

**VILLAGE OF TARRYTOWN
BOARD OF TRUSTEES
WORK SESSION 6:00 P.M.
WEDNESDAY, DECEMBER 28, 2022
Tarrytown Village Hall
One Depot Plaza, Tarrytown, New York**

Members of the public may attend in person or remotely. For those members of the public interested in viewing the meeting remotely visit:
<https://www.tarrytownny.gov/home/events/40716> for instructions on how to view via Zoom.

Open Session

1. Board of Trustees Concerns
2. Eastview Pump Station Long-Term Franchise (Justin Dinino to Attend)
3. Eastview Pump Station Grant – Set Public Hearing
4. TVAC Agreement
5. Declaration of Surplus – PD Copy Machine
6. Tarrytown Hosting WMOA Meeting on February 9, 2023
7. ADU Discussion
8. Environmental Assessment Form for Accessory Dwelling Unit Local Law

Executive Session

- A. Collective Bargaining – PBA and CSEA
- B. WI Boat Club Franchise
- C. Part-Time Parking Enforcement Officer
- D. John D. McKean Fireboat

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Kathy Deufemia

From: Alissa Fasman
Sent: Friday, December 16, 2022 4:11 PM
To: Middleton, Asha (ESD)
Cc: Melaina Ness; djenkins@m-strat.com; administrator; Argust, Allison (ESD); Schwebke, Kristi (ESD)
Subject: RE: LOI Restore NY: Eastview Pump Station, Tarrytown, NY

Dear Ms. Middleton,

Thank you very much for the notification and the additional information. We will be preparing the materials for application submission by January 27th.

Kind regards,

Alissa Fasman
Deputy Clerk
Village of Tarrytown
One Depot Plaza
Tarrytown, NY 10591
Tel: (914) 631-1785
Cell: (914) 703-1011
afasman@tarrytownny.gov

From: Middleton, Asha (ESD) <Asha.Middleton@esd.ny.gov>
Sent: Thursday, December 15, 2022 3:42 PM
To: Alissa Fasman <afasman@tarrytowngov.com>
Cc: Melaina Ness <MNess@m-strat.com>; djenkins@m-strat.com; administrator <administrator@tarrytowngov.com>; Argust, Allison (ESD) <Allison.Argust@esd.ny.gov>; Schwebke, Kristi (ESD) <Kristi.Schwebke@esd.ny.gov>
Subject: RE: LOI Restore NY: Eastview Pump Station, Tarrytown, NY

[EXTERNAL] This email is from outside the Village of Tarrytown - Please use caution when opening links and attachments!

Hi Alissa,

Thank you for submitting your Intent to Apply Form. After review we are notifying you that this project is eligible to apply for the Restore New York Communities initiative ("Restore NY") and that you can begin gathering the materials for the submission package, as detailed in the program guidelines, if you have not done so already.

Please note that site infrastructure needs are eligible as they directly relate to the Restore NY project building/property. I believe there was an additional question regarding using funding to run more sewer for public restrooms along trails. We have determined that would not be eligible as it is not directly related to the Eastview Pump Station building.

As a reminder, the application deadline is January 27, 2023 at 3pm. If you have any questions or concerns regarding the application or the program, please feel free to reach out.

Thanks and happy holidays,

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Asha Middleton
Economic Development Program Specialist

Empire State Development
www.esd.ny.gov

From: Alissa Fasman <afasman@tarrytowngov.com>
Sent: Wednesday, November 30, 2022 12:20 PM
To: [esd.sm.RNY7Intent <RNY7Intent@esd.ny.gov>](mailto:esd.sm.RNY7Intent@esd.ny.gov)
Cc: Melaina Ness <MNess@m-strat.com>; djenkins@m-strat.com; administrator <administrator@tarrytowngov.com>
Subject: LOI Restore NY: Eastview Pump Station, Tarrytown, NY

To whom it may concern:

Please find attached a Letter of Intent for Tarrytown's application to the RESTORE NY Grant program to restore the historic Eastview Pump Station. We look forward to your consideration of our application.

Kind regards,

Alissa Fasman
Deputy Clerk
Village of Tarrytown
One Depot Plaza
Tarrytown, NY 10591
Tel: (914) 631-1785
Cell: (914) 703-1011
afasman@tarrytownny.gov

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AGREEMENT

This is an Agreement dated as of December 15, 2022, with an effective date of June 1, 2022, by and between the Village of Tarrytown, a municipal corporation with municipal offices at One Depot Plaza, Tarrytown, New York 10591 (the "Village") and the Tarrytown Volunteer Ambulance Corps Inc. a domestic not-for-profit corporation with offices located at 141 Franklin Street, Tarrytown, NY 10591 ("TVAC");

WITNESSETH

WHEREAS, TVAC is the primary Emergency Medical Services 9-1-1 responding agency within the geographical limits of the Village of Tarrytown, with provisions for mutual aid or patient transport that may require travel outside of the Village of Tarrytown;

WHEREAS, TVAC's operations depend largely upon donations, private payment or recovery from insurance companies;

WHEREAS, in certain circumstances, competent adults have the right to refuse transportation in an ambulance and in that event, TVAC does not receive payment from insurance companies; and

WHEREAS, the Village has authority to contract for the provision of emergency medical services within its boundary.

NOW, THEREFORE, in consideration of the promises set forth herein, the Village and TVAC agree as follows:

Section 1. Definitions

For the purposes of the Agreement, the following words and phrases shall have the meanings respectively ascribed to them by this section, as more formally defined by New York State Rules and Regulations, including but not limited to the NY State Emergency Medical Services Code:

- A. "Advanced life support (ALS) care" means definitive acute medical care provided under medical control, by advanced emergency medical technicians within an advanced life support system .

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- B. Ambulance: Any motor vehicle equipped with facilities to convey infirmed or injured persons, regardless of their physical condition, secured to a cot, reclining, seated on a bench or in a wheelchair, to or from health care facilities.
 - C. Basic Life Support (BLS): Emergency Medical Technicians (EMT) respond to emergency calls to provide efficient and immediate medical care for the critically ill and injured, and transport the patient to a medical facility. BLS EMT's operate in accordance with the codes, rules and regulations of the NYS DOH Title 10, Section 800.
 - D. Emergency Medical Services (EMS): Emergency pre-hospital care, including both Advanced Life Support (ALS) and Basic Life Support (BLS)..
 - E. Emergency Medical Technician (EMT): Ambulance personnel certified by the State of New York as minimally proficient in performing skills required to provide emergency pre-hospital care that is necessary for BLS and that includes the control of hemorrhaging and cardiopulmonary resuscitation.
 - F. Non-Emergency Response: Any request for service of a non-emergency nature, such as standbys and First Aid stations. All standbys and First Aid stations requested or provided to the Village of Tarrytown are not billed. TVAC may occasionally contract with certain private entities to provide such services.
 - G. Refused Medical Attention ("RMA"): When TVAC responds to call for Emergency Medical Services, but the person or persons that are the subject of the call refuse treatment by TVAC or TVAC's EMTs and/or refuse transport by TVAC to a hospital, but not including non-emergency response calls, for which TVAC is not otherwise reimbursed.

Section 2. Term of the Agreement

The terms and covenants contained in this agreement shall be in effect for a one-year term commencing on June 1, 2022 until May 31, 2023, unless renewed upon the mutual agreement of the parties. This agreement may be terminated earlier by the Village or by TVAC upon thirty (30) days written notice to the other party.

Section 3. Primary Service Area

TVAC shall provide response for all Emergency Medical Service (EMS) requests for ambulance services originating within the geographical limits of the Village of Tarrytown and, transportation of patients, twenty-four (24) hours per day seven (7) days a week. TVAC shall ensure it has adequate employees and volunteers to provide this service at all times of a complete crew per NYS guidelines, which is at a minimum a driver and an EMT.

Section 4. Consideration

In consideration of the Village of Tarrytown being the Primary Service Area for TVAC and to aid to ensure TVAC’s continued operations, the Village shall:

- (1) Reimburse TVAC the cost of RMA calls within the Village of Tarrytown on a monthly basis upon receipt of an invoice from TVAC in an amount not to exceed \$120,000 per fiscal year (running from June 1st to May 31st). For purposes of this agreement, the cost of an RMA call shall be the current billing rate of \$900 per call as reimbursement for TVAC to transport to the closest hospital had the patient not refused transport. There shall be no reimbursement for calls outside of the Village of Tarrytown.
- (2) Provide grant and capital support for TVAC purchase of future ambulances in an amount to be determined by the Village Board of Trustees in its sole discretion.
- (3) The Village shall have no other financial obligations to TVAC except as provided in this Agreement. (This does not affect the LOSAP program for TVAC volunteers.)
- (4) This does not eliminate the Village’s current support for in-kind services, including but not limited to support such as minor ambulance maintenance and maintenance of TVAC’s emergency backup generator.

Section 5. Access to Record and Reporting Requirements

TVAC shall comply with the following record keeping and reporting requirements throughout the terms of this agreement.

A. Dispatch and Response Data: TVAC shall complete a dispatch record on every emergency and non-emergency request and response and shall, at the Village’s option, furnish copies of such dispatch and response records to the Village. A monthly call log of calls responded to shall be required to be submitted with every invoice submitted to the Village.

B. RMA Calls: TVAC shall keep records of every RMA call and shall furnish copies of such records monthly to the Village of every RMA call and submission of RMA call for reimbursements from other sources as required in Section 6.

Section 7. Insurance and Indemnification

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Throughout the term of this Agreement, TVAC shall meet or exceed the following requirements:

- A. TVAC shall procure, pay for and maintain the minimum insurance coverage and limits as provided for in this section. Said insurance shall be evidenced by delivering to the Village: (a) certificates of insurance executed by insurance carriers certified by the New York Insurance Department or similar agency listing coverage and limits, expiration dates and terms of policies and all endorsements, and listing all carriers issuing said policies; and (b) a certified copy of each policy, including all endorsements. The insurance requirements shall remain in effect throughout the term of this Agreement.
1. Commercial General Liability (CGL) coverage with limits of insurance of not less than \$1,000,000 (One Million Dollars) each occurrence, \$2,000,000 (Two Million Dollars) Annual Aggregate and including a waiver of subrogation.
 2. Automobile Liability
 - a. Business Automobile Liability coverage with limits of at least \$1,000,000 (One Million Dollars) each accident.
 - b. Business Automobile coverage must include coverage for liability arising out of all owned, leased, hired and non-owned automobiles.
 3. Workers' Compensation and Employers' Liability, and New York State Disability:
 - a. Statutory N.Y.S. Worker's Compensation, Employer's Liability, and New York State Disability Benefits Insurance required for all employees.
 - b. ACORD forms are not acceptable proof of Worker's Compensation coverage. C-105.2 Certificate of N.Y.S. Worker's Compensation Insurance must be provided. DB 120.1 Certificate for N.Y.S. Disability Benefits Insurance must be provided.
 4. Professional Liability coverage with limits of \$1,000,000 (One Million Dollars) each Occurrence/ \$2,000,000 (Two Million Dollars) Annual Aggregate. The professional insurance shall cover the professional services provided by TVAC.
 5. Umbrella Insurance Coverage with limits of \$5,000,000 (Five Million Dollars) each Occurrence, \$5,000,000 (Five Million Dollars) Aggregate. Policy must state that it covers over the General Liability, Automobile, and Professional Liability Insurance.

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- B. The Village, their respective officers, directors, employees, agents, volunteers, and emergency services providers shall be listed as additional insureds on all policies (except the Workers' Compensation and Disability policies). Such certificates of insurance shall contain the following statement: "ALL COVERAGE SHALL BE PRIMARY AND NON-CONTRIBUTING TO ANY OTHER INSURANCE OR SELF-INSURANCE HELD BY VILLAGE OF TARRYTOWN." Include any deductible maintained by, or provided to, the additional insureds. All relevant insurance policies shall provide coverage for the defense and indemnification provisions contained herein.
 - C. Original copies of insurance policies affording coverage, for which certificate of insurance are to be furnished to the Village, must be submitted to the Village for examination along with certificates. The Village's failure to object to the contents of any certificate or absence of same shall not be deemed a waiver of any or all rights held by the Village.
 - D. TVAC acknowledges that failure to obtain such insurance constitutes a material breach of contract and subjects it to liability for damages, indemnification, and any and all other legal remedies available to the Village.

Section 8. Indemnification and Defense

TVAC shall indemnify, defend, and hold harmless the Village and its respective officers, directors, employees, volunteers, agents, and representatives, from and against any and all costs, losses, liability, claims, and expenses (including reasonable legal fees) incurred in connection with, or arising from, any claim, legal action, or proceeding arising out of the terms of or the services to be performed under the Agreement against the Village, and/or any such persons so indemnified, by any third party in relation to (i) a breach of any of the representations and warranties made by TVAC, its employees, and/or subcontractors; (ii) a breach of the Agreement by TVAC, its employees, and/or subcontractors; or (iii) the negligence or willful misconduct of TVAC, its employees and/or subcontractors, provided, in each case, that TVAC is notified promptly, in writing, of any such suit, action, or threat thereof and is given full and complete authority, information, and assistance by the Village for the defense and settlement of the same. This indemnification, defense, and hold harmless shall apply to any willful acts or omissions of TVAC, a subcontractor, anyone directly or indirectly employed by them or working for them in a volunteer capacity, or anyone for whose acts they may be liable.

Section 9. Markings and Equipment Required for Vehicles

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All TVAC vehicles, including Ambulances, will be distinctively marked with TVAC's name and unit number. All vehicles used will be equipped with appropriate warning devices, and will prominently display the 9-1-1 emergency telephone number. All vehicles will meet the minimum Ambulance equipment requirements. No flags (other than the American flag) nor bumper stickers or other personal affects may be affixed to any TVAC vehicles, including but not limited to, Ambulances.

Section 10. Assignment

This Agreement is not intended nor shall it be construed to inure to the benefit of any third person or entity not a party hereto and no right, duty or obligation of TVAC under this Agreement shall be assigned to any person, private association or corporation, not-for-profit corporation or public body, without the prior written consent of the Village, except pursuant to mutual aid agreements, or as specifically provided for herein.

Section 11. Compliance with Laws

All services furnished by TVAC shall be rendered in full compliance with all applicable federal, state and local laws, ordinances, rules and regulations. It shall be TVAC's sole responsibility to determine which laws, rules and regulations apply to the services under this Agreement, and to maintain compliance with all applicable standards at all times.

Section 12. Non-Discrimination

TVAC agrees as follows:

- A. TVAC will comply with all applicable provisions of federal, state and local laws and regulations.
- B. TVAC will not discriminate against any employee, volunteer or applicant for employment or volunteer status with TVAC because of race, religion, color, national origin, sex, age, or handicap status. TVAC will take affirmative action to ensure that volunteers or employees are treated without regard to their race, religion, color, national origin, sex, age, or handicap status. TVAC agrees to post in conspicuous places, available to volunteers, employees and applicants to TVAC as volunteers or employees, notices to be provided setting forth the provisions of this non-discrimination clause.
- C. TVAC has received and reviewed a copy of the Village's sexual harassment policy and agrees to abide by those terms applicable to TVAC in its capacity as an independent contractor of the Village.

Section 13. Independent Contractor

The parties acknowledge that TVAC is providing the services contemplated hereunder as an independent contractor and is neither a department of the Village, an agent, employee, partner nor joint venture of the Village. Nothing herein creates an employee or employer relationship between the Village and TVAC and TVAC and its employees and volunteers shall not be entitled to any benefits available to Village employees, including but not limited to health and retirement benefits. TVAC is solely responsible for paying taxes, if any, on any and all revenue provided by the Village and revenue TVAC receives from all other sources.

Section 14. Contractor's Labor Affairs

TVAC shall be fully and exclusively responsible for conducting its affairs with its work force, including hiring, retaining and managing personnel and resources fairly and effectively. The Village will not involve themselves in TVAC's labor affairs or issues.

Section 15. Restricted Activities

During the term of this Agreement, and in regard to every request for response by TVAC, TVAC shall not engage in the following practices: telephone call screening, refusal to transport a patient to the nearest medically appropriate facility as defined by applicable protocols, refusal to treat and/or transport a patient requiring medically necessary transportation based on the patient's ability to pay for services or maintenance of adequate health insurance to pay for services.

Section 16. Termination

Prior to its scheduled termination, no party may terminate this Agreement except as provided for in Section 2 of this Agreement. However, this Agreement may be terminated earlier and with less than the 30-days' notice required in Section 2 in the event of a major breach by the other party. For the purposes of this provision, "major breach" by TVAC shall include the chronic failure to meet applicable performance standards, including but not limited to:

- A. Failure of TVAC to operate the ambulance service system in a manner which enables TVAC to remain in compliance with the requirements of the applicable federal, state and local laws, rules and regulations.
- B. Falsification of information supplied to the Village by TVAC.

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- C. Falsification of data supplied to the Village by TVAC.
 - D. Failure of TVAC's employees and volunteer personnel to conduct themselves in a professional and courteous manner, and to present a professional appearance, consistent with TVAC's reputation as a provider of high quality Emergency Medical Service.
 - E. Failure of TVAC to meet established performance criteria such as: provision of twenty-four (24) hour a day BLS Ambulance Service, meeting established response or maintaining proper telephone and radio communication.
 - F. TVAC's refusal to treat and/or transport patients due to their inability to pay for service.
 - G. .

Section 17. Financial Reporting

TVAC will report to the Village on a quarterly basis its internal financial reports including at least a Statement of Income and Expenditures, cash flow, balance sheet. Current billing rates and information on its Ambulance and other assets' depreciation, actual wear and tear and useful lives, and maintenance and replacement schedules will be provided to the the Village on an annual basis within one hundred and twenty (120) days of the close of TVAC's fiscal year, its independently reviewed financial statements. At the Villages request, TVAC shall annually provide the Village with a copy of its independent financial audit.

Section 18. Miscellaneous Provisions

- A. Notices: All notices hereunder shall be deemed to be duly given if in writing, signed by the party or the representative of the party giving the notice, and sent to the other party at the addresses set forth herein by certified mail, return receipt requested, or by Federal Express or similar overnight courier or by facsimile transmittal with confirmation by regular first class mail.
- B. Equal Bargaining Power: This Agreement was negotiated between parties of equal bargaining power and is not to be construed against either party by virtue of such party's attorney having drafted it.
- C. Entire Agreement. This Agreement constitutes the entire agreement between TVAC and the Village and there are no agreements,



VILLAGE OF TARRYTOWN

One Depot Plaza, Tarrytown, New York 10591-3605
www.tarrytowngov.com

VILLAGE OF TARRYTOWN PLANNING BOARD *Memorandum*

TO: Village of Tarrytown Board of Trustees
FROM: Village of Tarrytown Planning Board
DATE: December 20, 2022
RE: Proposed ADU Local Law

The Planning Board has the following comments regarding the proposed Local Law. The Planning Board views the proposed legislation as a positive zoning provision as it benefits the community by potentially allowing families to stay together and allowing seniors to continue to live in their homes in Tarrytown. With the ADU legislation, seniors will have the option to create an ADU on their property and continue to reside either in the main dwelling unit or in the ADU. Additionally, the ADU legislation provides the ability for property owners to have another potential stream of income that can be used for other needs (like education or health-care needs) or for property improvements (like painting and repairs), which will be a benefit to the character of the neighborhood. As the law contains a 6-month grace period, this will incentivize the legalization of any existing illegal in-law apartments. Further, of paramount importance is life and safety issues and the ADU law requires all proposed ADUs comply with State building and fire codes.

The Planning Board recommends that the Village Board follow and keep track of the building permits issued for ADUs so the Village Board can reassess the proposed law after 1 year, 3 years and 5 years. This way, if there is an unanticipated glut of proposed ADUs (which would be contrary to the typical trend experienced by similar municipalities) or if there are unrealized impacts on parking and traffic, then the Village Board may need to revise the law and enact additional regulations. The Planning Board further recommends that the Village Board encourage use of public transportation and other shared modes of transportation, and non-vehicular modes of transportation. Finally, the Planning Board recommends that the Village institute a public awareness campaign to let the community know about options for grants and other funding for ADUs for financially burdened residents.

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]
 Project : Permitting ADUs in SF Zones
 Date : 12/16/2022

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

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

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES	
Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

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2. Impact on Geological Features
 The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) NO YES
If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____ _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water
 The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) NO YES
If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input type="checkbox"/>	<input type="checkbox"/>

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I. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>



g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air			
The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels:			
i. More than 1000 tons/year of carbon dioxide (CO ₂)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
ii. More than 3.5 tons/year of nitrous oxide (N ₂ O)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
iv. More than .045 tons/year of sulfur hexafluoride (SF ₆)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	<input type="checkbox"/>	<input type="checkbox"/>
vi. 43 tons/year or more of methane	D2h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals			
The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input type="checkbox"/>	<input type="checkbox"/>



e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources			
The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) <i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

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9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</i>				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>		
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>		
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>		
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>		
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>		

10. Impact on Historic and Archeological Resources The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</i>				<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	<input type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input type="checkbox"/>	<input type="checkbox"/>		

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<p>d. Other impacts: <u>any change, modification or addition to land or buildings designated as historic district or landmarks would trigger site plan review by the Planning Board</u></p>		<input type="checkbox"/>	<input type="checkbox"/>
<p>e. If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:</p> <p>i. The proposed action may result in the destruction or alteration of all or part of the site or property.</p> <p>ii. The proposed action may result in the alteration of the property's setting or integrity.</p> <p>iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.</p>	<p>E3e, E3g, E3f</p> <p>E3e, E3f, E3g, E1a, E1b</p> <p>E3e, E3f, E3g, E3h, C2, C3</p>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>

<p>11. Impact on Open Space and Recreation</p> <p>The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES</p> <p>(See Part 1. C.2.c, E.1.c., E.2.q.)</p> <p><i>If "Yes", answer questions a - e. If "No", go to Section 12.</i></p>			
	<p>Relevant Part I Question(s)</p>	<p>No, or small impact may occur</p>	<p>Moderate to large impact may occur</p>
<p>a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.</p>	<p>D2e, E1b E2h, E2m, E2o, E2n, E2p</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>b. The proposed action may result in the loss of a current or future recreational resource.</p>	<p>C2a, E1c, C2c, E2q</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>c. The proposed action may eliminate open space or recreational resource in an area with few such resources.</p>	<p>C2a, C2c E1c, E2q</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>d. The proposed action may result in loss of an area now used informally by the community as an open space resource.</p>	<p>C2c, E1c</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>e. Other impacts: _____</p>		<input type="checkbox"/>	<input type="checkbox"/>

<p>12. Impact on Critical Environmental Areas</p> <p>The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES</p> <p><i>If "Yes", answer questions a - c. If "No", go to Section 13.</i></p>			
	<p>Relevant Part I Question(s)</p>	<p>No, or small impact may occur</p>	<p>Moderate to large impact may occur</p>
<p>a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.</p>	<p>E3d</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.</p>	<p>E3d</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>c. Other impacts: _____</p>		<input type="checkbox"/>	<input type="checkbox"/>

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13. Impact on Transportation
 The proposed action may result in a change to existing transportation systems. NO YES
 (See Part 1. D.2.j)
 If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy
 The proposed action may cause an increase in the use of any form of energy. NO YES
 (See Part 1. D.2.k)
 If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The 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 commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____			

15. Impact on Noise, Odor, and Light
 The proposed action may result in an increase in noise, odors, or outdoor lighting. NO YES
 (See Part 1. D.2.m., n., and o.)
 If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

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16. Impact on Human Health The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - m. If "No", go to Section 17.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____ _____			

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17. Consistency with Community Plans The proposed action is not consistent with adopted land use plans. (See Part 1. C.1, C.2. and C.3.) <i>If "Yes", answer questions a - h. If "No", go to Section 18.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) <i>If "Yes", answer questions a - g. If "No", proceed to Part 3.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

PRINT FULL FORM

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Description of Proposed Action

The proposed action is a text change to the Village Zoning Ordinance to legalize and control accessory dwelling units in single-family residential zones and regulate new conversions or new construction of accessory dwelling units in these zones. All of the single-family residential zones are included as eligible zones for accessory ADU uses. The R-80 zone which is the lowest density single-family zone is mapped around the Tarrytown Lakes area and located within the watershed Critical Environmental Area. Much of the district's land is owned by the Village. The highest density single-family zone, R-5, is mapped in a very small area in the downtown. The EF School (former Marymount) occupies a significant portion of the R-20 district. The Belvedere Estate and Westchester County Park occupy a large portion of the R-40 district in the southwest area of the Village. An Accessory Dwelling Unit (ADU) is a second, smaller dwelling unit on the property of an existing home. An ADU can be attached within the property's primary building, added to the same building or detached in a separate garage or new cottage. An ADU will be treated the same as other accessory uses requiring a building department administrative review and building permit. An existing building that is legally non-conforming with current dimensional or coverage regulations may be legally changed in use to an ADU provided that the dimensional non-conformity and the non-conforming height is not increased. Site plan approval would only be required in cases where a building addition increases building coverage, square footage or floor-area ratio to the extent where it triggers a site plan approval that would ordinarily be required, or if a building is designated as part of a historic district or as a historic landmark. Site plan approval would also be required in cases where an existing garage is converted to an ADU and the need to provide additional parking triggers a site plan review.

Legislative Purpose

The intent of the proposed legislation is to diversify housing while ensuring single-family residential zones maintain their character; to ease homeowners' financial burden by allowing a means of rental income, and to provide for the health, safety and welfare of the Village of Tarrytown's residents and the occupants of accessory dwelling units. The proposed legislation on ADU represents the implementation of the recommendation of the Tarrytown Connected Comprehensive Plan "allowing accessory unit strategies could enable more efficient use of existing resources and an additional source of mont

Housing Need

Based on the Westchester County Housing Needs Assessment, Pattern for Progress (November 2019), the number of owner households in the Village of Tarrytown paying 50% or more of monthly income on mortgages or housing maintenance (Severely Cost Burdened) was 350 households or 13% while renter households paying more than 50% of monthly income toward rent (Severely Cost Burdened) was 295 households or 19.3%. The Assessment Study provided a Projection of Current Housing Need for 65 households. (Source: Decennial Census, 2000 and 2010; American Community Survey 5-year Estimates, 2017). Several Westchester County municipalities have enacted legislation allowing Accessory Dwelling Units in their codes. Based on information from Westchester County Planning, we have provided data on the following Villages' experience in producing ADUs as well as the date legislation was enacted: Briarcliff Manor - 26 (2014), Buchanan - 25 (1989), Croton on Hudson - 10 (2015), Hastings on Hudson - 23 (1997 - updated 2019), Irvington - 2 (2016), and Pleasantville - 5 (2020). These Villages have comparable housing needs to Tarrytown as profiled in the County's Housing Needs Study. It is anticipated that the Village of Tarrytown will experience similar ADU results in the range of 20 to 30 units. (Continued)

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: Type 1 Unlisted

Identify portions of EAF completed for this Project: Part 1 Part 2 Part 3

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Upon review of the information recorded on this EAF, as noted, plus this additional support information
Accessory Dwelling Units Infrastructure & Statement of Support, Tarrytown Housing Committee (Powerpoint Presentation at Public Hearing), 10/17/22;
Tarrytown Housing Committee, ADU Summary for Village Board of Trustees, 5/2/22; ADU legislation, 11/2/22; Westchester County Housing Needs
Assessment, Patterns for Progress, 11/19; Westchester County Planning GML Letter, 11/21/22; Tarrytown Connected Village Comprehensive Plan, 11/18.

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Village of Tarrytown Board of Trustees as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: Permitting Accessory Dwelling Units within Single-Family Zoning Districts

Name of Lead Agency: Village of Tarrytown Board of Trustees

Name of Responsible Officer in Lead Agency: Karen Brown

Title of Responsible Officer: Mayor

Signature of Responsible Officer in Lead Agency: _____ Date: _____

Signature of Preparer (if different from Responsible Officer) Robert Galvin, AICP Village Consulting Planner Date: _____

For Further Information:

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Telephone Number: 914 631-1885

E-mail: rslingerland@tarrytowngov.com

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

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM



Long Form Environmental Assessment
Part 3 – Continued

Legislation - Permitting ADUs in Single-Family Zones

Mitigation Measures

To reduce any possible density impact, the proposed legislation limits ADUs to no more than two bedrooms and limits their floor area to a maximum of 1,000 sf. which cannot be greater than 50% of the primary structure. ADUs are oriented to smaller households (singles, younger, and older) and support senior residents aging in place. The legislation is designed to be a low-density tool to create more affordable housing options which do not change the overall appearance of the single-family neighborhoods. The ADU legislation provides additional design standards to allow the creation of well-controlled ADUs while maintaining the single-family character of the area. Design standards include the following: a) that there shall be no construction of a new building for an ADU in the R-10, R-7.5 and R-5 residential zones. This is due to concern of the properties' smaller lot sizes and yard dimensions; b) limit of one ADU per lot; c) the height of new detached ADU shall be the lesser of 25' or the height of the existing single-family principal building, d) no new entrances added to the street-facing facade of the main building; e) minimum six-month rental; f) owner-occupancy - owner must reside as the primary resident in either the main dwelling unit or the ADU; g) parking not required for the ADU but remains for the existing single-family residence; h) If lot is serviced by a septic system, owner must demonstrate that system is adequate to support ADU and obtain necessary County Health permits; i) ADU limited to a minimum of 300 sf and a maximum of 1,000 sf and, in no case, larger than 50% of the floor area of the lot's main house.

GML Review

The proposed legislation was referred to Westchester County Planning on November 8, 2022, which reviewed the revised proposed Local Law. County Planning provided a GML review dated November 21, 2022, which found the project to be responsive to *Westchester County's Housing Needs Study* and encouraged the Board of Trustees to adopt the proposed ADU regulations. The GLM referral was similar to the County Planning GML review on October 21, 2022 supportive of allowing accessory dwelling units, as such units expand the range of housing types available in Westchester's communities, which is consistent with the County Planning Board's long-range planning policies set forth in *Westchester 2025—Context for County and Municipal Planning and Policies to Guide County Planning*, adopted by the Board on May 6, 2008, amended January 5, 2010, and its recommended strategies set forth in *Patterns for Westchester: The Land and the People*, adopted December 5, 1995.

Historic Resources

Any change, modification or addition to land and buildings designated as part of a historic district or as a historic landmark will require site plan review by the Village Planning Board.

Environmental Constraints

All of the single-family residential zones in the Village are included as eligible for Accessory Dwelling Units uses. The R-80 zone is mapped around the Tarrytown Lakes area and located within the designated watershed Critical Environmental Area defined by the DEC and designated



by Westchester County and the Village of Tarrytown. The Tarrytown zoning code provides for a Special Tarrytown Lakes Setback of 300 feet inland from the mean high-water mark along the entire circumference of the lakes. Much of the land in this district is owned by the Village, of Tarrytown.

Traffic/Parking

Based upon information from the other similar municipalities with ADU legislation, there will be a limited number of ADUs, in the range of 20 to 30 ADUs spread throughout all of the Village's residential zones, there will be minimal potential impact on traffic. The current parking requirement of two spaces per unit remains for the primary structure on the property. No additional parking is required for an ADU provided that existing off-street parking is not reduced below that which is otherwise required. In cases where an existing garage is converted to an ADU and there is a need to relocate existing required parking, a site plan review by the Planning Board would be required.

Public School Children Impacts

In November 2018, the Rutgers University Center for Urban Policy Research¹ updated residential demographic multipliers from its previous 2006 study² projecting the potential number of public school-age children for diverse types of rental units. The study uses the American Community Survey (ACS) census data contains information on demographic multipliers, including the average number of public school-age children found in housing units of diverse types and sizes. Consistent with trends in declining birth rates, the updated demographic multipliers have resulted in the generation of fewer school children than the previous multipliers. Renters of one-bedroom units in low rise (2-4 units) generated 0.175 public school children per unit. Renters of two-bedroom units in low rise (2-4 units) generated only 0.471 public school children per unit. Note that ADUs are limited in the Village to no more than two-bedrooms and a maximum size of 1,000 sf or less. Based on the anticipated range of 20-30 ADUs in the Village, the indication is that the number of school children generated would be small.

Noise, Odor, Light

The proposed legislation allows the interior renovation of or addition to existing structures or the conversion of existing garages or construction of new cottages on single-family lots. The ADU structures are smaller units being limited to a maximum habitable floor area of 1,000 square feet and, in no case, shall not be larger than 50% of the habitable floor area of the primary dwelling on the lot. There will be no new construction on lots in the R-10, R-7.5 and R-5 zoning districts. Additionally, a lot cannot have more than one ADU. The typical impacts associated with the expansion of single-family residences and accessory structures are limited to noise, dust, runoff and stormwater management practices. These construction impacts are minor in nature and are limited to smaller buildings or interior renovations. Such impacts are easily controlled by standard construction techniques. This type of activity seldom creates a significant adverse

¹ Alexandru Voici and David Listokin, Ph.D. *Who Lives in New Jersey Housing? The Profile of Occupants of Residential Developments in New Jersey, Updated New Jersey Demographic Multipliers*, Rutgers University Center for Urban Policy Research, November 2018.

² Robert W. Burchell, Ph.D. *Residential Demographic Multipliers, Estimates of the Occupants of New Housing*, Rutgers University Center for Urban Policy Research, June 2006.

environmental impact. Any of the non-significant impacts that result from construction activity is subject to review and control by the Building Department and Village Engineer. DEC's experience has shown that this type of action does not have a significant adverse effect on the environment (DEC SEQRA Handbook, 4th ed. 2020, 19). The Planning Board will still have site plan review authority in cases where a building addition or new accessory structure increases building coverage, square footage or floor-area ratio to the extent where it triggered a site plan review that would ordinarily be required.

Consistency with Community Plans

The proposed legislation on Accessory Dwelling Units represents an implementation of the recommendation of the *Village of Tarrytown Comprehensive Plan Tarrytown Connected* (adopted November 2018) relative to *Policy 10 Ensure housing stock supports a diverse & multi-generational community* “*In areas with large lots and single-family homes, permitting the division into two- or three-family homes, introducing in-law apartments, or allowing accessory units are strategies that could enable more efficient use of existing resources. Although accessory units may increase the Village’s regulatory burden, where appropriate, they represent an additional source of monthly income for a homeowner as well as a potentially affordable rental arrangement.*” (70- 71).

Consistency with Community Character

One of the purposes of the proposed legislation is to diversify housing while ensuring single-family residential zones maintain their character. The legislation provides additional design standards to allow the creation of well-controlled ADUs while maintaining the single-family character of the area. These standards include a restriction on construction of new detached buildings for an ADU in the R-10, R-7.5 and R-5 residential zones. The properties in these zones have smaller lot sizes and setback dimensions. The legislation provides a limit of one ADU per lot. The height of a new detached ADU shall be the lesser of 25' or the height of the existing single-family principal building on the property. There is a prohibition on adding a new entrance to the street-facing facade of the main building in order to maintain the single-family character of the residence. A minimum six-month rental is required, and the owner must reside as the primary resident in either the main dwelling unit or the ADU. ADUs are limited to a minimum of 300 sf and a maximum of 1,000 sf and, in no case, larger than 50% of the floor area of the lot's main house.

SEQRA Determination of Significance – Based on the Village Board of Trustees’ review of the LEAF, an analysis of Part 2, a review of the *Proposed Legislation on Permitting ADUs in Single-Family Zones*, a review of Tarrytown Housing Committee’s provided information on Accessory Dwelling Units, agency review by Westchester County Planning, *the Village of Tarrytown Comprehensive Plan Tarrytown Connected* (adopted November 2018), and the *Westchester County Housing Needs Assessment* (November 2019), the Village of Tarrytown Board of Trustees has determined that the proposed zoning text for Accessory Dwelling Units is not expected to result in any significant adverse environmental impacts that would rise to the level of significance required for a Positive Declaration.

**Full Environmental Assessment Form
Part 1 - Project and Setting**



Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. 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; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Permitting Accessory Dwelling Units within Single-Family Zoning Districts		
Project Location (describe, and attach a general location map): Village of Tarrytown		
Brief Description of Proposed Action (include purpose or need): The Village of Tarrytown proposes to allow well-controlled accessory dwelling units (ADUs) to be occupied within the Village's Single-Family Zoning District.		
Name of Applicant/Sponsor: Village of Tarrytown	Telephone:	E-Mail:
Address: One Depot Plaza		
City/PO: Tarrytown	State: NY	Zip Code: 10591
Project Contact (if not same as sponsor; give name and title/role): Richard Slingerland, Village Administrator	Telephone: 914-631-1785	E-Mail: rslingerland@tarrytowntgov.com
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:

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B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	Board of Trustees (Zoning Text Amendment)	
b. City, Town or Village <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Planning Board or Commission		
c. City, Town or <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources. ii. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No iii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No iv. Is the project site within a Coastal Erosion Hazard Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part 1	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, identify the plan(s): _____ _____ _____	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, identify the plan(s): _____ _____ _____	

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C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?
 All Single Family Zoning Districts within the Village of Tarrytown

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? No Zoning Map Change is proposed.

C.4. Existing community services.

a. In what school district is the project site located? Tarrytown

b. What police or other public protection forces serve the project site?
 Tarrytown

c. Which fire protection and emergency medical services serve the project site?
 Tarrytown

d. What parks serve the project site?
 Village, State, and County Parks throughout Village

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?

b. a. Total acreage of the site of the proposed action? _____ acres
 b. Total acreage to be physically disturbed? _____ acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: _____ months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____



f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures _____

ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length

iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____

iii. If other than water, identify the type of impounded/contained liquids and their source. _____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) Yes No
 If Yes:

i. What is the purpose of the excavation or dredging? _____

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____

iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____

v. What is the total area to be dredged or excavated? _____ acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? Yes No

ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

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ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments? Yes No

If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No

If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No

If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

- Do existing sewer lines serve the project site? Yes No
- Will a line extension within an existing district be necessary to serve the project? Yes No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

_____ Square feet or _____ acres (impervious surface)

_____ Square feet or _____ acres (parcel size)

ii. Describe types of new point sources. _____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

- If to surface waters, identify receiving water bodies or wetlands: _____

- Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No

ii. In addition to emissions as calculated in the application, the project will generate:

- _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
- _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
- _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
- _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
- _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

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h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No
 If Yes:
 i. Estimate methane generation in tons/year (metric): _____
 ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No
 If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No
 If Yes:
 i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.
 ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____
 iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____
 iv. Does the proposed action include any shared use parking? Yes No
 v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____
 vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No
 vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No
 viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No
 If Yes:
 i. Estimate annual electricity demand during operation of the proposed action: _____
 ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____
 iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.
 i. During Construction:
 • Monday - Friday: _____
 • Saturday: _____
 • Sunday: _____
 • Holidays: _____
 ii. During Operations:
 • Monday - Friday: _____
 • Saturday: _____
 • Sunday: _____
 • Holidays: _____

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No

If yes:

i. Provide details including sources, time of day and duration:

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No

Describe: _____

n. Will the proposed action have outdoor lighting? Yes No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No

Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No

If Yes:

i. Product(s) to be stored _____

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No

If Yes:

i. Describe proposed treatment(s): _____

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

• Construction: _____ tons per _____ (unit of time)

• Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

• Construction: _____

• Operation: _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:

• Construction: _____

• Operation: _____

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s. Does the proposed action include construction or modification of a solid waste management facility? Yes No

If Yes:

- i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____
- ii. Anticipated rate of disposal/processing:
 - _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
 - _____ Tons/hour, if combustion or thermal treatment
- iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No

If Yes:

- i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____
- ii. Generally describe processes or activities involving hazardous wastes or constituents: _____
- iii. Specify amount to be handled or generated _____ tons/month
- iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____
- v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

- i. Check all uses that occur on, adjoining and near the project site.
 Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): _____
- ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces			
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____			

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c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____

 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____

 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): _____
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

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v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site: _____ %
 _____ %
 _____ %

d. What is the average depth to the water table on the project site? Average: _____ feet

e. Drainage status of project site soils: Well Drained: _____ % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No

If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name _____ Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: _____

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m. Identify the predominant wildlife species that occupy or use the project site: _____

n. Does the project site contain a designated significant natural community? Yes No
If Yes:
i. Describe the habitat/community (composition, function, and basis for designation): _____
ii. Source(s) of description or evaluation: _____
iii. Extent of community/habitat:
• Currently: _____ acres
• Following completion of project as proposed: _____ acres
• Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No
If Yes:
i. Species and listing (endangered or threatened): _____

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No
If Yes:
i. Species and listing: _____

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No
If yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? Yes No
i. If Yes: acreage(s) on project site? _____
ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No
If Yes:
i. Nature of the natural landmark: Biological Community Geological Feature
ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
If Yes:
i. CEA name: _____
ii. Basis for designation: _____
iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based: _____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: _____

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____

iii. Distance between project and resource: _____ miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? Yes No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

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

Applicant/Sponsor Name Village of Tarrytown Date _____

Signature _____ Title 11/18/2022

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