

CHAUTAUQUA COUNTY LEGISLATURE

03/27/19

Chautauqua County Legislature

6:30 P.M.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR NIEBEL

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 2/27/19

PRIVILEGE OF THE FLOOR

(Members of the public may speak on any subject relating to any local law, resolution, or motion appearing on the agenda.

An individual is limited to 3 minutes and a person representing a group shall be limited to 5 minutes)

VETO MESSAGES FROM COUNTY EXECUTIVE BORRELLO

NO VETOES FROM 2/27/19

COMMENDATIONS:

ROBBIE PENHOLLOW

DIVISION II NYS WRESTLING CHAMPION

By

Legislator Mark Odell

Legislator Lisa Vanstrom

6:45 P.M.

PUBLIC HEARING

**REGARDING SECOND MODIFICATOIN OF IMPROVEMENTS FOR
NORTH CHAUTAUQUA COUNTY WATER DISTRICT**

COMMUNICATIONS:

- 1. Invitation - Silvertree Seniors of Jamestown Tour of Facility**
 - 2. Letter - League of Women Voters – Program on Medical Marijuana**
 - 3. Letter - County Executive – Appointment to Chautauqua County Youth Board**
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RENEW & AMEND RES. NO. 32-19 - Acceptance of CARTS 5311 2017-2018 Consolidated Grant and 2017 Accelerated Transportation Capital Grant

RENEW & AMEND RES. NO. 46-19 - Amend 2018 Budget for Year End Reconciliations – North Chautauqua Lake Sewer District

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TABLED RES. NO. 56-19 - Amend 2018 Budget for Year End Reconciliations – Transfer to Capital

LOCAL LAW INTRO. 1-19 - A Local Law Amending Local Law 7-90 Providing for a Management Salary Plan for County Officers and Employees (Re: Probation Department)

RESOLUTIONS:

- 73-19 Board Appointments – North County Industrial Water District No. 1 & North County Industrial Sewer District No. 1**
- 74-19 Confirm Appointment - Chautauqua County Youth Board**
- 75-19 Authorizing Public Hearing Regarding a Potential Application for 2019 Community Development Block Grant Funding through the New York State Homes and Community Renewal Housing Trust Fund Corporation’s Office Of Community Renewal and the Uses of Said Funding**
- 76-19 Authorizing Public Hearing Regarding a Potential Application for 2019 Community Development Block Grant Funding through the New York State Office of Community Renewal and the Uses of Said Funding**
- 77-19 Designating Tri-County Arts Council as the Official Arts Council for Chautauqua County**
- 78-19 Authorize Contracts and Agreements with Local Police Departments For 2019-2020 STOP-DWI Enforcement Efforts**
- 79-19 Authorize Acceptance of Indigent Legal Services Grant for the Period April 1, 2018 to March 31, 2023**
- 80-19 Authorize Lease Agreement with Lynn Development, Inc. for Office Space For the Office of the Public Defender**
- 81-19 Approving SEQRA Findings in Relation to the Second Modification of the Map And Plan for the North Chautauqua County Water District**
- 82-19 Determining that it is in the Public Interest to Make a Second Modification to The Map and Plan for the North Chautauqua County Water District**
- 83-19 Authorize Use of 3% Occupancy Tax Monies to Assist the 2019 75th Anniversary Gerry Rodeo Event**
- 84-19 Modifying Allocation of 2% Occupancy Tax Funding for Cleanup of Burtis Bay On Chautauqua Lake**
- 85-19 Authorize Use of 2% Occupancy Tax Monies to Retain Professional Services To Complete and Implement the Chautauqua Lake Weed Management Consensus Strategy**
- 86-19 Authorize Agreement with County of Chautauqua Industrial Development Agency For Attraction and Development of Tourism Related Businesses**
- 87-19 Authorize Agreement with the County of Chautauqua Industrial Development Agency for Industrial Development and Promotion**
- 88-19 Authorize Agreement with the County of Chautauqua Industrial Development Agency for the Business Assistance Program**

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- 89-19 Authorize Extension of Lease Agreement for Department of Planning & Development, Division of Economic Development at The BWB Center**
- 90-19 Authorize Agreement with Small Business Development Center at Jamestown Community College**
- 91-19 Amend 2018 Budget for Year End Reconciliations – North Chautauqua Lake Sewer District (NCLSD)**
- 92-19 Amend 2018 Budget for Year End Reconciliations – Health Insurance Fund**
- 93-19 Amend 2018 Budget for Year End Reconciliations – Liability Insurance Accounts**
- 94-19 Amend 2019 Budget for Vehicle Replacement–Information Technology Services–Office Services**
- 95-19 Amend 2019 Budget for Feasibility Study for Hops/Barley Economic Development Project**
- 96-19 Amend 2019 Budget for Additional Capital Project: Development of a Brownfields Inventorying and Marketing Strategy**
- 97-19 Amend 2019 Budget for Additional Capital Project: Fiber Optic Cable to Businesses In and Around Stoneman Industrial Park**
- 98-19 Amend 2019 Budget Appropriations and Revenues in the County Road Fund (D Fund)**
- 99-19 Authorize Director of Finance to Increase Appropriations for PIN 5762.12 County Bridge 998 Replacement**
- 100-19 Authorize Purchase of Property at 29 North Erie Street in Mayville New York**

ANNOUNCEMENTS

PRIVILEGE OF THE FLOOR

(A member of the Legislature or the public may speak on any subject.

An individual is limited to 3 minutes and a person representing a group shall be limited to 5 minutes)

RENEW + AMEND
CHAUTAUQUA COUNTY
RESOLUTION NO. 32-19

BPB - 1/29/19
KMW 1.30.19
SMA 1/30/19
KMD 2/4/19
KLC 2/5/19
GMB 2/6/19

TITLE: Acceptance of CARTS 5311 2017-2018 Consolidated Grant and 2017 Accelerated Transportation Capital Grant

BY: Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: County Executive George M. Borrello:

WHEREAS, the County of Chautauqua has been awarded grants funds by the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code and under the Accelerated Transit Capital Program for the following projects:

- | | |
|--|-----------|
| 1. Purchase replacement tablets and hardware | \$ 14,612 |
| 2. Mobility Management | \$147,176 |
| 3. Purchase 12 Replacement (LOT G) Buses | \$945,553 |
| 4. Notification Module for Scheduling Software | \$ 55,900 |
| 5. Purchase Administrative Vehicle | \$ 25,000 |
| 6. Automated Bus Stop Announcement System | \$ 85,578 |
| 7. Purchase Shop Equipment | \$ 11,185 |
| 8. Replacement of 3 Man Doors | \$ 5,508 |
| 9. Replacement Radios | \$ 5,928 |
| 10. Local Share for replacement buses | \$ 13,800 |

; and

WHEREAS, funding for the purchase of replacement tablets and hardware is shared at the rate of 80% Federal, 10% State, and 10% local dollars; and

WHEREAS, funding for the Mobility Manager is shared at a rate of 80% Federal, 10% State, and 10% local dollars, and revenues and expenditures for this program were included in the 2018 budget and are included in the 2019 budget; and

WHEREAS, funding for the purchase of 12 replacement (LOT G) Buses is shared at the rate of 80% Federal, 10% State, and 10% local dollars, and is included in the 2019 capital budget; and

WHEREAS, funding for the purchase of the Notification Module for the Route Match Scheduling Software is shared at the rate of 80% Federal, 10% State, and 10% local dollars; and

WHEREAS, funding for the purchase of a replacement Administrative Vehicle is shared at the rate of 80% Federal, 10% State, and 10% local dollars; and

WHEREAS, the State will provide 100% of the funding for all other projects listed above (items 6 through 10); therefore, be it

RESOLVED, That the County Executive is authorized to sign all necessary documents and agreements with the State of New York to receive funding for all projects; and be it further

RESOLVED, That Reserve for Capital is appropriated as follows:

John W. Hemmer
Chuck Noyes

Pat DeLo
David E. Weisford
Darin C...
John J...
Terry Mehl

X APPROVED
VETOES (VETO MESSAGE ATTACHED)
George M. Borrello 3-6-19
County Executive Date

DECREASE THE USE OF FUND BALANCE:

A.-----878.0000 Fund Balance--Reserve for Capital \$ 4,249

; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following budgetary changes:

Establish and

INCREASE APPROPRIATION ACCOUNTS:

H.5630.25012.4	Contractual - Tablets	\$14,612
H.5630.25013.4	Contractual - Notification Module	\$55,900
H.5630.25014.4	Contractual - Administrative Vehicle	\$25,000
H.5630.25014.4	Contractual - Miscellaneous Capital	
H.5630.25014.4	Projects <i>Accel Transit Grant Funding 2017</i>	\$108,199
	Total	\$203,711

DECREASE APPROPRIATION ACCOUNT:

A.9950.-----9	Interfund Transfers - Interfund Transfers	\$4,249
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Establish and

INCREASE REVENUE ACCOUNTS:

H.5630.25012.R459.7000	Federal Aid-Transp Capital	\$11,690
H.5630.25012.R359.7000	New York State Aid-Transp Capital	\$1,461
	Interfund Transfers-Interfund	
H.5630.25012.R503.1000	Transfer	\$1,461
H.5630.25013.R459.7000	Federal Aid-Transp Capital	\$44,720
H.5630.25013.R359.7000	New York State Aid-Transp Capital	\$5,590
	Interfund Transfers-Interfund	
999 H.5630.25013.R503.1000	Transfer	\$5,590
999 H.5630.25014.R459.7000	Federal Aid-Transp Capital	\$20,000
999 H.5630.25014.R359.7000	New York State Aid-Transp Capital	\$2,500
	Interfund Transfers-Interfund	
25014 H.5630.25014.R503.1000	Transfer	\$2,500
H.5630.25015.R359.7000	New York State Aid-Transp Capital	\$108,199
H.5630.25886.R359.7000	New York State Aid-Transp Capital	\$13,800
	Total	\$217,511

DECREASE REVENUE ACCOUNT:

H.5630.25886.R503.1000	Interfund Transfers-Interfund Transfer	\$13,800
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X APPROVED

VETOES (VETO MESSAGE ATTACHED)

George M. Bonello
County Executive

3-6-15
Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

KMD 3/7/19
SMA 3/10/19
KLC 3/11/19
GMB 3/12/19

TITLE: Amend 2018 Budget for Year End Reconciliations –
Transfer to Capital

BY: Audit & Control Committees:

AT THE REQUEST OF: County Executive George M. Borrello:

WHEREAS, capital projects H.2490.688 (Jamestown Community College Science Building Construction) and H.2490.00862 (Jamestown Community College Carnahan Center Renovation) were closed pursuant to Resolution 20-18, but the projects are not complete and were closed in error because of a miscommunication; and

WHEREAS, JCC has additional work to do on the projects and requests reinstatement of the budgets that remained when the projects were closed; and

WHEREAS, the Transfer to Capital department expenses exceeded initial budgetary estimates because expenditures were charged to capital projects H.2490.688 and G.2490.00862 after they were closed and reconciled; now therefore be it

RESOLVED, that capital projects H.2490.00862 JCC Carn Ctr Reno (2011) and H.2490.688 JCC Science Bldg Const 2009 be reopened; and be it further

RESOLVED, that A Fund Reserve for Capital is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.878.0000	Fund Balance--Reserve for Capital	\$49,877
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; and be it further

RESOLVED, that the Director of Finance is hereby authorized and directed to make the following changes to the 2018 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.9950.----.9	Interfund Transfers—Transfer to Capital	\$49,877
H.2490.00862.4	Contractual—Community College Tuition, JCC Carn Ctr Reno (2011)	\$11,947
H.2490.688.4	Contractual-- Community College Tuition, JCC Science Bldg Const 2009	<u>\$37,930</u>
	Total	\$99,754

INCREASE REVENUE ACCOUNTS:

H.2490.00862.R503.1000	Interfund Transfer—Interfund Transfer	\$11,947
H.2490.688.R571.0000	Proceeds L/T Obligations—Serial Bonds	<u>\$37,930</u>
	Total	\$49,877

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**LOCAL LAW
INTRODUCTORY NO. 1-19
CHAUTAUQUA COUNTY**

**A LOCAL LAW AMENDING LOCAL LAW 7-90 PROVIDING FOR A MANAGEMENT
SALARY PLAN FOR COUNTY OFFICERS AND EMPLOYEES
(re: PROBATION DEPARTMENT)**

BE IT ENACTED, by the County Legislature of the County of Chautauqua, New York, as follows:

Section 1. Purpose.

The purpose of this Local Law is to amend the Management Salary Plan set forth in Local Law 7-90, and as amended, to set the salary ranges for three new titles for Probation Department Management positions: Probation Supervisor 1; Deputy Probation Director (Group B); and Probation Director (Group B). The titles above for which salary ranges are proposed shall replace the current titles of Probation Supervisor, Deputy Probation Director II, and Probation Director II at the same salary ranges as currently adopted in the Management Salary Plan. This amendment is necessary due to the adoption of changes to the New York Codes, Rules and Regulations, Title 9, Appendix H-10 entitled *Standard Specifications for Professional Probation Positions*, to become effective May 28, 2019.

Section 2. Salary Levels.

The titles and salary ranges of the 2019 Management Salary Plan shall be amended on May 28, 2019 as follows:

Probation Supervisor 1 shall be placed in Range 4 (\$47,144 to \$72,198) of the 2019 Management Salary Plan, and the title of Probation Supervisor eliminated from the Management Salary Plan.

Deputy Probation Director (Group B) shall be placed in Range 6 (\$53,522 to \$82,068) of the 2019 Management Salary Plan, and the title of Deputy Probation Director II eliminated from the Management Salary Plan.

Probation Director (Group B) shall be placed in Range 10 (\$66,277 to \$101,807) of the 2019 Management Salary Plan, and the title of Probation Director II eliminated from the Management Salary Plan.

Section 3. Effective Date.

This Local Law shall become effective upon filing with the Secretary of State.

Sponsor: Legislator Bob Scudder

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RES. NO. 73-19

Board Appointments – North County Industrial Water District No. 1 & North County Industrial Sewer District No. 1

By Public Facilities Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, North County Industrial Water District No. 1 was created by Resolution 245-78 and North County Industrial Sewer District No. 1 was created by Resolution 246-78; and

WHEREAS, Resolutions 245-78 and 246-78 provide that the duration of the terms of the Water District and Sewer District Board Members is six (6) years; and

WHEREAS, Resolution 178-05 provides that the membership of each of the boards shall be five members; and

WHEREAS, the two Boards share the same members; and

WHEREAS, the terms of (two) Board members expired on December 31, 2018; therefore be it

RESOLVED, That the following individuals shall serve on both the North County Industrial Water District No. 1 and the North County Sewer District No. 1 Boards:

James Crowell (reappointment)

2931 W. Sheridan Drive

Dunkirk, NY 14048

Term Expires: 12/31/24

Signed: Hemmer, Scudder, Gould

Edward Divine (reappointment)

618 Main Street

Dunkirk, NY 14048

Term Expires: 12/31/24

RES. NO. 74-19

Confirm Appointment - Chautauqua County Youth Board

By: Human Services Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, County Executive George M. Borrello, has submitted the following appointment for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment to the Chautauqua County Youth Board.

Michele D. Starwalt

1031 Central Ave.

Dunkirk, NY 14048

Term Expires: 12/31/21

Signed: Wilfong, Rankin, O'Connell, Pavlock, Whitford

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RES. NO. 75-19

Authorizing Public Hearing Regarding a Potential Application for 2019 Community Development Block Grant Funding through the New York State Homes and Community Renewal Housing Trust Fund Corporation's Office of Community Renewal and the Uses of Said Funding

By Human Services Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, the Office of Community Renewal is expected to release a Notice of Funding Availability (NOFA) for the 2019 Community Development Block Grant (CDBG) program, a federally funded program authorized by Title I of the Housing and Community Development Act of 1974, under its Housing Resources NOFA, during spring 2019; and

WHEREAS, the CDBG Program Housing Resources program provides funding to eligible communities for housing activities including housing rehabilitation, homeownership, manufactured housing rehabilitation or replacement, well and septic replacement, and lateral connection assistance that primarily benefit low- and moderate-income persons; and

WHEREAS, the County is considering applying for funding for the Chautauqua Septics and Wells Program, under this NOFA, for those residing in eligible, non-entitlement communities within Chautauqua County; and

WHEREAS, the County seeks public input on community development, housing needs, and proposed activities under the CDBG program, especially input from low- and moderate-income residents; therefore be it

RESOLVED, That the Chautauqua County Legislature shall hold a public hearing for the aforementioned purposes during the regular meeting of the County Legislature on April 24, 2019, at 6:35 p.m. in the Legislative Chambers, Gerace Office Building, Mayville, New York; and be it further

RESOLVED, That the Clerk of the Legislature is authorized and directed to post notice of the public hearing in the Gerace Office Building and to publish notice of the hearing at least seven (7) days prior thereto in the official newspapers of the County of Chautauqua in such form as is approved by the Chautauqua County Law Department.

Signed: Wilfong, Rankin, O'Connell, Pavlock, Whitford

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RES.NO. 76-19

Authorizing Public Hearing Regarding a Potential Application for 2019 Community Development Block Grant Funding through the New York State Office of Community Renewal and the Uses of Said Funding

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the County desires to submit a Community Development Block Grant (“CDBG”) application to the New York State Office of Community Renewal (“OCR”) for an Economic Development Grant in the amount of \$450,000 to support the development of Webb’s Chautauqua Resorts, LLC located on Route 394, Chautauqua Lake in Mayville, New York (the “Project”); and

WHEREAS, the County’s application for an OCR Economic Development Grant shall include entering into an agreement with the Chautauqua Region Economic Development Corporation (CREDC) for the implementation of the Project and administration of the OCR Economic Development Grant Program; and

WHEREAS, the County is required to seek input from the public on community development, housing needs, and proposed activities under the CDBG program, especially input from low- and moderate-income residents; therefore be it

RESOLVED, That the Chautauqua County Legislature shall hold a public hearing for the aforementioned purposes during the regular meeting of the County Legislature on April 24, 2019, at 6:35 p.m. in the Legislative Chambers, Gerace Office Building, Mayville, New York; and be it further

RESOLVED, That the Clerk of the Legislature is authorized and directed to post notice of the public hearing in the Gerace Office Building and to publish notice of the hearing at least eight (8) days prior thereto in the official newspapers of the County of Chautauqua in such form as is approved by the Chautauqua County Law Department.

Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

RES.NO. 77-19

Designating Tri-County Arts Council as the Official Arts Council for Chautauqua County

By Planning and Economic Development Committee:

At the Request of County Executive George M. Borrello and Legislator Mark Odell:

WHEREAS, the former Chautauqua County Arts Council was discontinued in 2013 as a not-for-profit entity; and

WHEREAS, the arts and related cultural offerings are an important part of the identity and quality of life in Chautauqua County; and

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WHEREAS, the Tri-County Arts Council of Allegany, New York has been formed to serve as a regional arts council for the counties of Allegany, Cattaraugus, and Chautauqua to facilitate shared resources and enhance funding opportunities for the arts in the three counties; and

WHEREAS, the Executive Director of the Reg Lenna Center for the Arts and the President of The United Arts Appeal of Chautauqua County have both endorsed the designation of the Tri-County Arts Council as the official arts council for Chautauqua County; therefore be it

RESOLVED, That the Chautauqua County Legislature hereby designates the Tri-County Arts Council as the official arts council for Chautauqua County; and be it further

RESOLVED, That the County Executive is authorized and empowered to execute any necessary agreements, including, but not limited to, inter-municipal agreements, to effectuate this designation and the beneficial activities of the Tri-County Arts Council.

Signed: Odell, Chagnon, O'Connell, Starks

RES. NO 78-19

Authorize Contracts and Agreements with Local Police Departments For 2019-2020
STOP-DWI Enforcement Efforts

By Public Safety Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, it is necessary for the effective implementation of the STOP-DWI Plan for Chautauqua County to enter into contracts and agreements with various municipalities throughout the County, and to enter into memoranda of understanding with various County Departments including Office of the Sheriff and Probation Department; and

WHEREAS, funding for such contracts and agreements will be derived from STOP-DWI funds pursuant to the 2019-2020 STOP-DWI Plans and from New York State STOP-DWI Foundation through a grant from the Governor's Traffic Safety Committee via the National Highway Traffic Safety Administration; and

WHEREAS, these expenses are included in the 2019 Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute contracts and agreements with various participating municipal corporations in Chautauqua County and County Departments for the purposes of implementing the current STOP-DWI Plan.

Signed: Niebel, Bankoski, Pavlock, Whitford

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RES. NO 79-19

Authorize Acceptance of Indigent Legal Services Grant for the Period April 1, 2018 to
March 31, 2023

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Chautauqua County Office of the Public Defender has been awarded a grant by the New York State Office of Indigent Legal Services with a funding level of \$15,539,474.61 for the operational period of April 1, 2018 through March 31, 2023; and

WHEREAS, the County of Chautauqua has participated in this program in the past and is desirous of accepting such grant; and

WHEREAS, such project funds will assist the County in providing improved quality of services under Article 18-B of the County Law; therefore be it

RESOLVED, That the County of Chautauqua hereby authorizes and approves the funding application and confirms acceptance of the funding of the grant for New York State Indigent Legal Services for the period of April 1, 2018 through March 31, 2023 in the amount of \$15,539,474.61, or as amended; and be it further

RESOLVED, That the County Executive be and hereby is authorized to sign any and all contract documents to confirm the application and acceptance and receipt of such grant; and be it further

RESOLVED, That a certified copy of this resolution be forwarded to the New York State Office of Indigent Legal Services.

Signed: Niebel, Bankoski, Pavlock, Whitford, Chagnon, Muldowney, Gould

RES. NO 80-19

Authorize Lease Agreement with Lynn Development, Inc. for Office Space for the Office of the
Public Defender

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the County of Chautauqua desires to lease from Lynn Development, Inc., approximately 1,121 square feet of office space located at 310-322 E. Third St., Suite 222, Jamestown, County of Chautauqua, State of New York for use by the Chautauqua County Office of the Public Defender; and

WHEREAS, negotiations have been undertaken to obtain a lease agreement mutually beneficial to the County of Chautauqua and Lynn Development, Inc.; an

WHEREAS, said lease will be funded entirely through New York State Indigent Legal Services Hurrell-Harring Grant due to Statewide Expansion Guidelines; therefore be it

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RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with Lynn Development, Inc., upon the following terms and conditions:

- 1) Premises. Approximately 1,121 square feet of office space on the second floor of the Lynn Building located at 310-322 E. Third St., Suite 222, Jamestown, New York 14701.
- 2) Term. April 1, 2019 through March 31, 2024.
- 3) Rent. \$1,900.00 per month for approximately 1,121 square feet and including two (2) parking spots located across the street.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat and electric. County is responsible for the cost of the phone and computer lines, including installation fees.
- 5) Other. As negotiated by the County Executive; and be it further

RESOLVED, That the County Executive may renew this lease for up to two (2) additional terms of five (5) years subject to the same terms and conditions, except that the monthly rent shall increase to \$2,100 per month for the first five year renewal, and \$2,300 per month for the second five year renewal.

Signed: Niebel, Bankoski, Pavlock, Whitford, Chagnon, Muldowney, Gould

RES. NO 81-19

Approving SEQRA Findings in Relation to the Second Modification of the Map and Plan for the North Chautauqua County Water District

By Public Facilities, Planning & Economic Development and Audit & Control Committees:
At the Request of County Executive George M. Borrello and Legislator Terry Niebel:

WHEREAS, the Chautauqua County Legislature adopted Resolution 29-19 calling a public hearing for the purpose of considering a second modification to the Map and Plan for the North Chautauqua County Water District (“the District”); and

WHEREAS, notice of said public hearing was duly published and mailed as required by law and the public hearing was held at the Legislative Chambers, Gerace Office Building, Mayville, New York on March 27 at 6:45 o’clock PM, prevailing time; and

WHEREAS, the County Legislature has received from the District Board a modified Map and Plan entitled “North Chautauqua County Regional Water System Map and Plan” dated May 2015, with Amendment #2 to Section 7.0 dated January 2019 (hereinafter referred to as the “Map and Plan”) prepared by Clark Patterson Lee, an engineer duly licensed by the State of New York, as well as the testimony and other information received by it at the public hearing and otherwise; and

WHEREAS, the County Legislature has determined the proposed modified project to be a Type 1 action as defined by 6 NYCRR 617.4, such that the significance of the environmental impact of the project must be determined in accordance with 6 NYCRR 617.7; and

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WHEREAS, pursuant to 6 NYCRR Part 617, the County Legislature, as lead agency, must evaluate the environmental impact of this action; and

WHEREAS, the County Legislature caused to be prepared a Full Environmental Assessment Form (“FEAF”), as is required for projects classified as Type 1 actions, and found there to be no or very low probability of any adverse impact; and

WHEREAS, this County Legislature has reviewed the FEAF, as amended by Addendum No. 2 to the FEAF, and supporting documentation, copies of which are attached; therefore be it

RESOLVED, in consideration of the FEAF and Addendum No. 2 thereto, and having considered the facts and conclusions relied on to meet the requirements of 6 NYCRR Part 617, the Chautauqua County Legislature hereby finds in accordance with Article 8 of New York State Environmental Conservation Law that:

- 1) the requirements of 6 NYCRR Part 617 have been met; and
- 2) implementation of the proposed action will not result in any significant adverse environmental impacts; and be it further

RESOLVED, That the County Executive be and hereby is authorized on behalf of the County to execute a “Negative Declaration” for the proposed action.

Signed: Hemmer, Scudder, Gould, Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel

RES. NO 82-19

Determining that it is in the Public Interest to Make a Second Modification to the Map and Plan for the North Chautauqua County Water District

By Public Facilities, Planning & Economic Development and Audit & Control Committees:
At the Request of County Executive George M. Borrello and Legislator Terry Niebel:

WHEREAS, pursuant to Resolutions 260-15, 39-16, and 81-16, the Chautauqua County Legislature established the North Chautauqua County Water District (the “District”), to comprise an area in Chautauqua County consisting of parts of the towns of Portland, Pomfret, Sheridan and Hanover and all of the town of Dunkirk, and authorized bonding in a maximum amount of \$11,750,000 for the cost of the initial capital improvements for the District; and

WHEREAS, subsequent to the adoption of Resolutions 260-15, 39-16 and 81-16, the County Legislature on August 23, 2017 adopted Resolution 231-17 to modify the initial capital improvements due to changes in the structure of the financial assistance to be received from New York State’s funding agencies, and changes in the timing of projects to be completed in the District’s development; and

WHEREAS, as of January 2019, the District has found it again necessary to modify the initial capital improvements as previously modified in August 2017, which is due to further changes in the structure of the financial assistance to be received from New York State’s funding

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agencies, and additional changes in the timing of projects to be completed in the District's development; and

WHEREAS, as a result of the changed circumstances described above, the Chautauqua County Legislature has received from the District Board a modified Map and Plan entitled "North Chautauqua County Regional Water System Map and Plan" dated May 2015, with Amendment #2 to Section 7.0 dated January 2019 (hereinafter referred to as the "Map and Plan"), prepared by Clark Patterson Lee, an engineer duly licensed by the State of New York, with the request by the District Board that this Legislature call a public hearing thereon pursuant to County Law § 253-b and § 254; and

WHEREAS, the said second modifications to the Map and Plan consist of: (1) an increase in the linear feet to be replaced in the Village of Brocton Transmission supply main – changed from 8,700 feet to 10,300 feet; (2) the addition to the project of approximately 6,000 linear feet of 12-inch main to be installed from the pump station on Middle Road to Roberts Road in the Town of Dunkirk in order to supply the proposed water storage tank in the Town of Sheridan; (3) the addition to the project of upgrades to the existing pump station located on Middle Road in the Town of Dunkirk in order to supply the proposed water storage tank in the Town of Sheridan; (4) the up-sizing of water main along Roberts Road in order to accommodate flows to the Town of Sheridan and the East Side Fredonia Interconnect; (5) the addition to the project of approximately 11,500 linear feet of 12-inch main to be installed along Roberts Road, Miller Road, and NYS Route 20 in order to supply the proposed water storage tank in the Town of Sheridan and accommodate the interconnection with the Village of Fredonia; (6) a change in the location of a 500,000 gallon water storage tank to be now constructed on Miller Road in the Town of Sheridan, instead of in the East Town of Dunkirk, in order to supply water to portions of the Towns of Sheridan and Dunkirk, along with the Village of Fredonia as an emergency supply; (7) the replacement of an existing 6-inch water main that runs along NYS Route 20 from Old Mill Street to the Portland town line with 1,500 linear feet of 12-inch main; (8) the replacement of an existing 6-inch water main that runs along NYS Route 20 from the Brocton Village line to the Pomfret town line with 6,500 linear feet of 12-inch main; (9) the addition to the project of approximately 1,000 linear feet of water main to be installed along NYS Route 5 to accommodate a future connection with the Village of Westfield supply; (10) the demolition of an existing water storage tank located on NYS Route 5 in the Town of Portland which is no longer required; and (11) the demolition of an existing water storage tank located on Progress Drive in the Town of Sheridan which is no longer required; and

WHEREAS, the estimated maximum cost of the improvements as now modified for the second time would increase from \$15,068,000 to \$19,399,500, and the estimated annual District debt service payment would increase from \$292,500 to \$395,050, with all District costs anticipated to be paid by municipalities receiving water from the proposed District under contract with no assessments by the proposed District upon properties within the District, and the estimated cost to the typical property from assessments or other charges to be made by the proposed District upon such properties to remain at zero; and

WHEREAS, pursuant to Resolution 29-19, the Chautauqua County Legislature called a public hearing at the Legislative Chambers, Gerace Office Building in the Village of Mayville, Chautauqua County, New York on March 27, 2019 at 6:45 o'clock P.M. on the question of the adoption of the modified Map and Plan that includes the aforementioned changes to the improvements, and to take such action thereon as is required or authorized by law; and

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WHEREAS, such notice was given as stated therein and as required by law and the public hearing was held and all persons appearing thereat were heard; now therefore be it

RESOLVED, Upon the modified Map and Plan entitled “North Chautauqua County Regional Water System Map and Plan” dated May 2015, with Amendment #2 to Section 7.0 dated January 2019, prepared by Clark Patterson Lee, an engineer duly licensed by the State of New York, and the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to construct the improvements as modified for the North Chautauqua County Water District as described in the preambles hereof at a maximum cost of Nineteen Million Three Hundred Ninety-Nine Thousand Five Hundred Dollars (\$19,399,500), which includes all amounts anticipated to be required to be expended in connection with the construction and financing of such improvements.

Signed: Hemmer, Scudder, Gould, Odell, Chagnon, Starks, Muldowney, O’Connell

RES. NO. 83-19

Authorize Use of 3% Occupancy Tax Monies to Assist the 2019 75th Anniversary Gerry Rodeo Event

By Planning & Economic Development and Audit & Control Committees:
At the Request of County Legislators Dan Pavlock and Mark Odell:

WHEREAS, Chautauqua County’s annual community events are invaluable assets that provide tourism opportunities, and enhance the quality of life; and

WHEREAS, the Gerry Volunteer Fire Department annually sponsors the Gerry Rodeo event in Chautauqua County; and

WHEREAS, the Gerry Rodeo will be celebrating its 75th anniversary this year and celebratory plans include additional marketing and event enhancements such as two days of fireworks, a nationally recognized clown/barrel man, and a 10 time circuit finals announcer; and

WHEREAS, the 75th Gerry Rodeo Event will provide funding in the amount of \$14,000 of the total budget of \$21,000 and has embarked on a campaign to secure additional funding from local and state sources; and

WHEREAS, for projects proposed outside the application cycle for the 2019 3% Occupancy Tax Tourism Promotion Fund, the currently available funds are \$34,189; therefore be it

RESOLVED, That the County Legislature hereby authorizes the use of \$3,500 of the 3% Occupancy Tax appropriation for undesignated off-cycle projects to assist the Gerry Volunteer Fire Department in the production and marketing of its 2019 75th Anniversary Rodeo Event.

Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

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RES. NO. 84-19

Modifying Allocation of 2% Occupancy Tax Funding for Cleanup of Burtis Bay on
Chautauqua Lake

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Chautauqua Lake is an invaluable asset to Chautauqua County but has been designated as an impaired water body and its health and usability are threatened; and

WHEREAS, during the month of October 2018, excessive amounts of aquatic vegetation, high water levels, and wind conditions resulted in a large deposit of aquatic vegetation and a fish kill in Burtis Bay on Chautauqua Lake; and

WHEREAS, pursuant to Resolution 263-18, the Chautauqua County Legislature designated \$25,000 from the 2% Occupancy Tax Reserve to the Chautauqua Lake Association for removal and disposal of aquatic vegetation and dead fish from Burtis Bay on Chautauqua Lake (the "Project"); and

WHEREAS, cold weather and ice on Chautauqua Lake have delayed implementation of the Project until the spring of 2019 when the extent and magnitude of the removal and its cost can be reevaluated; and

WHEREAS, the Chautauqua Lake & Watershed Management Alliance (CLWMA) has collaborated with stakeholders including local charitable foundations to secure additional financial resources for the Project; and

WHEREAS, the CLWMA is a not-for-profit organization that is uniquely positioned to fund, administrate, and implement projects on Chautauqua Lake on behalf of its members and stakeholders; therefore, be it

RESOLVED, That the Chautauqua County Legislature designates up to \$25,000 on a reimbursement basis from the 2% Occupancy Tax Reserve, originally allocated to the Chautauqua Lake Association, to instead be allocated to the CLWMA for removal of and disposal of aquatic vegetation and dead fish from Burtis Bay on Chautauqua Lake; and be it further

RESOLVED, That Chautauqua County's contribution shall be equitably proportioned with respect to the overall cost of the Project and that any remaining unspent County funds shall be returned to the 2% Occupancy Tax Reserve account; and be it further

RESOLVED, That the Alliance shall report back to the Legislature regarding its activities related to the expenditure of these funds.

Signed: Odell, Chagnon, O'Connell, Starks, Muldowney, Niebel, Gould

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RES. NO. 85-19

Authorize Use of 2% Occupancy Tax Monies to Retain Professional Services to Complete and Implement the Chautauqua Lake Weed Management Consensus Strategy

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Chautauqua County's Lake and Waterways are invaluable assets for Chautauqua County that enhance the environment and quality of life, provide recreational and tourism opportunities, and spur economic development; and

WHEREAS, the health and usability of Chautauqua Lake has been threatened by numerous factors including, but not limited to, proliferation of non-native aquatic plant species, nuisance levels of native vegetation and Hazardous Algal Blooms ("HABs"); and

WHEREAS, pursuant to Resolution 301-18, the Chautauqua County Legislature authorized the use of the 2% Occupancy Tax Reserve to retain Ecology and Environment Engineering and Geology, P.C., to review existing information and prepare an outline of potential strategies for building a Chautauqua Lake Weed Management Consensus Strategy among the Chautauqua Lake municipalities and stakeholder groups for 2019 and beyond; and

WHEREAS, the County desires to further retain the services of Ecology and Environment Engineering and Geology, P.C., to implement the desired strategy identified as a result of its work to date, which includes discussions and a meeting with the New York State Department of Environmental Conservation, defining the consensus position, the development of an herbicide white paper, and the development and agreement on a Memorandum of Understanding, at a cost not to exceed \$12,000; and

WHEREAS, the fund balance in the 2% Occupancy Tax Lakes and Waterways Reserve Fund is approximately \$247,424; therefore be it

RESOLVED, That the County Legislature hereby authorizes the use of the 2% Occupancy Tax Reserve to retain Ecology and Environment Engineering and Geology, P.C., for the aforementioned purposes; and be it further

RESOLVED, That the County Executive is authorized to establish accounts and enter into any and all contracts necessary to implement the terms of this resolution; and be it further

RESOLVED, That A Fund Balance be appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.889.WATR Fund Bal, Rsvd Fund Bal-MISC RES: Lakes & Watrway \$12,000

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following amendments to the 2019 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning—Watershed Administration \$12,000

Signed: Odell, Chagnon, O'Connell, Starks, Muldowney, Niebel, Gould

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RES. NO. 86-19

Authorize Agreement with County of Chautauqua Industrial Development Agency for Attraction and Development of Tourism Related Businesses

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Chautauqua County is known for its rural charm, agriculture, and natural amenities, and has a vibrant tourism economy; and

WHEREAS, the County unanimously adopted its County Comprehensive Plan (*Chautauqua 20/20*) in 2011 which advocates for the preservation and promotion of its natural resources; and

WHEREAS, the County of Chautauqua Industrial Development Agency (“CCIDA”) and the Chautauqua County Department of Planning & Development, Division of Economic Development (“CCDED”) are working to create secondary tourism attractions and attract tourism-related businesses to take advantage of the County’s wealth of natural assets; and

WHEREAS, the Chautauqua County Legislature has appropriated funds in the County Budget for such services during the current fiscal year; therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the County of Chautauqua Industrial Development Agency in the amount of \$75,000.00 to provide service which will help grow existing tourism-related businesses and attract new tourism-related businesses to the County.

Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

RES. NO. 87-19

Authorize Agreement with the County of Chautauqua Industrial Development Agency for Industrial Development and Promotion

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the County of Chautauqua Industrial Development Agency was formed pursuant to Section 895-h of the New York State General Municipal Law to promote, develop, encourage, and assist in economic development throughout Chautauqua County; and

WHEREAS, pursuant to Article 6 and Section 6.01 of the Chautauqua County Administrative Code, the County of Chautauqua Department of Planning & Development, Division of Economic Development is responsible for originating programs and activities to improve the economy of Chautauqua County by stimulating job retention, job creation and growth, and capital improvements, as well as seeking funds to be used for development and working with private interests and public agencies of all types; and

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WHEREAS, the Chautauqua County Legislature has appropriated funds for such purpose for the current fiscal year; therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into an agreement with the County of Chautauqua Industrial Development Agency for industrial development and promotion in the amount of \$101,952.00.

Signed: Odell, Chagnon, O'Connell, Starks, Muldowney, Niebel, Gould

RES. NO. 88-19

Authorize Agreement with the County of Chautauqua Industrial Development Agency for the Business Assistance Program

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Chautauqua County Industrial Development Agency has the expertise and knowledge to conduct a Business Assistance Program and has operated such program to, among other things, develop business sites and properties as well as identify and catalog critical business information and establish, enhance, and share a business profile database; and

WHEREAS, the County of Chautauqua desires to assist the Chautauqua County Industrial Development Agency in this endeavor to encourage the development of new businesses in the area as well as the expansion of existing local businesses and industries; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such purpose in its annual budget; therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into an agreement with the County of Chautauqua Industrial Development Agency to provide funding for the Business Assistance Program for the current fiscal year in the amount of \$59,155.00.

Signed: Odell, Chagnon, O'Connell, Starks, Muldowney, Niebel, Gould

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RES. NO. 89-19

Authorize Extension of Lease Agreement for Department of Planning & Development, Division of Economic Development at The BWB Center

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Chautauqua County Department of Planning & Development, Division of Economic Development (“CCDED”) and Chautauqua County Industrial Development Agency (“CCIDA”) have shared office space for many years; and

WHEREAS, CCDED and CCIDA relocated to the BWB Center in downtown Jamestown, a higher profile area that portrays an improved business image and better serves clients; and

WHEREAS, the County entered into a lease agreement with CCIDA for such office space at the BWB Center; and

WHEREAS, County is desirous of extending the lease agreement for an additional year upon the following terms and conditions; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an extension of a lease agreement with Chautauqua County Industrial Development Agency for office space in the BWB Center on substantially the following terms and conditions:

1. Premises: 228 square feet on the first floor of the BWB Center, 201 West Third Street, Jamestown, New York.
 2. Rent: At \$6.58 a square foot, an annual sum not to exceed \$1,500.00 to be paid monthly at a rate of \$125.00 per month beginning in January of 2019.
 3. Utilities: Landlord to pay utilities.
 4. Term: Twelve months commencing on January 1, 2019 and terminating December 31, 2019 subject to termination by prior notice.
 5. Other: As negotiated by County Executive.
- Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

RES. NO. 90-19

Authorize Agreement with Small Business Development Center at Jamestown Community College

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the County Department of Planning & Development, Division of Economic Development is striving to increase the viability of businesses within the County by providing a technical assistance program for start-up businesses in the County which will track and assist businesses in their early stages of development; and

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WHEREAS, Jamestown Community College has established a Small Business Development Center at its Jamestown Campus in cooperation with the State University of New York which is able to provide a technical assistance program; and

WHEREAS, the Chautauqua County Legislature has appropriated funds in the County Budget for such services during the current fiscal year; therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the Small Business Development Center for technical assistance in the amount of \$34,653.00 for the term commencing as of January 1, 2019 through December 31, 2019.
Signed: Odell, Chagnon, O'Connell, Starks, Muldowney, Niebel, Gould

RES. NO. 91-19

Amend 2018 Budget for Year End Reconciliations – North Chautauqua Lake Sewer District (NCLSD)

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some NCLSD expenses have exceeded initial budgetary estimates; and

WHEREAS, the NCLSD has received revenues in excess of budget; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2018 budget:

INCREASE APPROPRIATION ACCOUNT:

	Contractual - Sewage Treatment, Sewage	
ESN.8130.8132.4	Treatment	\$18,066

INCREASE REVENUE ACCOUNT:

ESN.8132.9999.R212.2000	Departmental Income-Chrgs: Sewer	\$18,066
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Signed: Hemmer, Scudder, Gould, Chagnon, Muldowney, Niebel

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RES. NO. 92-19

Amend 2018 Budget for Year End Reconciliations – Health Insurance Fund

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Health Insurance Fund expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Health Insurance Fund has received revenues in excess of budget; now therefore be it

RESOLVED, That M Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

M.----.----.924.0	Net Assets--Unrestricted (Deficit)	\$295,240
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RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2018 budget:

INCREASE APPROPRIATION ACCOUNTS:

M.1930.----.4	Contractual - Judgements & Claims	\$382,422
M.9089.8000.8	Employee Benefits - Undistributed Benefits	\$ 9,285
	Total	\$391,707

DECREASE APPROPRIATION ACCOUNTS:

M.9089.8000.4	Contractual - Undistributed Benefits	\$ 72,745
M.1910.----.4	Contractual - Administration	\$ 9,301
	Total	\$ 82,046

INCREASE REVENUE ACCOUNTS:

M.9089.8000.R270.9004	Departmental Income-Retiree Contributions	\$ 14,421
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Signed: Scudder, Davis, Muldowney, Starks, Chagnon, Niebel, Gould

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RES. NO. 93-19

Amend 2018 Budget for Year End Reconciliations – Liability Insurance Accounts

By Administrative Services and Audit & Control Committees:

At the Request County Executive George M. Borrello:

WHEREAS, some Insurance department expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2018 budget:

INCREASE APPROPRIATION ACCOUNT:

CS.1710.----.4 Contractual – Insurance Administration	\$4,344
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DECREASE APPROPRIATION ACCOUNT:

CS.1930.----.4 Contractual – Judgements & Claims	\$4,344
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Signed: Scudder, Davis, Muldowney, Starks, Chagnon, Niebel, Gould

RES. NO. 94-19

Amend 2019 Budget for Vehicle Replacement – Information Technology Services – Office Services

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the 2019 Budget includes appropriations for the replacement of one vehicle for the department of Information Technology Services, and the cost of this vehicle was less than expected; and

WHEREAS, a second vehicle utilized by the Chautauqua County Courier was damaged beyond repair in an accident and needs to be replaced, and this unexpected expense was not budgeted; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.1610.----.2	Equipment - Office Services	\$22,549
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DECREASE APPROPRIATION ACCOUNTS:

A.1610.----.4	Contractual - Office Services	\$744
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H.1610.999.4	Contractual - Office Services, Vehicle Replacement (Annual)	\$6,683
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A.9950.----.9	Interfund Transfers - Transfer to Capital	<u>\$6,683</u>
	Total	\$14,110

INCREASE REVENUE ACCOUNT:

A.1610.----.R268.0000	Sale of Property/Compsa-Insurance Recoveries	\$15,122
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DECREASE REVENUE ACCOUNT:

H.1610.999.R221.0VEH	Shared Services-Shared Services Vehicles	\$6,683
Signed: Scudder, Davis, Muldowney, Starks, Chagnon, Gould, Niebel		

RES. NO. 95-19

Amend 2019 Budget for Feasibility Study for Hops/Barley Economic Development Project

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the agricultural industry in Chautauqua County has suffered in the past several decades due to shifting preferences, changing market demands, and other global economic fluctuations; and

WHEREAS, in the early part of the 20th century and prior to Prohibition, New York State (including Chautauqua County) was a mecca for growing hops and barley to supply the robust beer and distilleries industries that existed in the region because it has ideal growing conditions; and

WHEREAS, breweries, distilleries, and healthy functional foods are a strong and ever burgeoning industry that is in need of raw material ingredients that are currently being shipped in primarily from growers on the west coast of the United States; and

WHEREAS, as a result of eight months of collaborative exploration and extensive research by the County, the Chautauqua County Industrial Development Agency (CCIDA), Chautauqua Region Economic Development Corporation (CREDC), various stakeholders, and Chris Lacorata (the Developer), the parties have concluded that a model operation that integrates the hops and barley industries from the growing stage through the processing of ingredients and finished food products would serve the fast growing craft beer, distilled spirits, and healthy functional foods industry sectors (the "Project"); and

WHEREAS, the proposed integrated approach addresses a number of historical challenges associated with growing seasons; captures substantial new operating efficiencies by combining several processing industries and steps into one contiguous operation; and provides significant opportunities for freight savings for eastern United States customers and Canadian markets; and

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WHEREAS, this type of operation currently does not exist in the United States, and it would provide significant East Coast infrastructure in Chautauqua County for the hops and barley ingredient industries and a unique go-to market strategy as a multi-service supplier; and

WHEREAS, while significant research has been undertaken to conclude that this concept is worth pursuing, the next prudent step is to conduct a comprehensive feasibility study that proves the market assumptions and corresponding economics; and

WHEREAS, the Developer presented this Project, including the feasibility portion, to the County Planning Board and the Legislature’s Planning & Economic Development Committee, and the Project was well received; and

WHEREAS, due diligence has been completed on a third party agency, First Key, who possesses the technical expertise to complete the complicated scope of work, with the results of the work being the development of a commercial strategy that includes deep assessments in market, technical, and financial areas; and

WHEREAS, the cost of the study has been quoted at \$120,000, and the Developer is personally covering \$60,000 (50%) of the cost and is respectfully requesting that the County and other local stakeholders cover the other \$60,000 (50%) of the cost to complete this important undertaking; and

WHEREAS, the County, CCIDA, and CREDC requested funding from local foundations and are confident the Project will be awarded funding from these sources and the financial contribution from the County will not exceed \$20,000; and

WHEREAS, the results of the study will be jointly owned by the Developer and the funding parties, along with the conditions and use of the study being agreed upon by the funding parties, with all funding being awarded to and expended by CREDC; now therefore be it

RESOLVED, That the County Legislature hereby allocates \$20,000 for a comprehensive feasibility study for the aforementioned Project; and it is further

RESOLVED, That A Fund Balance is appropriated at follows:

INCREASE THE USE OF FUND BALANCE:

A.-----917.0000	Unassigned Fund Balance—	
	Unassigned Fund Balance	\$20,000

; and it is further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2019 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.COMC.4	Contractual—Promotion of Industry, Community Contracts	\$20,000
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Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

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RES. NO. 96-19

Amend 2019 Budget for Additional Capital Project: Development of a Brownfields Inventorying and Marketing Strategy

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the County of Chautauqua is home to an expansive inventory of contaminated sites (hereinafter referred to as “brownfields”) scattered throughout the County, most of which are concentrated in the cities of Dunkirk and Jamestown; and

WHEREAS, many of these brownfields, in their present state, are unattractive and undevelopable due to the environmental risks they pose to developers and the extravagant costs associated with remediating them; and

WHEREAS, the cities of Dunkirk and Jamestown recently completed and were certified for their Brownfield Opportunity Area (“BOA”) plans, which delineate areas where investment is to be concentrated while establishing that development in these areas qualifies for brownfield tax credits; and

WHEREAS, these incentives are very attractive to developers and change the economics of development projects on these parcels and in these areas, thereby resulting in new projects that create new tax revenues, new jobs, the removal of blight, and remediated sites; and

WHEREAS, the City of Dunkirk, the City of Jamestown, the County of Chautauqua Industrial Development Agency (CCIDA), and the County have been collaborating to devise a strategy for how to inventory and market the brownfield sites, and the stakeholder group concluded that it required expertise beyond its ability and needs to hire a consultant with the requisite expertise; and

WHEREAS, the County has determined that it requires \$20,000 in order to hire a consultant that can work with the County and its stakeholders to develop a strategy and GIS-based tool for the purpose of inventorying and marketing its brownfield sites (the “Project”), and the CCIDA has agreed to contribute \$4,000 (20%) of this cost thereby leaving a balance of \$16,000 (80%) to be expended by the County; and

WHEREAS, on February 5, 2019, the County Planning Board unanimously recommended to the County Legislature that the County expend \$16,000 from the Capital Reserve to make this Project a reality; therefore be it

RESOLVED, That the County Legislature hereby allocates \$16,000 from the Capital Reserve for the aforementioned Project; and it is further

RESOLVED, That the A Fund Capital Reserve is appropriated at follows:

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

A.-----878.0000	Fund Balance, Reserved Fund Balance—	
	Reserve for Capital	\$16,000

; and it is further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2019 Capital Budget:

INCREASE APPROPRIATION ACCOUNT:

A.9950.-----9	Interfund Transfers—Transfer to Capital	\$16,000
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ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.6420.37003.4 Contractual—Brownfield Strategy (2019) \$16,000

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

H.6420.37003.R503.1000 Interfund Transfer – Interfund Transfer \$16,000

Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

RES. NO. 97-19

Amend 2019 Budget for Additional Capital Project: Fiber Optic Cable to Businesses In and Around Stoneman Industrial Park

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Stoneman Industrial Park and the surrounding area located in the Town of Busti is home to over a dozen businesses that are currently served by outdated and ineffective dial-up modem service; and

WHEREAS, several of the businesses, including Southern Tier Brewing, Water Street Brass, Classic Brass, and Chautauqua Hydroseed, requested the County and the County of Chautauqua Industrial Development Agency (CCIDA) to assist them in updating their internet service, which is one of their most important utility services, to High-Speed Fiber Optic Cable; and

WHEREAS, DFT Communications agreed to extend Fiber Optic Cable from the dead-end located at Winch Road and Fairmount Avenue in Lakewood to over a dozen businesses in and around the Stoneman Industrial Park in Busti (the “Project”), provided the County and CCIDA agree to pay for a share of the cost; and

WHEREAS, DFT provided a quote of \$98,050 to complete the Project and has committed to expending \$68,050 (69%) toward its implementation, and the CCIDA has agreed to expend \$3,000 (3%) toward the Project, thereby leaving a balance of \$27,000 (28%) to be expended by the County; and

WHEREAS, on February 5, 2019, the County Planning Board unanimously recommended to the County Legislature that the County expend \$27,000 from the Capital Reserve to make this Project a reality; therefore be it

RESOLVED, That the County Legislature hereby allocates \$27,000 from the Capital Reserve for the aforementioned Project; and it is further

RESOLVED, That the A Fund Capital Reserve is appropriated at follows:

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

A.----.----.878.0000 Fund Balance, Reserved Fund Balance—
Reserve for Capital \$27,000

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;and it is further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2019 Capital Budget:

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers—Transfer to Capital \$27,000

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.6420.37004.4 Contractual—Stoneman Fiber Optic Cable (2019) \$27,000

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

H.6420.37004.R503.1000 Interfund Transfer – Interfund Transfer \$27,000

Signed: Odell, Chagnon, O’Connell, Starks, Muldowney, Niebel, Gould

RES. NO. 98-19

Amend 2019 Budget Appropriations and Revenues in the County Road Fund (D Fund)

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, it has been determined accounting changes are needed to more closely monitor revenues and expenditures for funded capital improvements in the county bridge and road programs; and

WHEREAS, the County and its stakeholders would like to more clearly identify expenditures on the “Complete Streets” program; and

WHEREAS, it has been determined that permit fees for road renovations should be recorded in the department for capital highway improvements; and

WHEREAS, it has been determined that interfund transfers to and from the D Fund should be recorded in a separate department, rather than as a sub-department of the snow removal department; now therefore be it

RESOLVED, That the Director of Finance establish the following revenue accounts and expenditure classification to be used for existing and future capital improvements in county bridges that are funded by specific awards:

D.5112.389.R358.9003 New York State Aid-Marchiselli Funds
D.5112.389.R359.7000 New York State Aid-Transp Capital
D.5112.389.R458.9002 Federal Aid-Surface Transp Program
D.5112.389.4 Contractual-Capital Improvements, Funded Bridge Program

; and be it further

CHAUTAUQUA COUNTY LEGISLATURE

02/27/19

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 budget:

ESTABLISH AND INCREASE APPROPRIATION ACCOUNT:

D.5112.392.4	Contractual - Capital Improvements, Complete Streets	\$850,000
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DECREASE APPROPRIATION ACCOUNTS:

D.5112.391.4	Contractual - Capital Improvements, Highway Improvements	\$850,000
A.9901.9000.9	Interfund Transfers - Transfer to Other Funds, Trans Co Road Suppl (A-D)	<u>\$60,000</u>
	Total	\$910,000

ESTABLISH AND INCREASE REVENUE ACCOUNTS:

D.5112.392.R503.1000	Interfund Transfers-Interfund Transfer	\$850,000
D.9901.9000.R503.1000	Interfund Transfers-Interfund Transfer	<u>\$10,875,398</u>
	Total	\$11,725,398

INCREASE REVENUE ACCOUNTS:

D.5112.391.R350.PAVE	New York State Aid-NYS Aid PAVE NY	\$852,557
D.5112.391.R259.0025	Licenses & Permits-Permits - DPF	<u>\$60,000</u>
	Total	\$912,557

DECREASE REVENUE ACCOUNTS:

D.5112.----.R350.PAVE	New York State Aid-NYS Aid PAVE NY	\$852,557
A.1440.----.R259.0025	Licenses & Permits-Permits - DPF	\$60,000
D.5412.9999.R503.1000	Interfund Transfers-Interfund Transfer	<u>\$11,785,398</u>
	Total	\$12,697,955

Signed: Hemmer, Scudder, Gould, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

02/27/19

RES. NO. 99-19

Authorize Director of Finance to Increase Appropriations for PIN 5762.12 County Bridge 998 Replacement

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Resolution 134-17 approved a project for PIN 5762.12 (the Project) and committed \$300,000 to cover 100% of the Project's Preliminary Engineering Design I-IV phases; and

WHEREAS, the Project's Total Phases are currently estimated to be \$2,002,000 to be borne at the ratio of 95% Federal funds and 5% County funds; and

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the Non-Federal share of Pin 5762.12 All Phases; and

WHEREAS, the local share for the first phases was calculated to be \$15,000 and the total local share is calculated to be \$100,100 and can be covered with existing funding in account D.5112.390; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the advancement of the Project; and be it further

RESOLVED, That in the event the amount required to pay the full Federal and Non-Federal shares of the cost of the Project's Phases exceeds the amount appropriated above, the County of Chautauqua shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, That Chautauqua County hereby agrees that construction of the Project shall begin no later than twenty four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, That the County Executive of the County of Chautauqua be and is hereby authorized to execute all necessary Agreements, certifications and/or reimbursement requests for Federal Aid on behalf of the County of Chautauqua with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the Capital Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4 Contractual – Capital Improvements, Bridge Programs (Funded) \$1,702,000

CHAUTAUQUA COUNTY LEGISLATURE

02/27/19

DECREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual – Capital Improvements, County Bridge Program \$ 85,100

INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.389.R458.9002 Federal Aid: Surface Transp Program

\$1,616,900

Signed: Hemmer, Scudder, Gould, Chagnon, Muldowney, Niebel (*Amended in P.F.– New Language Underlined*)

RES. NO. 100-19

Authorize Purchase of Property at 29 North Erie Street in Mayville New York

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello and the Public Facilities and Audit & Control Committees:

WHEREAS, the property located at 29 North Erie Street in Mayville, New York, identified as Section 245.19, Block 1, Lot 18, lies adjacent to the Mayville complex and is available for purchase; and

WHEREAS, the property could potentially be utilized to provide additional parking and green-space for County purposes; and

WHEREAS, the owner of the property, Brenda Beehler, has entered into a contract with the County to sell the property for the sum of Thirty-Two Thousand Five Hundred Dollars (\$32,500.00), subject to approval by the County Legislature; now therefore be it

RESOLVED, That the County Legislature adopts the findings and conclusions in relation to the environmental impacts contained in the Short Environmental Assessment Form (SEAF) on file with the Clerk of the County Legislature, and adopts the State Environmental Quality Review Act (SEQRA) determination contained in the SEAF that the proposed acquisition of the subject property will not result in any significant adverse environmental impacts; and be it further

RESOLVED, That the County Executive is hereby authorized and empowered to execute all necessary documents for the acquisition by the County of the real property described on the Chautauqua County tax map as SBL 245.19-1-18 and located in the Village of Mayville from Brenda Beehler for the purchase price of Thirty-Two Thousand Five Hundred and No/100 Dollars (\$32,500.00).

Signed: Hemmer, Niebel, Chagnon

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: Land Acquisition for County Government - Mayville			
Project Location (describe, and attach a location map): 3 North Erie Street, Mayville, N.Y.			
Brief Description of Proposed Action: The County of Chautauqua proposes to purchase property at 29 North Erie Street that is adjacent to the existing County government complex. The property provides potential additional parking space and green-space.			
Name of Applicant or Sponsor: County of Chautauqua		Telephone: 716-753-4247 E-Mail: AbdellaS@co.chautauqua.ny.us	
Address: c/o County Law Department, 3 North Erie Street			
City/PO: Mayville		State: NY	Zip Code: 14757
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ .77 acres b. Total acreage to be physically disturbed? _____ up to .77 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 7.5 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): Government Offices <input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. 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? b. 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?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

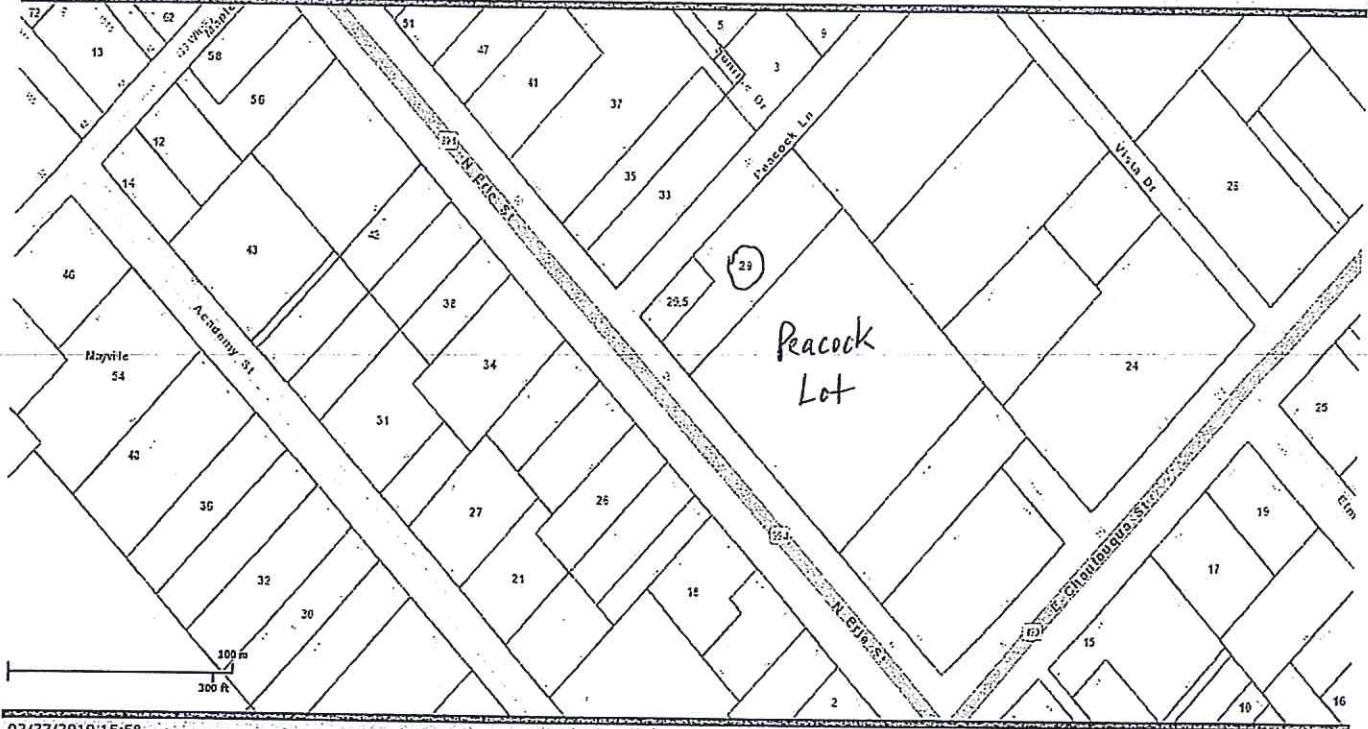
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	<input type="checkbox"/>	<input checked="" type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe:		

If parking or green-space improvements are undertaken, stormwater runoff will be directed to existing on-site stormwater conveyance system, which directs stormwater northeast to existing channel.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	NO	YES
If Yes, explain the purpose and size of the impoundment: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>

19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>

20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>County of Chautauqua</u> Date: <u>3/27/19</u>		
Signature: _____ Title: <u>County Executive</u>		



29 N. Erie Street circled in map above

Project:

Date:

***Short Environmental Assessment Form
Part 2 - Impact Assessment***

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project:

Date:

**Short Environmental Assessment Form
Part 3 Determination of Significance**

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

No design for potential parking and green-space improvements has been completed, but any design elements will be accomplished so as to not result in any significant adverse environmental impacts.

<input type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.	
<input checked="" type="checkbox"/> Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.	
County of Chautauqua _____ <div style="text-align: center;">Name of Lead Agency</div>	_____ <div style="text-align: center;">Date</div>
George M. Borrello _____ <div style="text-align: center;">Print or Type Name of Responsible Officer in Lead Agency</div>	_____ <div style="text-align: center;">County Executive</div>
_____ <div style="text-align: center;">Signature of Responsible Officer in Lead Agency</div>	_____ <div style="text-align: center;">Signature of Preparer (if different from Responsible Officer)</div>

PRINT FORM

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 project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Sponsor Information.

Name of Action or Project: North Chautauqua County Regional Water System		
Project Location (describe, and attach a general location map): The project spans 8 independent areas within Chautauqua County. Maps and descriptions of each can be found in the appendices to this form.		
Brief Description of Proposed Action (include purpose or need): This project is part of an ongoing effort to create a regional water district to supply the northern communities of Chautauqua County with safe and reliable drinking water. This includes installing new water main and performing upgrades to existing structures, as well as the installation of new structures (tanks, pump stations, etc.) in order to create the links that will convert the individual systems to a regional district. The project is divided into two phases, which are described in detail in Appendix A. As a whole, work will occur within the Towns of Hanover, Sheridan, Dunkirk, Pomfret, and Portland, the Villages of Brocton and Fredonia, and the City of Dunkirk. The work will occur mostly within existing right-of-ways or properties owned by the municipalities. This project is necessary to correct the health and/or safety problems that currently exist within each of these communities. Independently, these necessary repairs are cost prohibitive to each community, but as a district, the improvements become affordable and each municipality's system is strengthened by efficiencies and redundancies that are otherwise unobtainable.		
Name of Applicant/Sponsor: Chautauqua County Legislature	Telephone: 716.753.4215	E-Mail: TampoK@co.chautauqua.ny.us
Address: Gerace Office Building, 3 N. Erie Street		
City/PO: Mayville	State: NY	Zip Code: 14757-1007
Project Contact (if not same as sponsor; give name and title/role): Kathy Tampio, Clerk to the Legislature	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):	Telephone:	E-Mail:
Address:		
City/PO:	State:	Zip Code:

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, or Village Board of Trustees <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Intermunicipal Agreement	November 2015
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
c. City Council, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	work permits and/or funding approval may be required by the agencies listed in Appendix C	Spring 2016 (projected)
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	work permits and/or funding approval may be required by the agencies listed in Appendix C	Spring 2016 (projected)
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	work permits and/or funding approval may be required by the agencies listed in Appendix C	Spring 2016 (projected)
<p>i. Coastal Resources. See Appendix D for responses per Project Area →</p> <p><i>i.</i> Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><i>ii.</i> Is the project site located in a community with an approved Local Waterfront Revitalization Program? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p><i>iii.</i> Is the project site within a Coastal Erosion Hazard Area? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>		

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? Yes 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? Yes No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? Yes 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?) Yes No

If Yes, identify the plan(s):

Refer to Appendix D _____

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? Yes No

If Yes, identify the plan(s):

Various agricultural districts within Chautauqua County _____

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?
The Project Areas are located in multiple municipalities and multiple zoning classifications.

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? _____

C.4. Existing community services.

a. In what school district is the project site located? The Project Areas are located in multiple municipalities and multiple school districts.

b. What police or other public protection forces serve the project site?
The Project Areas are located in multiple municipalities and are served by multiple local and state police forces.

c. Which fire protection and emergency medical services serve the project site?
The Project Areas are located in multiple municipalities and are served by multiple fire protection and emergency medical departments.

d. What parks serve the project site?
The Project Areas are located in multiple municipalities and are served by multiple state and local parks.

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)?
Utility

b. a. Total acreage of the site of the proposed action? _____ 206 acres
b. Total acreage to be physically disturbed? _____ 45 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 0 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)? % N/A Units: N/A

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 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 _____ 2
• Anticipated commencement date of phase 1 (including demolition) June month 2016 year
• Anticipated completion date of final phase Nov month 2020 year
• Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____
Phase 1 will generally consist of the primary transmission mains and storage in Brocton. Phase 2 will generally consist of the secondary transmission mains, as well as tank, pump station, and treatment plant improvements.

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 _____ 6

ii. Dimensions (in feet) of largest proposed structure: _____ 50 height; _____ 40 width; and _____ 15 length

iii. Approximate extent of building space to be heated or cooled: _____ 225 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? Yes No
 (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
 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): _____

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 proposed action cause or result in disturbance to bottom sediments? Yes No

If Yes, describe: _____

iv. Will 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), 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 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?
 _____ N/A Square feet or _____ N/A acres (impervious surface)
 _____ Square feet or _____ 45 acres (parcel size)

ii. Describe types of new point sources. New sources will be temporary during construction. A SWPPP will be submitted and compliance will be required throughout construction operations.

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)?
 All stormwater runoff after construction will be directed to match existing conditions..

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

• Will stormwater runoff flow to adjacent properties? Yes No

iv. Does 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)
 Heavy equipment (excavators, backhoes, and bulldozers) will be utilized during construction. _____
 ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)
 N/A _____
 iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)
 N/A _____

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 Hydroflouorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

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 semi-trailer truck trips/day: _____

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.

<p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ 7 am - 6 pm • Saturday: _____ 7 am - 6 pm as needed • Sunday: _____ 7 am - 6 pm as needed • Holidays: _____ 7 am - 6 pm as needed 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ 24 hr/day as needed • Saturday: _____ 24 hr/day as needed • Sunday: _____ 24 hr/day as needed • Holidays: _____ 24 hr/day as needed
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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:
Ambient noise levels will increase locally, but only during construction. All existing noise ordinances, per municipality, will be upheld and obeyed during construction. There will be no addition to current ambient noise levels after construction.

ii. Will 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:
Each pump house will likely have at least one flood light on the exterior of the building for security. The intensity and tone of the light will follow local municipality zoning requirements.

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 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: _____

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 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:
 Northern Chautauqua County is generally composed of rural communities with a combination of agricultural and residential uses, along with small commercial establishments.

b. Land uses and covertypes on the project site.

Land use or Covertypes	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	144	144	0
• Forested	0.5	0.5	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	61.5	61.5	0
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	2	2	0
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: _____ _____			

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:
There are multiple public facilities in each municipality which qualify as the above-referenced type of public facility.

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): Refer to Appendix D
 Yes – Environmental Site Remediation database Provide DEC ID number(s): Refer to Appendix D
 Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____
Refer to original documents in Appendix E.
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): Refer to Appendix D
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):
Refer to original documents in Appendix E.

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? _____ 5.5 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ 0.73 %

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

NgA (Niagara Silt Loam)	_____	25.7 %
BrA (Barcelona Silt Loam)	_____	18.2 %
CnB (Chenango Gravelly Loam)	_____	6.7 %

d. What is the average depth to the water table on the project site? Average: _____ 1.8 feet

e. Drainage status of project site soils: Well Drained: _____ 13.1 % of site
 Moderately Well Drained: _____ 77.9 % of site
 Poorly Drained _____ 9.0 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 95.9 % of site
 10-15%: _____ 2.0 % of site
 15% or greater: _____ 2.1 % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: Refer to Appendix D

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 Refer to Appendix D Classification _____
- Lakes or Ponds: Name Refer to Appendix D Classification _____
- Wetlands: Name Refer to Appendix D 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: _____
Refer to Appendix D

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: _____

m. Identify the predominant wildlife species that occupy or use the project site:		
Ducks _____	Fish _____	Frogs _____
Squirrels _____	Deer _____	Beavers _____
Birds _____	Mice _____	Turtles _____
n. Does the project site contain a designated significant natural community? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
If Yes:		
i. Describe the habitat/community (composition, function, and basis for designation): _____ Refer to Appendix D		
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? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Refer to Appendix D		
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? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Refer to Appendix D		
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
If yes, give a brief description of how the proposed action may affect that use: _____ No impact		
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? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
If Yes, provide county plus district name/number: Refer to Appendix D		
b. Are agricultural lands consisting of highly productive soils present? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
i. If Yes: acreage(s) on project site? Refer to Appendix D		
ii. Source(s) of soil rating(s): Refer to Appendix D		
c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes:		
i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> 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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
<i>i.</i> Nature of historic/archaeological resource: <input checked="" type="checkbox"/> Archaeological Site <input checked="" type="checkbox"/> Historic Building or District	
<i>ii.</i> Name: <u>Refer to Appendix D</u>	
<i>iii.</i> Brief description of attributes on which listing is based: <u>Refer to Appendix E</u>	
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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If Yes:	
<i>i.</i> Describe possible resource(s): _____	
<i>ii.</i> 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?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes:	
<i>i.</i> Identify resource: <u>Great Lakes Seaway Trail</u>	
<i>ii.</i> Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): <u>National scenic byway</u>	
<i>iii.</i> Distance between project and resource: <u>(project along Rt 5) 0</u> miles.	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
<i>i.</i> Identify the name of the river and its designation: _____	
<i>ii.</i> Is the activity consistent with development restrictions contained in 6NYCRR Part 666?	
<input type="checkbox"/> Yes <input type="checkbox"/> No	

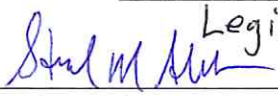
F. Additional Information

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 Chautauqua County Date 11/16/15
Legislature
 Signature  Title County Attorney
Stephen M. Abdella

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

Agency Use Only [If applicable]

Project :
 Date :

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 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>			
		<input type="checkbox"/> NO	<input checked="" 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 involve construction on land where depth to water table is less than 3 feet.	E2d	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input checked="" 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 checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

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

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. NO YES
 (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)
If "Yes", answer questions a - h. If "No", move on to Section 5.

	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. NO YES
 (See Part 1. E.2)
If "Yes", answer questions a - g. If "No", move on to Section 6.

	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) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <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 type="checkbox"/> NO	<input checked="" 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 checked="" 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 checked="" 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 checked="" 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 checked="" 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 checked="" 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: <u>sand beach</u>	E2n	<input checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input checked="" 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.)		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
<i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>			
	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 checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

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 type="checkbox"/> NO	<input checked="" 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 or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	<input checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered “Yes”, continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property’s setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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.	E3e, E3f, E3g, E3h, C2, C3	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

12. Impact on Critical Environmental Areas			
The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If “Yes”, answer questions a - c. If “No”, go to Section 13.</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 a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
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.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

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 - g. 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

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.)
If "Yes", answer questions a - m. If "No", go to Section 17.

NO

YES

	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 checked="" type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input checked="" 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 checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input checked="" 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 checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

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"/>

Project :

Date :

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.

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

Upon review of the information recorded on this EAF, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the _____ 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.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:

Name of Lead Agency:

Name of Responsible Officer in Lead Agency:

Title of Responsible Officer:

Signature of Responsible Officer in Lead Agency:

Date:

Signature of Preparer (if different from Responsible Officer)

Date:

For Further Information:

Contact Person:

Address:

Telephone Number:

E-mail:

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>

ADDENDUM No. 2
TO THE
SEQRA DETERMINATION
FOR THE
NORTH CHAUTAUQUA COUNTY REGIONAL WATER SYSTEM

On December 16, 2015, Chautauqua County issued a Negative Declaration on the North Chautauqua County Regional Water System (the Project). The project description listed on Part 1 of the Full Environmental Assessment Form indicated the following:

“This project is part of an ongoing effort to create a regional water district to supply the northern communities of Chautauqua County with safe and reliable drinking water. This includes installing new water main and performing upgrades to existing structures, as well as the installation of new structures (tanks, pump stations, etc.) in order to create the links that will convert the individual systems to a regional district. The project is divided into two phases, which are described in detail in Appendix A. As a whole, work will occur within the Towns of Hanover, Sheridan, Dunkirk, Pomfret, and Portland, the Villages of Brocton and Fredonia, and the City of Dunkirk. The work will occur mostly within existing right-of-ways or properties owned by the municipalities. This project is necessary to correct the health and/or safety problems that currently exist within each of these communities. Independently, these necessary repairs are cost prohibitive to each community, but as a district, the improvements become affordable and each municipality's system is strengthened by efficiencies and redundancies that are otherwise unobtainable.”

The project description referenced an Appendix A, that stated:

Area 1 : Silver Creek Water Main (Phase 2 only)

This work includes the installation of a transmission main along the following route: Hanford Road between Blanding Road and Holmes Road (300 ft); Holmes Road (5,700 ft); Co. Touring Route 95 between Holmes Road and an access road located approximately 2,000 feet southeast of Main Street (4,700 ft); and said access road between Co. Touring Route 95 and the existing water tank (1,100 ft).

Area 2 : Silver Creek Water Main (Phase 2 only)

This work includes the installation of a transmission main along the following route: Lake Road (Co Rt 5) in the Town of Sheridan from the western border of the Village of Silver Creek westward to Eagle Bay (13,600 ft).

Area 3 : Hanover Pump Station and Water Main (Phase 2 only)

This work includes the installation of a transmission main along the following route: Dennison Road from eastern border of the Village of Forestville to Co. Touring Route 93 (19,000 ft). A new pump station will be located near the Dennison Rd - Route 93 intersection.

Area 4 : Sheridan Pump Station and Water Main (Phases 1 & 2)

This work includes the installation of a transmission main along the following route: Lake Road (Co Route 5) from approximately Scott Creek northeastward to a location approximately 900 feet east of Harrington Road (2,500 ft). The new pump station will be located at the north limit of this new main. The transmission main is to be installed during Phase 1 and the pump station during Phase 2.

Area 5 : Dunkirk Pump Station and Water Main (Phases 1 & 2)

This work includes the installation of transmission main along the following route: West Lake Road (Co Route 5) from the western border of the City of Dunkirk west to Lake Avenue in the Town of Portland (37,000 ft); Lake Avenue from West Lake Road to a point 2,000 feet south of that intersection; Willow Road from Co Route 5 in the Town of Dunkirk to Brigham Road in the City of Dunkirk (8,200 ft). The pump station will be located on Lake Avenue in the Town of Portland, approximately 2,000 feet south of the Lake Ave - Route 5 intersection. The transmission main from Dunkirk to N Swede Road in the Town of Portland, along with the pump station, will be installed during Phase 1. The remaining transmission main between N Swede Road and Lake Avenue will be installed during Phase 2.

Area 6 : Dunkirk – Fredonia Interconnection (Phase 1 only)

This work includes the installation of an interconnection main between the Village of Fredonia and the City of Dunkirk in order to add redundancy to the system. The transmission main will be installed along the following route: Willowbrook Avenue at tank (middle of block) westward to Central Avenue; Central Avenue from Willowbrook to the SUNY Fredonia main entrance (8,500 ft total). The pump station will be located on SUNY Fredonia property.

Area 7 : Brocton Water Main and Tank (Phase 1)

This work includes the installation of transmission main along the following route: Old Mill Road from W Main Street to Webster Road; Co Touring Route 380 from Webster Road to Ellicott Road; Ellicott Road 1,100 feet eastward to the treatment plant driveway and southward to the tank. Also, along Webster Road from Old Mill Road northward to Walden Road; Walden Road between Webster Road and W Main St; W Main St from Walden Road southward to the Village of Brocton eastern border (28,000 ft total). A new tank will be installed at the existing treatment plant.

Area 8 : Pomfret Tank (Phase 2 only)

This work includes the installation of a new tank near the current water treatment plant. The tank will be approximately 1,500 feet from Fredonia-Stockton Road.

On September 27, 2017, Addendum No. 1 to the December 16, 2005 SEQRA determination was issued and the Chautauqua County Legislature concurred with the original Negative Declaration issued on December 16, 2015. The modification under Addendum No. 1 included:

1. The work under **Area 2** shall be moved to Phase 1 and shall consist of the installation of a transmission main along the following route: Lake Road (Co Rt 5) in the Town of Sheridan from the western border of the Village of Silver Creek westward to Eagle Bay (12,000 ft).
2. The water main in **Area 4** shall be increased to 3,200 linear feet on water main in the same general area.
3. The pump station in **Area 5** shall be relocated to the site of the Town of Portland water storage tank on NYS Route 5.
4. **Area 6** will be moved to Phase 2 or another future phase.
5. The water storage tank in **Area 6** shall be moved to the vicinity of Roberts Road and the NYS Thruway in the Town of Dunkirk.

The project changes primarily include shifting portions of the project to different phases and small changes in the linear footage of water main being installed. These changes will not result in any adverse impacts on the environment, consistent with the Negative Declaration issued on December 16, 2015.

A pump station will be moved adjacent to the Town of Portland water storage tank, on the same property. The property use is for public water supply and will not result in any adverse impacts on the environment, consistent with the Negative Declaration issued on December 16, 2015.

The water storage tank, originally to be in the Town of Pomfret, will be relocated to the Town of Dunkirk to the vicinity of Roberts Road and the NYS Thruway in the Town of Dunkirk. This area is schedule to have public water supply in 2018 through a project with the Town of Dunkirk. While the tank will have a potential moderate aesthetic impact the property owners in the immediate vicinity of the tank, the impact to the overall area is small. Several existing elevated structures are in the area, including water storage tanks 2.2 miles to the north and 2.1 miles to the west, and an elevated wind tower 0.75 miles to the southwest.

Several additional changes under Addendum No. 2 to the Project have been recommended for consideration by Chautauqua County including:

1. The work under **Area 5** shall be modified to include the demolition of the Town of Portland water tank on NYS Route 5.
2. The work under **Area 6** shall be modified as follows. This work includes the installation of an interconnection main between the Village of Fredonia and the North Chautauqua County Water District in order to add redundancy to the system. The transmission main will be installed along the following route: S. Roberts Road from the NYS Thruway to Miller Road, Miller Road from S. Roberts Road to a location 2,500 feet from the intersection of S. Roberts Road, NYS Route 20 from S. Roberts Road to Christy Road, Urban Road from the pump station on Middle Road to S. Roberts Road. The pump station on Middle Road will be upgraded. A new water tank will be installed on Miller Road at a location 2,500 feet from the intersection of S. Roberts Road. In addition, the water tank on Progress Drive will be demolished.

3. The work under **Area 7** shall be modified as follows. This work includes the installation of transmission main along the following route: Old Mill Road from W Main Street to Webster Road; Co Touring Route 380 from Webster Road to Ellicott Road; Ellicott Road 1,100 feet eastward to the treatment plant driveway and southward to the tank. Also, W Main St from Walden Road southward to Old Mill Street. A new tank will be installed at the existing treatment plant.
4. **Area 9 : Westfield Interconnection** shall be added to include the installation of water main from the Westfield/Portland town line to the end of the existing main in the Town of Portland along NYS Route 5.

The project changes primarily include the modification of Area 7, with additional improvements under Area 9. These changes will not result in any adverse impacts on the environment, consistent with the Negative Declaration issued on December 16, 2015 and Addendum No. 1 on September 27, 2017.

Based on the information presented above the Chautauqua County Legislature concurs with the original Negative Declaration issued on December 16, 2015 and Addendum No. 1 on September 27, 2017.

Tampio, Kathy

To: Tampio, Kathy
Subject: FW: FEAF - NCCWD MAP & PLAN AMENDMENT

From: Eric Wies [mailto:EWies@CPLteam.com]
Sent: Wednesday, March 20, 2019 7:37 PM
To: Tampio, Kathy
Subject: RE: FEAF - NCCWD MAP & PLAN AMENDMENT

Part 1, D.1.b.a Total acreage of the site of the proposed action

The 206 acres was based on approximately 128,000 feet of water main. The current projected total is less than 100,000 feet, under the amount listed in Part 1 of the EAF. We could lower the amount via the addendum, but felt the change was not needed.

Part 1, D.1.b.b Total acreage to be physically disturbed

The 45 acres was based on approximately 128,000 feet of water main. The current projected total is less than 100,000 feet, under the amount listed in Part 1 of the EAF. We could lower the amount via the addendum, but felt the change was not needed.

Part 1, D.2.g.i Total number of structures

The original project includes 4 new pump stations and 2 new tanks, accounting for the 6 in Part 1 of the EAF. The project as currently proposed includes 1 new pump station and 2 new tanks, 3 less than the 6 identified in the Part 1 EAF.

Part 1, D.1.e.i How much impervious surface will the project create in relation to total size of project parcel

The amount of impervious area created is minimal, less than 1%, compared to the area to be disturbed. The majority of the area disturbed will be restored back to original conditions, with the infrastructure (like water mains) buried underground.

Part 1, E.1.b Land uses and overtypes on the project site

Similar comment to the acreage above, the current project is smaller in area than originally projected. This includes all of the land use categories listed. We could lower the amount via the addendum, but felt the change was not needed.

Hope this helps



Eric C. Wies, P.E. | Principal
Direct: 585.402.7529 | Mobile: 585.260.4970
ARCHITECTURE. ENGINEERING. PLANNING.
CPLteam.com

From: Tampio, Kathy <TampioK@co.chautauqua.ny.us>
Sent: Wednesday, March 20, 2019 12:09 PM
To: Eric Wies <EWies@CPLteam.com>
Subject: FW: FEAF - NCCWD MAP & PLAN AMENDMENT

Eric,

Need answers to the questions below.

Kathy Tampo, Clerk
Chautauqua County Legislature
Gerace Office Building, Rm 325
3 North Erie Street
Mayville, NY 14757-1007
Phone: 716-753-4541
Fax: 716-753-4539
E-mail: tampok@co.chautauqua.ny.us
Web site: www.co.chautauqua.ny.us

From: Chagnon, Pierre
Sent: Wednesday, March 20, 2019 11:56 AM
To: Tampo, Kathy
Subject: Re: FEAF - NCCWD MAP & PLAN AMENDMENT

Kathy,

Why didn't the FEAF change in the following respects as a result of the four additional changes under Addendum 2:

- Part 1, D.1.b.a Total acreage of the site of the proposed action
- Part 1, D.1.b.b Total acreage to be physically disturbed
- Part 1, D.1.g.i Total number of structures
- Part 1, D.1.e.i How much impervious surface will the project create in relation to total size of project parcel
- Part 1, E.1.b Land uses and overtypes on the project site

Pierre

NORTH CHAUTAUQUA COUNTY REGIONAL WATER SYSTEM MAP AND PLAN—AMENDMENT #2



Prepared By:

CPL

**1279 NORTH MAIN STREET
JAMESTOWN, NY 14701**

JANUARY 2019

Summary

This amendment to the “*North Chautauqua County Regional Water Supply System Implementation Plan – Amended July 2017*” replaces Amendment No. 1 and shall be known as Amendment No. 2 dated January 2019.

7.0 Proposed Project

7.1 Proposed Project Map

Details of the proposed project are shown in the Proposed Project map in Appendix A. The proposed North Chautauqua County Regional Water District map and description are included in Appendix R.

7.2 Project Description

The following provides a summary of the scope of the capital project broken down by municipality:

7.2.1 Village of Brocton

The Village of Brocton currently produces their own water and supplies water to a portion of the Town of Portland. The Regional Water Supply Program will result in the abandonment of the Village water treatment plant and water will be supplied by the District. The work includes the installation of a new pump station, replacement of the supply main from the existing water treatment plant to the Village, replacement of water main along NYS Route 20 to accommodate emergency supply from the Village of Fredonia, and a new water storage tank.

West Side Tank & Pump Station

The pump station will be installed along NYS Route 5 near Park View Lane and will pump water from the City of Dunkirk hydraulic grade to the Village of Brocton hydraulic grade. The station will include two (2) pumps sized to meet the maximum daily demand of the areas currently served by the Village of Brocton. The station will also include a chlorine feed system and generator.

The Village has two (2) buried concrete treated water storage tanks at the water treatment plant that are in need of repair or replacement due to their age and condition. These tanks will be replaced with a new 500,000 gallon water storage tank. The tank will provide storage for the areas currently served by the Village and will also be a redundant source of supply for the other areas in the regional water system.

The Village will finance and “own” the **West Side Tank & Pump Station** through a financing package with the NYSEFC. The Village will have an IMA with the North Chautauqua County Water District that will specify that the District will be responsible for operation and maintenance and for making the annual debt

payments to the Village for the full amount and the District will assume ownership of the improvements after the term of the loan.

Village of Brocton Transmission

The supply main from the existing water treatment plant to the Village will be replaced with approximately 10,300 linear feet of new water main to provide for current and future demands. The existing water main is approximately 100 years old and portions are exposed in creek beds. Currently, the main is the only supply to the water storage for the Village and replacement is required to ensure system reliability.

The Village will finance and “own” the **Village of Brocton Transmission** through a financing package with the NYSEFC. The Village will have an IMA with the North Chautauqua County Water District that will specify that the District will be responsible for operation and maintenance and for making the annual debt payments to the Village for the full amount and the District will assume ownership of the improvements after the term of the loan.

West Side Fredonia Interconnect

The existing 6-inch water main that runs along NYS Route 20 from Old Mill Street to the Portland town line would be replaced with 1,500 linear feet of 12-inch main.

Note, this work is part of the **West Side Fredonia Interconnect**. Refer to Section 7.2.3 for a description of the other portion of the **West Side Fredonia Interconnect**. This portion of the project will only proceed if additional funding is obtained by the Village of Brocton from DOCCS in the amount of \$1,600,000.

7.2.2 Village of Fredonia

The Village of Fredonia produces their own water and supplies water to the Village and a portion of the Town of Pomfret. The system would be maintained under the Regional Water Supply Program.

The original plan under Phase 1 included the replacement of existing water main along Willowbrook Avenue and Central Avenue and a new booster pump station. However, these components will be moved to a future phase should the Village wish to participate in the regional water project.

7.2.3 Town of Portland

The Town of Portland currently buys water from the Village of Brocton and the City of Dunkirk. As a result of the proposed project, the Town will be supplied by the District. The work includes the replacement of up to 9,000 linear feet of existing water main along

NYS Route 5, the replacement of water main along NYS Route 20 to accommodate emergency supply from the Village of Fredonia, demolition of an old water storage tank, and installation of water main along NYS Route 5 to accommodate an interconnection with the Village of Westfield supply.

West Side Transmission Main

The existing water main along NYS Route 5 is composed of aging 8-inch cast iron and asbestos cement main with limited fire flow. The main will be replaced with a new water main sized to supply the areas currently serviced by the Village of Brocton.

Note, this work is part of the **West Side Transmission Main**, referring to Sections 7.2.4 and 7.2.5 for the rest of the transmission main. Also, the Village of Brocton will finance and “own” the **West Side Transmission Main** through a financing package with the NYSEFC. The Village will have an IMA with the North Chautauqua County Water District that will specify that the District will be responsible for operation and maintenance and for making the annual debt payments to the Village for the full amount and the District will assume ownership of the improvements after the term of the loan.

West Side Fredonia Interconnect

The existing 6-inch water main that runs along NYS Route 20 from the Brocton village line to the Pomfret town line would be replaced with 6,500 linear feet of 12-inch main.

Note, this work is part of the **West Side Fredonia Interconnect**. Refer to Section 7.2.1 for a description of the other portion of the **West Side Fredonia Interconnect**. This portion of the project will only proceed if additional funding is obtained by the Village of Brocton from DOCCS in the amount of \$1,600,000.

Westfield Interconnect

Approximately 1,000 linear feet of water main will be installed along NYS Route 5 to accommodate a future interconnection with the Village of Westfield supply.

The **Westfield Interconnect** will only proceed if additional funding is obtained by the Village of Brocton from DOCCS in the amount of \$1,600,000.

Tank Demolition

The existing water storage tank located on NYS Route 5 is no longer required and can be demolished.

Note, this work is part of the **Tank Demolition**. Refer to Section 7.2.6 for a description of the other portion of the **Tank Demolition**. This portion of the project will only proceed if additional funding is obtained by the Village of Brocton from DOCCS in the amount of \$1,600,000.

7.2.4 Town of Pomfret

The Town of Pomfret currently buys water from the Village of Fredonia and the City of Dunkirk. As a result of the proposed project, the Town will buy water from the District. The work includes the replacement of existing water main along NYS Route 5.

West Side Transmission Main

The existing water main along NYS Route 5 is composed of aging 8-inch cast iron and asbestos cement main with limited fire flow, and will be replaced with approximately 6,100 linear feet of new water main to appropriately provide for current and future demands. The proposed size will be based on the continued supply of the Town of Pomfret, portions of the Town of Portland, and the areas currently serviced by the Village of Brocton.

Note, this work is part of the **West Side Transmission Main**, referring to Sections 7.2.3 and 7.2.5 for the rest of the transmission main. Also, the Village of Brocton will finance and “own” the **West Side Transmission Main** through a financing package with the NYSEFC. The Village will have an IMA with the North Chautauqua County Water District that will specify that the District will be responsible for operation and maintenance and for making the annual debt payments to the Village for the full amount and the District will assume ownership of the improvements after the term of the loan.

7.2.5 Town of Dunkirk

The Town of Dunkirk currently buys water from the City of Dunkirk. As a result of the proposed project, the Town will be supplied by the District. The work includes the replacement of the existing water main along NYS Route 5, the installation of a new water main along Willow Road connecting to the 20-inch supply main in the City of Dunkirk, upsizing water main along Roberts Road, pump station upgrades, and additional water main along Urban Road.

West Side Transmission Main

The existing water main along NYS Route 5 is composed of aging 8-inch cast iron and asbestos cement main with limited fire flow. The main from the Town of Pomfret to Willow Road will be replaced with approximately 8,000 linear feet of new water main sized to appropriately provide for current and future demands.

The main east of Willow Road and along Willow Road will be replaced with approximately 14,500 linear feet of new water main to appropriately provide for current and future demands. The proposed sizes will be based on the continued supply of the Town of Dunkirk, Town of Pomfret, portions of the Town of Portland, and the areas currently serviced by the Village of Brocton.

Note, this work is part of the **West Side Transmission Main**, referring to Sections 7.2.3 and 7.2.4 for the rest of the transmission main. Also, the Village of Brocton will finance and “own” the **West Side Transmission Main** through a financing package with the NYSEFC. The Village will have an IMA with the North Chautauqua County Water District that will specify that the District will be responsible for operation and maintenance and for making the annual debt payments to the Village for the full amount and the District will assume ownership of the improvements after the term of the loan.

East Side Fredonia Interconnect

In order to supply water to the proposed water storage tank in the Town of Sheridan, approximately 6,000 linear feet of 12-inch main will be installed from the pump station on Middle Road to Roberts Road.

Note, this work is part of the **East Side Fredonia Interconnect**. Refer to Section 7.2.6 for a description of the other portion of the **East Side Fredonia Interconnect**.

East Side Tank & Pump Station

In order to supply water to the proposed water storage tank in the Town of Sheridan upgrades will be required to the existing pump station located on Middle Road.

Note, this work is part of the **East Side Tank & Pump Station**. Refer to Section 7.2.6 for a description of the other portion of the **East Side Tank & Pump Station**.

Dunkirk Contribution

The **Dunkirk Contribution** is related to the North Chautauqua County Regional Water District paying for the up-sizing of water main along Robert Road in order to accommodate flows to the Town of Sheridan and the East Side Fredonia Interconnect.

7.2.6 Town of Sheridan

Improvements in the Town of Sheridan will include new water main along NYS Route 5, NYS Route 20, Roberts Road, and Miller Road. In addition, a water storage tank will be removed on Progress Drive and a new 500,000 gallon tank constructed on Miller Road.

East Side Transmission Main

The work includes the installation of approximately 3,200 linear feet of new water main along NYS Route 5 from the Town of Dunkirk to Harrington Road sized to appropriately provide for current and future demands.

The project will also include the installation of approximately 12,000 linear feet of new water main along NYS Route 5 from the Eagle Bay to the Village of Silver Creek sized to appropriately provide for current and future demands.

Note, this work is known as the **East Side Transmission Main**.

East Side Fredonia Interconnect

In order to supply water to the proposed water storage tank in the Town of Sheridan and accommodate the interconnection with the Village of Fredonia, approximately 11,500 linear feet of 12-inch main will be installed along Roberts Road, Miller Road, and NYS Route 20.

Note, this work is part of the **East Side Fredonia Interconnect**. Refer to Section 7.2.5 for a description of the other portion of the **East Side Fredonia Interconnect**.

Tank Demolition

The existing water storage tank located on Progress Drive is no longer required and can be demolished.

Note, this work is part of the **Tank Demolition**. Refer to Section 7.2.3 for a description of the other portion of the **Tank Demolition**. This portion of the project will only proceed if additional funding is obtained by the Village of Brocton from DOCCS in the amount of \$1,600,000.

East Side Tank & Pump Station

A 500,000 gallon water storage tank will be constructed on Miller Road to supply water to portions of the Towns of Sheridan and Dunkirk, along with the Village of Fredonia as an emergency supply.

Note, this work is part of the **East Side Tank & Pump Station**. Refer to Section 7.2.5 for a description of the other portion of the **East Side Tank & Pump Station**.

7.2.7 Village of Silver Creek

The Village of Silver Creek currently buys water from the Erie County Water Authority (ECWA).

7.2.8 Town of Hanover

The Town of Hanover currently buys water from the Erie County Water Authority (ECWA).

7.2.9 City of Dunkirk

The City currently uses Lake Erie as the sole source of water for its system. The entire population of the City (as well as areas in the Towns of Dunkirk, Sheridan, Portland, and Pomfret) are served by the Dunkirk system. The City of Dunkirk is in the midst of significant improvements and will maintain its current service and system.

Costs will be associated with the installation of the **Master Meters** to account for all water leaving the City to the District, estimated to be \$450,000.

7.3 Project Cost

Table 7.3.1 below identifies the estimated costs associated with the proposed project construction. This includes capital costs for upgrades, improvements, and the installation of new transmission lines between communities to develop the regional system.

Table 7.3.1 – Proposed Project Capital Costs

Description	Total Estimated Cost
West Side Tank & Pump Station	\$1,600,000
West Side Transmission Main	\$5,800,000
Dunkirk Contribution	\$271,000
Village of Brocton Transmission	\$1,964,000
East Side Transmission Main	\$1,575,000
Master Meters	\$450,000
East Side Fredonia Interconnect	\$1,700,000
East Side Tank & Pump Station	\$1,300,000
Westfield Interconnect ¹	\$525,000
West Side Fredonia Interconnect ¹	\$800,000
Tank Demolition ¹	\$125,000
Soft Costs & Contingencies ²	\$3,289,500
TOTAL COSTS	\$19,399,500

¹ Will be completed based on availability of additional \$1,600,000 from DOCCS.

² \$125,000 related to availability of additional \$1,600,000 from DOCCS.

Table 7.3.2 summarizes the total project construction capital costs, anticipated grants, bonding and the expected first year payment for the District.

Table 7.3.2 – Proposed Project Financial Summary

Total Capital Cost	Grants & Contributions¹	Net Bond²	Annual District Payment
\$19,399,500	\$9,660,000	\$9,739,500	\$395,050

¹ Assumes an additional contribution through the Village of Brocton from the DOCCS of \$1,600,000

² Financing will include 0% interest, subsidized, and market rate for certain portions of the project

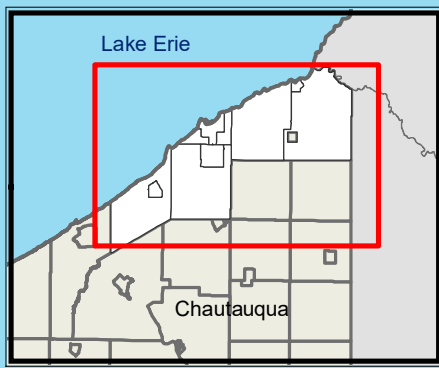
As a water supply District, no assessments will be made against properties or user charges to consumers of water. All income for the District will be from individual municipalities by agreement. Therefore, the cost to the typical property in the District is \$0.

7.4 Hydraulic Analysis

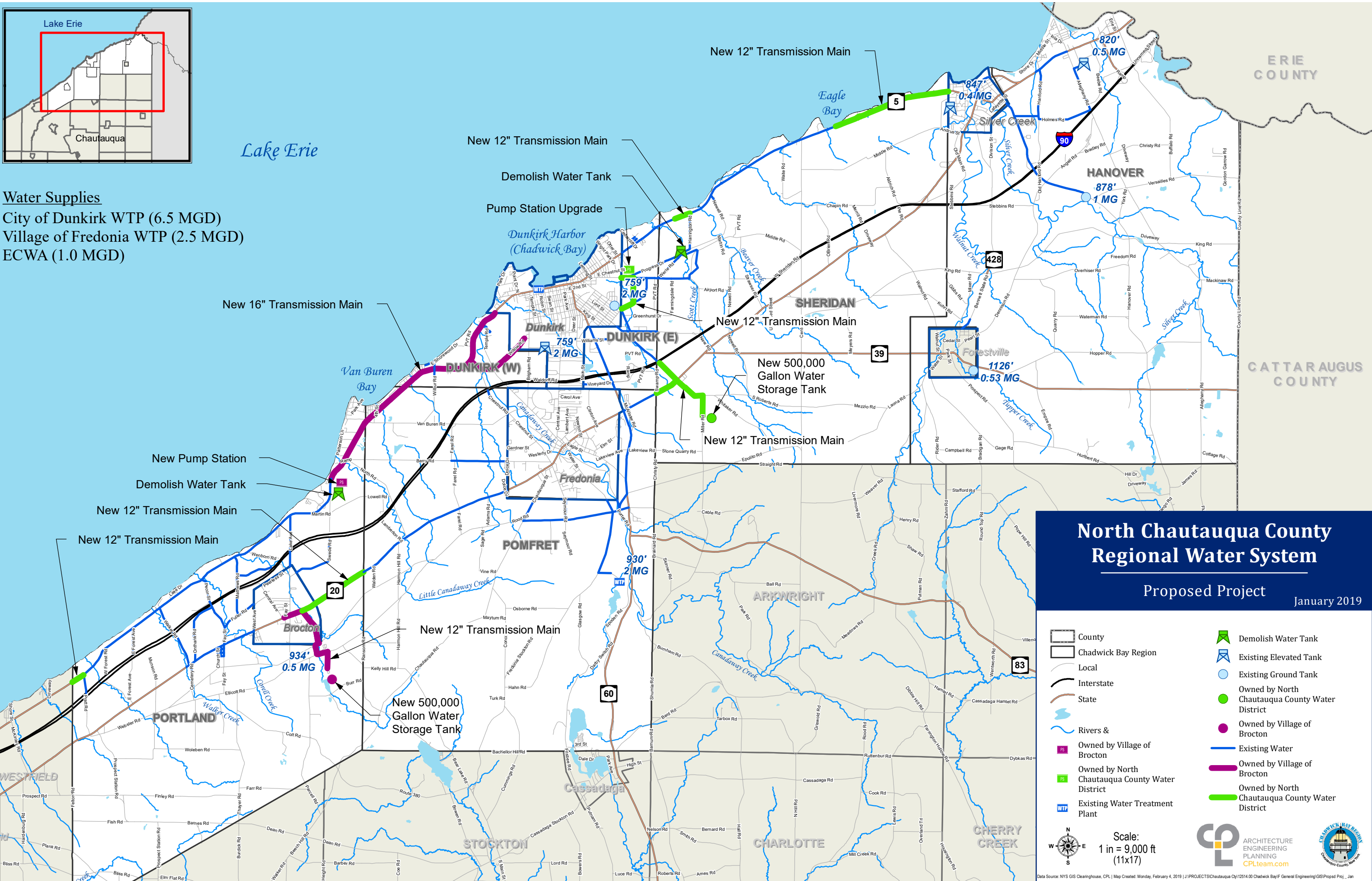
An engineering report, including a detailed hydraulic analysis, will be completed as part of the design engineering tasks for the proposed project.

7.5 Implementation

It is recommended that the proposed project be implemented as a phased project as described in previous sections of this report. The Region is committed to providing safe and reliable potable water supply and fire protection to its residents. Phase I of this project will be the first step in achieving that goal.



Water Supplies
 City of Dunkirk WTP (6.5 MGD)
 Village of Fredonia WTP (2.5 MGD)
 ECWA (1.0 MGD)



North Chautauque County Regional Water System

Proposed Project
January 2019

	County		Demolish Water Tank
	Chadwick Bay Region		Existing Elevated Tank
	Local		Existing Ground Tank
	Interstate		Owned by North Chautauque County Water District
	State		Owned by Village of Brocton
	Rivers & Creeks		Existing Water
	Owned by Village of Brocton		Owned by Village of Brocton
	Owned by North Chautauque County Water District		Owned by North Chautauque County Water District
	Existing Water Treatment Plant		Owned by North Chautauque County Water District

Scale:
1 in = 9,000 ft
(11x17)

Data Source: NYS GIS Clearinghouse, CPL | Map Created: Monday, February 4, 2019 | J:\PROJECTS\Chautauque Co\12514.00 Chadwick Bay\F General Engineering\GIS\Propd Proj_1.jan