

Evans Town Board

At the regular meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola, New York on Wednesday, November 9, 2011 at 7:00pm there were:

PRESENT:	Keith E. Dash	Councilman
	Paul T. Cooper	Councilman
	Francis J. Pordum	Supervisor
ALSO PRESENT:	Jonica B. DiMartino	Town Clerk
	J. Grant Zajas	Town Attorney
	Jeanne C. Ebersole	Assessor
	Paul Ryerse	Building Dept.
	Lori Szewczyk	Dir. of Community Development
	Sandra Brant	Dir. of Planning
	Ernie Masullo	Police Chief
	Gary Noel	Water Dept
	Rick Hanavan	Wendel Duchscherer
EXCUSED:	Drew Eszak	Dir. of Finance
	Julie Roach	Seniors Dept. Head
	Peggy Manning	Supervisor's Dept
ABSENT:	Edward Michalski	Highway Superintendent
	Russ Manguso	Parks Commissioner
	Patrick Conrad	St Pt Marina Dept Head

RESOLUTION 2011-296 Approve Minutes

Supervisor Pordum moved and Councilman Dash seconded that the reading of the minutes of the meeting of October 19, 2011, and public hearings (2) of November 3, 2011 be dispensed with and approved as submitted by the Town Clerk.

VOTE RESULT: ADOPTED
 AYES - Dash, Cooper, Pordum
 NAYS - none

RESOLUTION 2011-297 Suspend the Rules

Councilman Dash moved and Supervisor Pordum seconded to suspend the rules to take action on the following two resolutions.

VOTE RESULT: ADOPTED
 AYES - Dash, Cooper, Pordum
 NAYS - none

RESOLUTION 2011-298 Issue Negative SEQR Declaration for Ann Marie Ibach Minor Subdivision

Councilman Dash moved and Supervisor Pordum 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 24, 2011, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the Ann Marie Ibach 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 Ann Marie Ibach Minor Subdivision. (Addendum_A_SEQR Short Environmental Assessment Form),

a division of SBL# 207.00-3-21.1, dividing a 9.02± acre parcel to create:

1. a 1.98± acre parcel with 150.00± feet of frontage on Overhead Road,
2. a 1.85 ± acre parcel with 150.00± feet of frontage on Overhead Road and 568.86± feet of frontage on Versailles Road,
3. a 4.08± acre parcel with 433.46 ± feet of frontage on Overhead Road, and
4. a 1.11± acre parcel with 173.18± feet of frontage on Versailles Road.

Petitioner: Ann Marie Ibach, 7198 Versailles 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 Dash	Aye
Councilman Cooper	Aye
Supervisor Pordum	Aye

RESOLUTION 2011-299 Approve Ann Marie Ibach Minor Subdivision

Councilman Dash approved and Supervisor Pordum moved,

WHEREAS, 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 Ann Marie Ibach Minor Subdivision, a division of SBL# 207.00-3-21.1, dividing a 9.02± acre parcel to create:

1. a 1.98± acre parcel with 150.00± feet of frontage on Overhead Road,
2. a 1.85 ± acre parcel with 150.00± feet of frontage on Overhead Road and 568.86± feet of frontage on Versailles Road,
3. a 4.08± acre parcel with 433.46 ± feet of frontage on Overhead Road, and
4. a 1.11± acre parcel with 173.18± feet of frontage on Versailles Road.

Petitioner: Ann Marie Ibach, 7198 Versailles 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 Dash Aye
 Councilman Cooper Aye
 Supervisor Pordum Aye

RESOLUTION 2011-300 Committee & Department Head Reports

Supervisor Pordum moved and Councilman Cooper seconded to accept the Committee & Department Head Reports as presented.

VOTE RESULT: ADOPTED
 AYES - Dash, Cooper, Pordum
 NAYS - none

RESOLUTION 2011-301 Town Clerk Reports

Supervisor Pordum moved and Councilman Dash seconded,

Town Clerk Reports

Town Clerk Oct 2011 monthly	\$17,521.75
Interest Oct 2011	\$10.59
Petty Cash Oct 2011	\$0.00
Water District Receipts Oct 2011	\$68,701.44
Interest Earned Oct 2011	\$29.51

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Dash Aye
 Councilman Cooper Aye
 Supervisor Pordum Aye

RESOLUTION 2011-302 Remove 'Authorize Supervisor to enter into contract with Chief of Police' off of Old Business to take action

Supervisor Pordum moved and Councilman Dash seconded, to remove this resolution from old business for consideration of adoption, but to keep PLL#3 on Old Business until further notice.

VOTE RESULT: ADOPTED
 AYES- Dash, Cooper, Pordum
 NAYS- none

RESOLUTION 2011-303 Authorize Supervisor to enter into contract with Chief of Police

Supervisor Pordum moved and Councilman Cooper seconded,

WHEREAS: the Town of Evans desires to have continuity in the supervision of its Departments; and

WHEREAS: the Town Board understands that such continuity in the supervision and operation of its Police Department is especially important to maintain and enhance public safety;

NOW THEREFORE BE IT RESOLVED: that the Supervisor is authorized to enter into a contract with the Chief of Police in substantial conformity to that currently on file with the Director of Personnel, subject to the approval of the Director of Finance and the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Dash aye
 Councilman Cooper aye
 Supervisor Pordum aye

Supervisor Pordum announced that the resolution titled **'Adopt the Preliminary Budget as the Adopted Budget for 2012'** would be placed on old business for consideration of adoption at the next Town Board meeting to be held on Thursday, November 17, 2011.

RESOLUTION 2011-304 Appt of PT Custodian

Supervisor Pordum moved and Councilman Cooper seconded,

RESOLVED; that Charles Nelson of 557 Dawn Avenue, Angola, be appointed to the position of custodian to be paid \$8.50 per hour; not to exceed 10 hours per week;

effective 10-18-2011

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Dash aye
 Councilman Cooper aye
 Supervisor Pordum aye

RESOLUTION 2011-305 Declare Surplus Equipment

Supervisor Pordum moved and Councilman Cooper seconded,

WHEREAS; a 1998 Ford truck, VIN # 2FTZF1729WCA65319 is no longer in use in the Parks Department;

THEREFORE BE IT RESOLVED that ; a 1998 Ford truck VIN # 2FTZF1729WCA65319 be declared surplus equipment.

VOTE RESULT: ADOPTED BY ROLL CALL
 Councilman Dash aye
 Councilman Cooper aye
 Supervisor Pordum aye

RESOLUTION 2011-306 Set Public Hearing for Lake Erie Beach Overlay District

Supervisor Pordum moved and Councilman Cooper seconded,

WHEREAS, in a letter dated November 2, 2011 the Town’s Director of Planning has requested that the Evans Town Board set a public hearing for the consideration of adoption of the Lake Erie Beach (LEB) Commercial Overlay District, and

WHEREAS, the LEB Commercial Overlay District is in conformance with the goals and recommendations of the LEB Neighborhood Revitalization Strategy, and

WHEREAS, the LEB Commercial Overlay District supports the Town’s 2011 New York Main Street Program grant submittal, and

WHEREAS, the LEB Commercial Overlay District will guide improvements that will enhance safety and dramatically improve the aesthetics of the area, which are crucial for attracting new business to underutilized properties and stimulating economic growth, and

WHEREAS, it is recommended that the LEB Commercial Overlay District be adopted.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans authorizes the Town Clerk to advertise for a public hearing to be held on Wednesday, December 14, 2011 at 7:10 pm for the consideration of the LEB Overlay Commercial District, for Proposed Local Law No. 9 of the year 2011.

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

VOTE RESULT: ADOPTED
 AYES- Dash, Cooper, Pordum
 NAYS- none

**RESOLUTION 2011-307 Set Public Hearing for Rezoning of 3 Properties-
Recommendations from the LWRP**

Supervisor Pordum moved and Councilman Dash seconded,
WHEREAS, in a letter dated November 1, 2011, the Town's Director of Planning has requested that the Evans Town Board set a public hearing for the consideration of the rezoning of 3 parcels, and

WHEREAS, these rezonings are in conformance with the policies and recommendations of the Town of Evans Local Waterfront Revitalization Program, and

WHEREAS, it is recommended that a .25± acre parcel, known as Purvis Landing, located on the lake side of Lake Shore Road, between Albeeville and Hickory Roads, Angola, NY 14006, be rezoned from Residential Two-Family (R-2) to Recreational Facility (RF), Petitioner: Town of Evans, 8787 Erie Road, Angola, NY 14006.
and

WHEREAS, it is recommended that a 2.86± acre parcel, known as the Joel Harvey Fishing Access site, located at 6409 Lake Shore Road, Derby, NY 14047, SBL #193.00-1-7.1, be rezoned from Multi-Family Residential (MFR-3) to Recreational Facility (RF), Petitioner: Town of Evans, 8787 Erie Road, Angola, NY 14006.
and

WHEREAS, it is recommended that an 8.80± acre parcel located at 6413 Lake Shore Road, Derby, NY 14047, SBL #193.00-1-9, be rezoned from Multi-Family Residential (MFR-3) to Public Facility (PF), Petitioner: Town of Evans, 8787 Erie Road, Angola, NY 14006.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans authorizes the Town Clerk to advertise for a public hearing to be held on Wednesday, December 14, 2011 at 7:20 pm for the consideration of said rezoning requests, Proposed Local Law No. 10 of the year 2011.

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

Planning Office and the Code Enforcement Office.

VOTE RESULT: ADOPTED
AYES- Dash, Cooper, Pordum
NAYS- none

RESOLUTION 2011-308 Set Public Hearing for Miscellaneous Town Code Revisions - Sections 200, 178 and 149

Councilman Dash moved and Councilman Cooper seconded,

WHEREAS, in a letter dated November 1, 2011, the Planning Director has requested that the Evans Town Board set a public hearing regarding proposed miscellaneous revisions to the Town Code, Section 200 Zoning, Section 178 Subdivision and Section 149 Property Maintenance,

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Clerk to advertise for a public hearing to be held on Wednesday, December 14, 2011 at 7:30pm for the consideration of said revisions to the Town Code, Proposed Local Law No. 11 of the year 2011,

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

VOTE RESULT: ADOPTED
AYES- Dash, Cooper, Pordum
NAYS- none

RESOLUTION 2011-309 Authorize Supervisor to sign the Erie County Nutrition Contract for Contract Year 2012

Supervisor Pordum moved and Councilman Dash seconded,

BE IT RESOLVED, that the Evans Town Board authorizes the Town Supervisor to sign the Erie County Nutrition Contract 2012 between Erie County and the Town of Evans

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Dash aye
Councilman Cooper aye
Supervisor Pordum aye

RESOLUTION 2011-310 Authorize Supervisor to sign the Erie County Van Contract for Contract Year 2012

Supervisor Pordum moved and Councilman Cooper seconded,

BE IT RESOLVED, that the Evans Town Board authorizes the Town Supervisor to sign the Erie County Van Contract 2012 between Erie County and the Town of Evans.

VOTE RESULT ADOPTED BY ROLL CALL
 Councilman Dash aye
 Councilman Cooper aye
 Supervisor Pordum aye

RESOLUTION 2011-311 Declare Surplus Vehicle and Transfer to Assessor's Office

Councilman Dash moved and Councilman Cooper seconded,

WHEREAS, the 2008 Ford Crown Vic has been replaced; therefore be it

RESOLVED, that the 2008 Ford Crown Vic, VIN 2FAHP71V08X167897 is hereby declared surplus and transferred to the Assessor's Office.

VOTE RESULT: ADOPTED
 AYES- Dash, Cooper, Pordum
 NAYS- none

RESOLUTION 2011-312 Authorize the Supervisor to Award Bid for Roadway and Waterline Improvements- Contract 11-2

Councilman Cooper moved and Supervisor Pordum seconded,

Whereas, Bids on the Town of Evans Roadway access and waterline improvements (Contract 11-2) were received and opened on October 27, 2011 in accordance with the Notice to Bidders previously authorized and,

Whereas, the low bid for the Base Bid was submitted by Mar-Wal Construction Co. Inc. with a Total Base Bid of \$394,019.50

Whereas, Wendel Duchscherer has reviewed the proposal from Mar-Wal Construction Co. Inc. and held a meeting on November 3, 2011 with the President of Mar-Wal Construction Co. Inc., and confirmed his understanding of the requirements of this project. The proposal and his responses were satisfactory and,

Whereas, the Evans Town Board has determined that the Town of Evans has sufficient monies for construction of the Base Bid.

Now, therefore be it resolved, that the Evans Town Board authorizes award of the Roadway and Waterline Improvements (Contract 11-2) to Mar-Wal Construction Co. Inc. contingent upon the Town Attorney's review of the Contractor's Bonds and Insurance's.

VOTE RESULT ADOPTED BY ROLL CALL
 Councilman Dash aye

Councilman Cooper aye
Supervisor Pordum aye

RESOLUTION 2011-313 Adopt 'Climate Smart Pledge'

Councilman Cooper moved and Councilman Dash seconded,

WHEREAS, the Town Evans (hereinafter "local government") believes that climate change poses a real and increasing threat to our local and global environments which is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

WHEREAS, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

WHEREAS, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,

IT IS HEREBY RESOLVED that Town of Evans, in order to reduce greenhouse gas emissions and adapt to a changing climate will

1. Pledge to Combat Climate Change by Becoming a Climate Smart Community

Set goals to reduce GHG emissions and adapt to predicted climatic changes. Establish a task force of local officials and community members to review the issues and propose a plan of action. Designate a point person who will oversee climate change initiatives and publicly report on progress. Work cooperatively with similar task forces in neighboring communities to ensure that efforts complement and reinforce one another. As an official signal of commitment and for access to technical resources, sign on to a

widespread climate campaign such as ICLEI Local Governments for Sustainability - Climate Protection campaign.

2. Set Goals, Inventory Emissions, Move to Action

Gather data, inventory GHG gas emissions, and establish baselines for local government operations and community sectors. Develop quantifiable interim GHG emission targets consistent with emission reduction goals and propose a schedule and financing strategy to meet them. Encourage stakeholder and public input and develop an action plan. Report emissions to The Climate Registry (TCR), which has developed a standardized method for reporting emissions inventories; use ICLEI and TCR's tools to track and evaluate progress.

3. Decrease Energy Demand for Local Government Operations

Adopt a goal of reducing electricity use by 15 percent from projected levels no later than 2015.

Existing Public Facilities. Inventory current building electricity usage and identify opportunities for conservation and efficiency retrofits. Obtain energy assessments from the New York State Energy Research and Development Authority (NYSERDA), the New York Power Authority, the Long Island Power Authority or other professionals. Consider actions such as purchasing energy efficient equipment and appliances, such as ENERGY STAR®; improving lighting, heating, and cooling efficiency; setting thermostats for maximum energy conservation; decreasing plug load from office equipment; and increasing pump efficiency in water and wastewater systems.

New Public Buildings. Achieve at least minimum U.S. Green Building Council Leadership in Energy and Environmental Design standards (LEED Silver) for all new local government buildings.

Infrastructure. Incorporate energy efficient technologies and operations and maintenance practices into municipal street lighting, traffic signals, and water and wastewater treatment facilities.

Vehicle Fleet and Commuting. Improve the average fuel efficiency of local government fleet vehicles. Discourage vehicle idling and encourage bicycling, car-pooling and public transit for employees. Consider reducing the number of vehicles; converting fleet vehicles to sustainable alternative fuels; and using electric vehicles where possible.

4. Encourage Renewable Energy for Local Government Operations

Supply as much of the local government's power, heat and hot water needs as possible from solar, wind, and small hydro through purchase or direct generation.

5. Realize Benefits of Recycling and Other Climate Smart Solid Waste Management Practices

Expand the "reduce, reuse and recycle" approach to waste management in local government operations and in the whole community. Reduce the amount of solid waste generated -- promote backyard composting, implement volume-based pricing and educate residents on how to prevent waste. Promote reuse by organizing community-wide yard sales, and providing a space for drop-off or trade of reusable goods. Provide recycling receptacles in local government buildings and outdoor spaces, require duplex printing in government offices, compost food scraps and green waste, and adopt a comprehensive green purchasing program.

6. Promote Climate Protection through Community Land Use Planning

Combat climate change by encouraging low-emissions development that is resilient to climatic changes. When updating land use policies, building codes or community plans, include provisions to combat climate change; reduce sprawl; preserve and protect open space, biodiversity, and water supplies; promote compact, transit-oriented, bikeable and walkable communities; promote infill development; minimize new development in floodplains; maintain or establish healthy community forests; and promote best forest management practices and encourage tree planting, especially along waterways, to increase shading and to absorb carbon dioxide.

7. Plan for Adaptation to Unavoidable Climate Change

Evaluate risks from unavoidable climate change, set adaptation goals and plan for adaptation. Identify climate change impacts (such as flooding, drought, and extreme temperatures) that could affect the community. Identify areas such as water supply and sewer infrastructure that may be at risk due to sea-level rise and future changes in climate. Factor risks into long-term investments and decision-making. Execute climate change adaptation and preparedness measures through local government planning, development and operations, giving priority to the highest risk areas.

8. Support a Green Innovation Economy

Identify opportunities to incorporate climate protection, sustainability and environmental goods and service industries into economic development plans. Encourage workforce

development training and school curricula that support the emerging green collar job sector, including renewable energy and energy efficiency, as well as climate smart solid waste management practices. Procure climate smart goods and services for local government operations and support modernizing of local and national electricity grids.

9. Inform and Inspire the Public

Lead by example. Highlight local government commitment to reducing energy use, saving tax dollars, and adapting to changing conditions. Demonstrate the benefits of energy savings, energy efficiency, and renewable energy projects by hosting open houses; distributing fliers; holding local meetings; working with school districts, colleges, and universities to develop climate change curricula and programs; engaging faith-based communities in climate protection; and regularly communicating community climate protection goals and progress to constituents.

10. Commit to an Evolving Process

Acknowledge that research and policy on climate protection are constantly improving and evolving. Be willing to consider new ideas and commit to update plans and policies as needed. Compare successes, cooperate and collaborate with neighboring communities to redirect less-effective actions and amplify positive results.

VOTE RESULT	ADOPTED BY ROLL CALL	
	Councilman Dash	aye
	Councilman Cooper	aye
	Supervisor Pordum	aye

RESOLUTION 2011-314 Audit of Bills

Councilman Dash moved and Supervisor Pordum seconded that all properly audited bills be paid forth out of their respective accounts as set forth in the abstract brought forth on

Date: 10/19/2011
 Abstract No. 18
 Voucher No. 1738-1962
 Prepaid: 51, 52, 53

GENERAL	196,964.76
PART TOWN	27,764.50
HIGHWAY D A	0
HIGHWAY	95,567.87
WATER	182,132.57
CAPITAL PROJECTS	204,440.21

SPECIAL DISTRICTS	98,167.32
DEBT SERVICE	0.00
COMMUNITY DEVELOPMENT	<u>0.00</u>
TOTAL	805,031.23

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Dash Aye
Councilman Cooper Aye
Supervisor Pordum Aye

RESOLUTION 2011-315 Adjournment

Supervisor Pordum moved and Councilman Cooper seconded to adjourn to Thursday, November 17, 2011 at 6:00pm for an Agenda Meeting with the regular Town Board meeting at 6:30pm

VOTE RESULT: ADOPTED
AYES- Dash, Cooper, Pordum
NAYS- none

Respectfully submitted,

Jonica B. DiMartino
Town Clerk

PROJECT I.D. NUMBER

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

RT I—PROJECT INFORMATION (To be completed by Applicant or Project sponsor)

1. APPLICANT / SPONSOR <i>Ann Marie Ibach</i>	2. PROJECT NAME <i>Ann Marie Ibach Minor Subdivision</i>
3. PROJECT LOCATION: Municipality <i>Town of Evans</i> County <i>Erie</i>	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) <i>7198 Versailles Rd. at the corner of Overhead Rd., Derby, NY 14047</i>	
5. IS PROPOSED ACTION: <input type="checkbox"/> New <input type="checkbox"/> Expansion <input checked="" type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: <i>Dividing a 9.02 +/- acre parcel to create a 1.98 +/- acre parcel, a 1.85 +/- acre parcel, a 4.08 +/- acre parcel and a 1.11 +/- acre parcel.</i>	
7. AMOUNT OF LAND AFFECTED: Initially <i>9.02 +/-</i> acres Ultimately <i>9.02 +/-</i> acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Park/Forest/Open space <input type="checkbox"/> Other Describe: <i>(L.A. Hazard)</i>	
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 checked="" type="checkbox"/> No If yes, list agency(s) and permit/approvals	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency name and permit/approval	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	
Applicant/sponsor name: <i>Ann Marie Ibach</i>	Date: <i>10-13-11</i>
Signature: <i>Ann Marie Ibach</i>	

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—ENVIRONMENTAL ASSESSMENT (To be completed by Agency)

Addendum A

page 2 of 2

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? Yes No If yes, coordinate the review process and use the FULL EAF.

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? Yes No If No, a negative declaration may be superseded by another involved agency.

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 patterns, solid waste production or disposal potential for erosion, drainage or flooding problems? Explain briefly:
No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:
No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:
No

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:
No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:
No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:
No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:
No

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CEA? Yes No

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS? Yes 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 and significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

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.

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:

Town of Evans
 Name of Lead Agency

Francis J. Pordum
 Print or Type Name of Responsible Officer in Lead Agency

Supervisor
 Title of Responsible Officer

Francis J. Pordum
 Signature of Responsible Officer in Lead Agency

Sandra L. Brant
 Signature of Preparer (if different from responsible officer)

11-9-11
 Date

Director of Plan.