1) South Creek - John K. Thompson Pool ADA Improvement Project
- 2) Comprehensive Plan - Town-wide and in combination with the Village of Angola
- 3) Rural Transit Program

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann Absent
 Councilman Macko AYE
 Supervisor Hosler AYE

PRIVILEGE OF THE FLOOR

Ed Schneider had questions related to Lake Erie Beach Park and the progress on legal questions he has had for many years.

Barb McGowan has concerns about the Town’s finances and prior audits.

COMMITTEE AND DEPARTMENT HEAD REPORTS

Councilman Macko reminded residents that there will be a Document Shredding event on October 29, 2016 at the Town Hall from 10am to 2pm hosted by Lynn Krajacic, Town Clerk and is paid through a Grant.

Supervisor Hosler spoke about proposed Solar Farms in the Town of Evans and read an award letter for a Grant for Zombie properties.

RESOLUTION 2016 #464 Old Business

RE: Minor Subdivision Review - dividing a 30.20± acre parcel to create a 29.3± acre parcel; a 1.0± acre parcel and a 1.85 acre lot located at 7532 Lake Shore Rd., Derby, NY 14047, SBL# 205.00-4-18.111 and SBL#205.00-4-18.112. Petitioner: Peter Bogulski, 665 Larkin Rd., Derby, NY 14047.

RESOLUTION 2016 # 465 Adopt Findings of the Minor Subdivision Review Committee and Issue a SEQR Negative Declaration - Bogulski

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated September 30, 2016, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Peter Bogulski Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans adopts the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Peter Bogulski Minor Subdivision. (Addendum B SEQR Short Environmental Assessment Form),

a division of SBL# 205.00-4-18.111, dividing a 32.20± acre parcel to create:

1. a 29.3± acre parcel with 566.95± feet of frontage on Lake Shore Road, 528.98± feet of frontage on Sturgeon Point Rd. and 49.85± feet of frontage on Larkin Road, and
2. a 1.0± acre parcel with 200.00± feet of frontage on Lake Shore Road, and
3. a 1.85± acre parcel with 120± feet of frontage on Larkin Road

Petitioner: Peter Bogulski, 665 Larkin Road, Derby, NY 14047

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	Absent
	Councilman Macko	AYE
	Supervisor Hosler	AYE

RESOLUTION 2016 # 466 Approve Bogulski Minor Subdivision

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, in a letter dated September 30, 2016, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby adopts the findings of the Town of Evans Minor Subdivision Review Committee and approves the Peter Bogulski Minor Subdivision,

a division of SBL# 205.00-4-18.111, dividing a 32.20± acre parcel to create:

1. a 29.3± acre parcel with 566.95± feet of frontage on Lake Shore Road, 528.98± feet of frontage on Sturgeon Point Rd. and 49.85± feet of frontage on Larkin Road, and
2. a 1.0± acre parcel with 200.00± feet of frontage on Lake Shore Road, and
3. a 1.85± acre parcel with 120.00± feet of frontage on Larkin Road

Petitioner: Peter Bogulski, 665 Larkin Road, Derby, NY 14047

AND BE IT FURTHER RESOLVED, that a copy of this resolution be given to the Planning Office, the Assessor's Office and the Code Enforcement Office.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Absent
Councilman Macko	AYE
Supervisor Hosler	AYE

RESOLUTION 2016 #467 Supervisor and Town Attorney to Attend Association of Towns 2016 Personnel Management School

Councilman Macko moved and Supervisor Hosler seconded,

BE IT RESOLVED, that Supervisor Mary Hosler and Town Attorney Jennifer Farrell, Esq. are authorized to attend the 2016 Association of Towns 2016 Personnel Management School to be held on November 14, 2016 in Rochester, New York and;

BE IT FURTHER RESOLVED, all reasonable expenses incurred being a town charge be paid in accordance with the rules and regulations governing travel and education.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Feldmann	Absent
Councilman Macko	AYE
Supervisor Hosler	AYE

RESOLUTION 2016 #468 Appoint Part-Time Clerk

Supervisor Hosler moved and Councilman Macko seconded,

RESOLVED, that Lauren Hamm is hereby appointed as a part-time clerk for the Town of Evans, effective immediately and that she be compensated at a rate of \$9.25 per hour.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	Absent
	Councilman Macko	AYE
	Supervisor Hosler	AYE

RESOLUTION 2016 # 469 Set Public Hearing for Angola Fire Protective District

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, the Angola Protective Fire District has been duly established as a Fire Protection District within the Town of Evans; and

WHEREAS, Town Law requires the Town of Evans to provide fire protection within said Fire District;

NOW, THEREFORE BE IT RESOLVED, that pursuant to Section 184 of Town Law that a Public Hearing be held with reference to the furnishing of such fire protection for the Angola Fire Protective District which shall be held on 2nd day of November, 2016 at 7:10pm and that notice of such hearing shall be published in the official newspaper of the Town of Evans.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	Absent
	Councilman Macko	AYE
	Supervisor Hosler	AYE

RESOLUTION 2016 # 470 Set Public Hearing for 2017 Preliminary Budget

Supervisor Hosler moved and Councilman Macko seconded,

BE IT RESOLVED, that in accordance with Article 8, Section 108 of Town Law, that a Public Hearing be held to hear those individuals wanting to discuss the Preliminary Budget on Wednesday, November 2, 2016 at 7:10pm at the Evans Town Hall; and

BE IT FURTHER RESOLVED, that the Town Clerk advertise said Public Hearing in accordance with Town Law.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Feldmann	- Absent
	Councilman Macko	- AYE
	Supervisor Hosler	- AYE

RESOLUTION 2016 # 471 Levy Unpaid Erie County Water Authority, Erie County Backflow and Property Maintenance Charges to 2017 Tax Bills

Councilman Macko moved and Supervisor Hosler seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of Evans assessor’s master computer assessment roll file:

TOTAL ERIE COUNTY WATER AUTHORITY	\$15,664.96
TOTAL ERIE COUNTY WATER AUTHORITY SURCHARGE	\$ 6,704.44
TOTAL BACKFLOW	\$14,234.92
TOTAL CLEAN-UP CHARGES	\$55,749.82

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann - Absent
 Councilman Macko - AYE
 Supervisor Hosler - AYE

RESOLUTION 2016 #472 Levy Unpaid Backflow Prevention-Eden

Supervisor Hosler moved and Councilman Macko seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of Eden assessor’s master computer assessment roll file:

TOTAL BACKFLOW PREVENTION	\$13,209.00
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VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann - Absent
 Councilman Macko - AYE
 Supervisor Hosler - AYE

RESOLUTION 2016 # 473 Suspend the Rules of Order

Supervisor Hosler moved and Councilman Macko seconded to suspend the rules of order for the conduct of business for Evans Town Board meetings for the consideration of adoption of additional resolutions.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann - Absent
 Councilman Macko - AYE
 Supervisor Hosler - AYE

RESOLUTION 2016 #474 Appointment of Labor Relations Consultant

Councilman Macko moved and Supervisor Hosler seconded,

BE IT RESOLVED, that Thomas Dziedzic is hereby retained as the Labor Relations Consultant for the Town of Evans effective November 1, 2016 through December 31, 2017, at a rate of \$2,000 per month, payable in two separate disbursements of \$14,000 on or about July 1, 2017 and \$14,000 on or about January 15, 2018.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann - Absent
 Councilman Macko - AYE
 Supervisor Hosler - AYE

RESOLUTION 2016 #475 Appointment of Land Use Attorney

Supervisor Hosler moved and Councilman Macko seconded,

BE IT RESOLVED, that the firm Bond Schoeneck & King, PLLC, located at 200 Delaware Avenue, Buffalo, New York 14202 are hereby approved to be retained for land use issues as needed at an hourly municipality rate not to exceed \$230.00 per hour.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann - Absent
 Councilman Macko - AYE
 Supervisor Hosler - AYE

RESOLUTION 2016 #476 Audit of Bills

Councilman Macko moved and Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts per abstract #19 dated October 5, 2016 brought forth in the amount of \$212,641.82.

DATE: 10/20/16
ABSTRACT NO. 19
VOUCHER NO. 1726, 1736-1795, 1800-1804

CHECK NUMBERS 75492-75547

Approved as per Board meeting 10/19/16 audit of bills

GENERAL	42,897.15
PART TOWN	1,423.53
HIGHWAY DA	
HIGHWAY	149,247.68
WATER	622.85
CAPITAL PROJECTS	
SPECIAL DISTRICTS	18,450.61
DEBT SERVICE	
COMM DEVELOPMENT	
TOTAL	\$ 212,641.82

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Feldmann - Absent
 Councilman Macko - AYE
 Supervisor Hosler - AYE

RESOLUTION 2016 #477 Adjournment

Supervisor Hosler moved and Councilman Macko seconded to adjourn to a Work Session on Wednesday, October 26, 2016 at 6pm then to Wednesday, November 2, 2016 at 6pm for an Agenda Meeting and Town Board meeting at 7pm.

VOTE RESULT: ADOPTED
 AYES - Macko, Hosler
 NAYS - none

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic
Town Clerk

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			
Paul M. Luce			
Name of Action or Project: Minor Subdivision			
Project Location (describe, and attach a location map): 1582 Overhead Road, Derby, NY 14047			
Brief Description of Proposed Action: Minor Subdivision of Parcel - dividing an 18.7+/- acre parcel into two lots; lot to be divided by Overhead Road.			
Name of Applicant or Sponsor: Paul M. Luce		Telephone: 716-713-5823	
		E-Mail:	
Address: 1582 Overhead Road			
City/PO: Derby		State: New York	Zip Code: 14047
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		_____ 18.7 acres	
b. Total acreage to be physically disturbed?		_____ -0- acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ 18.7 acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			

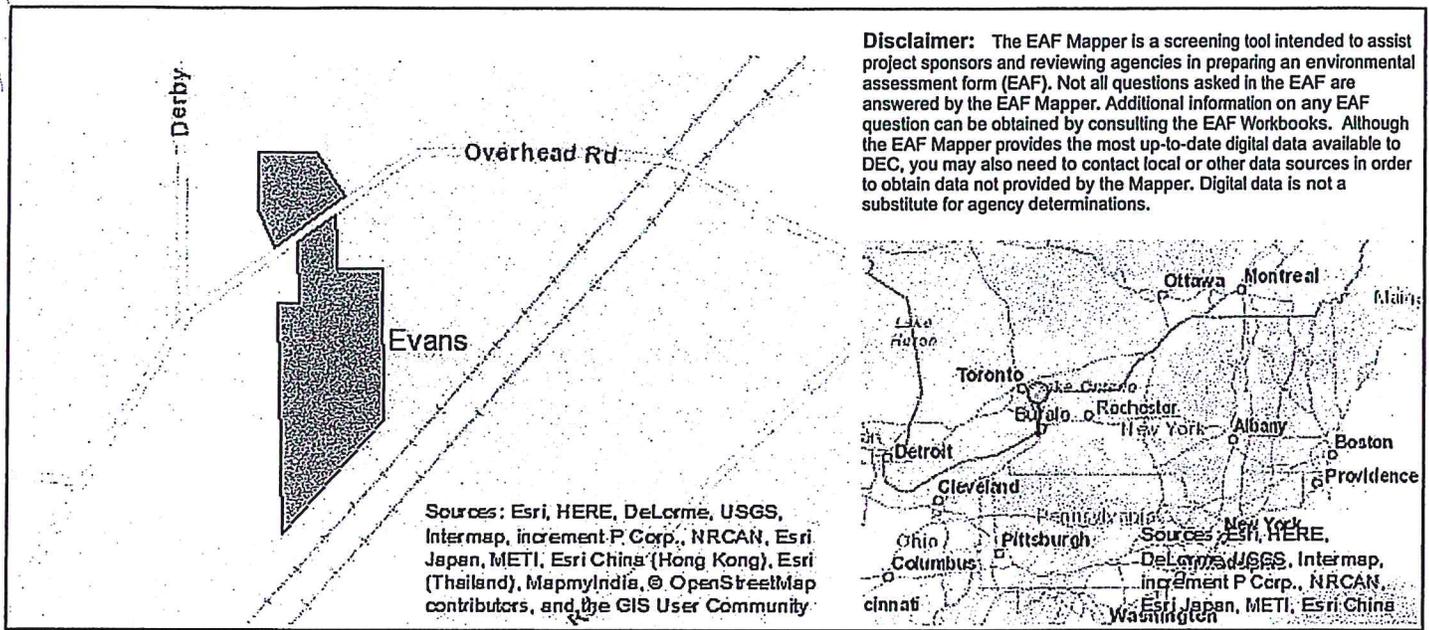
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	NO	YES
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____	NO	YES
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____ _____	NO	YES

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

Applicant/sponsor name: Troy Luce Date: 10/5/2016

Signature: Paul Luce

EAF Mapper Summary Report



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

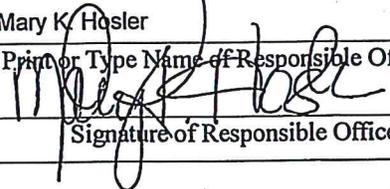
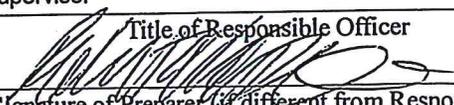
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering 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?	<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 it fails 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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>

Agency Use Only [If applicable]
Project: _____
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.

<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.
Town Board of the Town of Evans	10-20-16
_____ Name of Lead Agency	_____ Date
Mary K. Hosler	Supervisor
_____ 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)

Orig
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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			
Peter Bogulski			
Name of Action or Project: Minor Subdivision			
Project Location (describe, and attach a location map): 7532 Lake Shore Rd., Derby, NY 14047			
Brief Description of Proposed Action: Minor Subdivision of Parcel - dividing a 32.20+/- acre parcel to create a 29.3+/- acre parcel with 566.96+/- ft. frontage on Lake Shore Rd., 528.98+/- ft. frontage on Sturgeon Point Rd. and 49.85+/- ft. frontage on Larkin Rd. and a 1.00+/- acre parcel with 200.00+/- ft. frontage on Lake Shore Rd., and a 1.85+/- acres parcel with 120+/- feet of frontage on Larkin Road, Derby, NY 14047			
Name of Applicant or Sponsor: Peter Bogulski		Telephone: 716-947-4251	
		E-Mail: showpro665@aol.com	
Address: 665 Larkin Road			
City/PO: Derby		State: NY	Zip Code: 14047
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		32.20 acres	
b. Total acreage to be physically disturbed?		-0- acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		32.20 acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

Applicant/sponsor name: _____

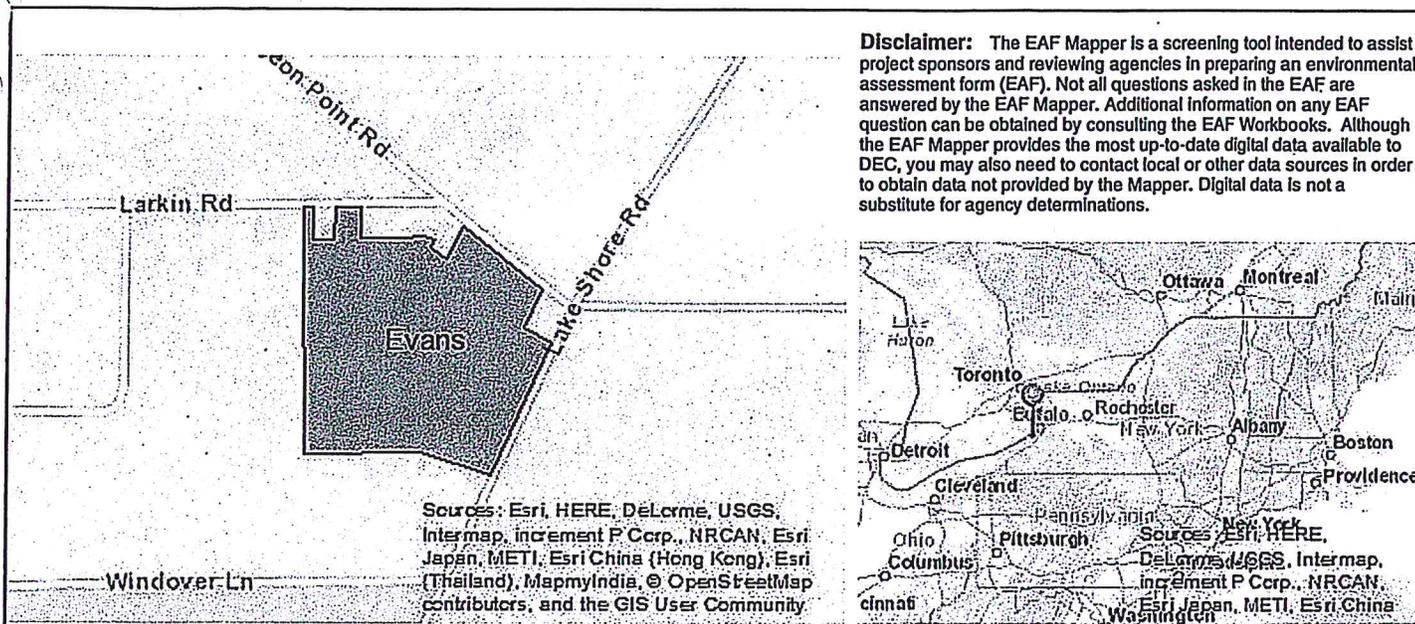
Peter Bogulski

Date: _____

9/6/16

Signature: _____

EAF Mapper Summary Report



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
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