

By Legislators McCabe and Dondorfer

Intro No. 346

ENACTING A LOCAL LAW AMENDING CHAPTER 384, ENTITLED "PAWNBROKERS, SECONDHAND DEALERS AND JEWELRY AND COIN EXCHANGE DEALERS"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The following provisions of Section 384-4 of the Monroe County Code are hereby amended as follows:

DEALERS

Pawnbrokers, secondhand dealers, and/or jewelry and coin exchange dealers licensed pursuant to this Chapter

JEWELRY AND COIN EXCHANGE DEALER

Persons or business establishments engaged in the business of sale, purchase, or exchange of precious metals and/or jewelry for other objects of precious metal, jewelry, United States currency, bank drafts, other negotiable instruments as defined in the Uniform Commercial Code or any other object or thing of value within Monroe County, including the sale, purchase, or exchange of such goods from Monroe County through Internet commerce sites.

NEW ITEMS

Any article or object that has not been previously purchased at retail and/or which has not been previously used and/or is in a new condition.

SECONDHAND DEALER

Any person or business establishment who deals in the purchase, sale, exchange or pledge as security for a sum of money of any secondhand article within Monroe County, including purchase, sale, exchange or pledge as security for a sum of money of any secondhand article from Monroe County through Internet commerce sites.

Section 2. Section 384-5 of the Monroe County Code is hereby amended as follows:

D. It shall be unlawful for a pawnbroker, secondhand dealer or jewelry and coin exchange dealer to purchase any articles, jewelry or precious metals from any person whom such dealer knows to be or has reason to believe to be under the age of 18 years.

E. It shall be unlawful for any pawnbroker, secondhand dealer or jewelry and coin exchange dealer to sell, dispose of, destroy, alter or remove from such dealer's premises any articles, jewelry or precious metals until the expiration of 14 calendar days after the ~~acquisition~~ electronic reporting required pursuant to Section 384-9 by such dealer of any such articles, jewelry or precious metals.

F. When requested to do so by the appropriate local law enforcement agency in connection with a law enforcement investigation, it shall be unlawful for any pawnbroker, secondhand dealer or jewelry and coin exchange dealer to sell, dispose of, destroy, alter or remove from such dealer's premises any articles, jewelry or precious metals until the expiration of 30 calendar days from the date of the request. Upon the written request of the law enforcement agency, the property shall be held for up to two additional thirty-day periods.

D. Pawnbrokers, secondhand dealers, and jewelry and coin exchange dealers shall not employ any person who has been convicted within three years of any felony related to the operation of a business or who has had a ~~secondhand~~ dealer's license revoked or denied within the past five years.

E. No pawnbrokers, secondhand dealers, or jewelry and coin exchange dealers shall permit his or her place of business to remain open for the transaction of business any time except between the hours of 8:00 a.m. and 11:00 p.m.

F. Dealers shall only purchase, sell or offer for sale new items which have been purchased from authorized retailers or wholesalers. This provision shall not apply to the purchase or sale of new items purchased from individuals who sell less than three of an identical or same type of goods within one calendar year.

Section 3. The following provisions of Section 384-6 of the Monroe County Code are hereby amended as follows:

D(2). Where the owner is not directly involved with the day-to-day operation of said business, the operator must also be included on the application. If a partnership, corporation or other business entity is involved, the application must designate an operator who is involved in the day-to-day operation of the business. In this situation, the ~~secondhand~~ dealer's license shall be issued to the operator; the names, addresses and phone numbers of the partners, officers or principals shall also be listed on the application. All addresses of persons involved shall be home addresses listing street and number.

E. Before the issuance of a dealer's license, the Sheriff or his or her representative shall have the right to enter upon such premises during normal business hours for the purpose of making inspections. After a dealer's license has been issued, further inspections of the premises, to ensure compliance with the laws, ordinances and rules and regulations relating to secondhand business, may be made in ~~areas open to the public or other areas with consent~~ any area of the licensed premises.

I. No dealer's license shall be issued for a period of ~~one~~ five years to any applicant that has been found guilty of operating a business without a ~~secondhand~~ dealer's license when required under state or local law.

K. The Monroe County Sheriff's office may deny, suspend, or revoke any license granted herein in the following situations:

- (1) Where the pawnbroker, secondhand dealer, or jewelry and coin exchange dealer has made a false statement in connection with its application; or
- (2) Where the pawnbroker, secondhand dealer, or jewelry and coin exchange dealer revokes the consent to examine such records and items or refuses to allow inspection of its premises;
or
- (3) Where the pawnbroker, secondhand dealer, or jewelry and coin exchange dealer has more than three violations in one inspection or two convictions of a violation in the calendar year;
or
- (4) Where the pawnbroker, secondhand dealer, or jewelry and coin exchange dealer has violated either federal, state, or local laws or rules and regulations; or
- (5) Where the pawnbroker, secondhand dealer, or jewelry and coin exchange dealer has violated conditions placed on the dealer's license pursuant to Section 384-6(N); or
- (6) Failure to pay civil penalties imposed pursuant to Section 384-11(C).

The Monroe County's Sheriff's Office may also deny a license if the applicant is in violation of applicable federal, state, or local laws or rules and regulations at the time of application.

M. If an application for a license is denied, or an existing license is suspended or revoked, the applicant or holder of the suspended or revoked license ~~shall~~ may, within 10 calendar days of notice of denial, suspension, or revocation, request reconsideration by the Monroe County Sheriff's office by providing that office with any additional, relevant information. The Monroe County Sheriff's office shall, within 10 calendar days of receipt of the reconsideration materials, issue a final notice of denial, suspension, or revocation setting forth the grounds upon which the license was either denied, suspended, or revoked. Such final notice shall be transmitted by certified or registered mail.

N. The Monroe County's Sheriff's Office may reinstate a suspended license with conditions under which the dealer shall operate his or her business. Such reinstated license with conditions shall be signed by the dealer and contain a provision which provides that any violation of the conditions license, as solely determined by the Sheriff, shall be grounds for revoking the license.

Section 4. Section 384-7(A) of the Monroe County Code is hereby amended as follows:

A. ~~Secondhand~~ Dealers shall comply with all provisions of federal, state and local laws and ordinances relating to the conduct of businesses and occupation, use and maintenance of the premises and shall ensure that all of their employees and agents do also. Where the ~~secondhand~~ dealer is also a pawn dealer, the ~~secondhand~~ dealer shall comply with Article 5 of the New York State General Business Law entitled "Collateral Loan Brokers Law."

Section 5. Section 384-9(A) of the Monroe County Code is hereby amended as follows:

B. Every pawnbroker, secondhand dealer and jewelry and coin exchange dealer shall furnish to the Monroe County Sheriff all information requested by such agency relative to all records required to be kept under this chapter no later than 48 hours after receipt of any item covered by this chapter (generally herein, a "reportable transaction"). If any items composed wholly or in part of articles, jewelry or precious metals shall be advertised in any newspaper printed in the County of Monroe as having been lost or stolen, and if any items matching such advertised description or any part thereof shall be in or come into possession of any pawnbroker, secondhand dealer or jewelry and coin exchange dealer upon receiving actual written or oral notice of the similarity of description of such articles, such pawnbroker, secondhand dealer or jewelry and coin exchange dealer shall immediately give information relating thereto to the appropriate local law enforcement agency. No disposition of such items shall be effected until authorization to do so is given to such dealer by the appropriate local law enforcement agency.

Section 6. Section 384-9 of the Monroe County Code is hereby amended to include the following provision:

C. It shall further be the duty of every pawnbroker, secondhand dealer, or jewelry and coin exchange dealer to affix a tag to each article, jewelry or precious metal received or purchased by the dealer or otherwise in his or her possession. The tag will include the date and time of purchase of said article and will include a brief description of the article or a corresponding ticket number generated via the electronic reporting system required pursuant to this Section 384-9.

Section 7. Section 384-10 of the Monroe County Code is hereby amended as follows:

A. A pawnbroker, secondhand dealer, or jewelry and coin exchange dealer shall release to the Monroe County Sheriff's office any item in the ~~secondhand~~ dealer's possession if:

- (1) The item is established to be stolen;
- (2) The owner of the item or the victim of the theft has positively identified the item and provided an affidavit of ownership and made a report of the theft to a law enforcement agency;
- (3) The stolen property report describes the item by one or more of the following: date, initials, an insurance record, a photograph, a sales receipt, a serial number, specific damage, a statement of facts that show the item is one of a kind or a unique engraving; and
- (4) The ~~secondhand~~ dealer is given a receipt for the item released.

Section 8. Section 384-11 of the Monroe County Code is hereby amended as follows:

In addition to the ability to suspend or revoke a permit pursuant to Section 384-6(K), Any violation of the provisions of this chapter shall constitute an offense and shall be punished as follows:

A. Criminal Penalties. Any person, partnership, corporation or any other legal entity, violating the provisions of this chapter or knowingly failing to take action to prevent the violation of this chapter shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not to exceed \$200 for the first offense, \$1,000 for the second offense, and \$3,000 for each subsequent offense. Each such violation shall constitute a separate and distinct offense.

B. Any local law enforcement agency having jurisdiction shall have the authority, pursuant to New York State Criminal Procedure Law, to issue an appearance ticket subscribed by him/her directing a designated person to appear in a designated local criminal court at a designated future time in connection with the alleged violation of this chapter or any order made hereunder.

D. Civil Penalties. Any person in violation of this Chapter shall be liable for a civil penalty of not more than \$100 for the first offense, \$400 for a second offense, and \$600 for a third offense. The Monroe County's Sheriff's Office is authorized to compromise any civil penalty. All civil penalties and all fines collected hereunder shall be retained by the County of Monroe.

D. In addition to the above-provided penalties and punishment, the Monroe County Attorney also may maintain an action or proceeding in the name of the County in a court of competent jurisdiction to compel compliance with the provisions of this chapter or to restrain by injunction any offense against this chapter.

E. No remedy or penalty specified in this section shall be the exclusive remedy or penalty available to address the violation of the chapter, and each remedy or penalty specified in this section shall be in addition to, and not in substitution for or limitation of, the other remedies or penalties allowed under other applicable law.

BE. This chapter shall be enforced by any local law enforcement agency having jurisdiction.

Section 9. If any clause, sentence, paragraph, section or article of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such determination shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the proceeding in which such adjudication shall have been rendered.

Section 10. This local law shall take effect upon filing with the Secretary of State pursuant to Section 27 of the New York Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; August 21, 2023 – CV: 4-0
Public Safety Committee; August 22, 2023 – CV: 9-0
File No. 23-0272.I.L.

By Legislators McCabe and Dondorfer

Intro. No. 347

MOTION NO. 70 OF 2023

PROVIDING THAT LOCAL LAW (INTRO. NO. 346 OF 2023), AMENDING CHAPTER 384, ENTITLED “PAWNBROKERS, SECONDHAND DEALERS AND JEWELRY AND COIN EXCHANGE DEALERS”, BE TABLED

BE IT MOVED, that Local Law (Intro. No. 346 of 2023) Amending Chapter 384, entitled “Pawnbrokers, Secondhand Dealers and Jewelry and Coin Exchange Dealers” be tabled.

File No. 23-0272.LL

ADOPTION: Date: September 12, 2023

Vote: 28-0

By Legislators McCabe and Dondorfer

Intro. No. 348

RESOLUTION NO. 270 OF 2023

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 346 OF 2023) AMENDING CHAPTER 384, ENTITLED “PAWNBROKERS, SECONDHAND DEALERS AND JEWELRY AND COIN EXCHANGE DEALERS”

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 P.M. on the 10th day of October, 2023, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 346 of 2023) Amending Chapter 384, entitled “Pawnbrokers, Secondhand Dealers and Jewelry and Coin Exchange Dealers”.

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This local law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

File No. 23-0272.LL

ADOPTION: Date: September 12, 2023

Vote: 28-0

By Legislators Brew and Baynes

Intro. No. 349

MOTION NO. 71 OF 2023

**MOTION TO MOVE REMAINING AGENDA ITEMS AS A WHOLE EXCEPT FOR
ITEM NOS. 10, 17, 18, 19 AND 21**

Be It Moved, that the remaining agenda items, except for agenda items 10, 17, 18, 19 and 21, at the September 12, 2023 Full Legislature Meeting be moved as a whole and voted on simultaneously by casting a unanimous vote by the Legislature Body.

ADOPTION: Date: September 12, 2023 Vote: 28-0

By Legislators Smith and Delechanty

Intro. No. 350

MOTION NO. 72 OF 2023

PROVIDING THAT RESOLUTION (INTRO. NO. 318 OF 2023), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY LOCATED AT 650 BEAHAN ROAD IN TOWN OF CHILI AND AMENDING RESOLUTION 437 OF 1989 AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 318 of 2023), entitled "AUTHORIZING ACQUISITION OF PROPERTY LOCATED AT 650 BEAHAN ROAD IN TOWN OF CHILI AND AMENDING RESOLUTION 437 OF 1989 AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," be lifted from the table.

File No. 23-0234

ADOPTION: Date: September 12, 2023

Vote: 28-0

By Legislators Smith and Delchanty

Intro. No. 351

MOTION NO. 73 OF 2023

PROVIDING THAT RESOLUTION (INTRO. NO. 318 OF 2023), ENTITLED "AUTHORIZING ACQUISITION OF PROPERTY LOCATED AT 650 BEAHAN ROAD IN TOWN OF CHILI AND AMENDING RESOLUTION 437 OF 1989 AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY," BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 318 of 2023), entitled "AUTHORIZING ACQUISITION OF PROPERTY LOCATED AT 650 BEAHAN ROAD IN TOWN OF CHILI AND AMENDING RESOLUTION 437 OF 1989 AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY " be adopted.

File No. 23-0234

ADOPTION: Date: September 12, 2023

Vote: 28-0

By Legislators Smith and Delchanty

Intro. No. 318

RESOLUTION NO. 271 OF 2023

AUTHORIZING ACQUISITION OF PROPERTY LOCATED AT 650 BEAHAN ROAD IN TOWN OF CHILI AND AMENDING RESOLUTION 437 OF 1989 AMENDING LEASE AND OPERATING AGREEMENT WITH MONROE COUNTY AIRPORT AUTHORITY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to acquire the property at 650 Beahan Road from Justin Jerzak in an amount not to exceed \$212,000, and to execute all documents for the acquisitions of the property at 650 Beahan Road by contract, along with amendments for direct and consequential costs within the total capital fund(s) appropriation.

Section 2. Resolution 437 of 1989 is hereby amended to authorize the County Executive, or his designee, to amend the Lease and Operating Agreement with the Monroe County Airport Authority, to add the property commonly known as 650 Beahan Road, Town of Chili, County of Monroe, State of New York, at a rental price equal to the expense and annual debt service that Monroe County will incur to acquire the property.

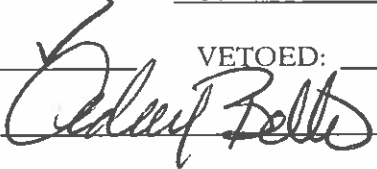
Section 3. Funding for this acquisition consistent with authorized uses, is included in capital fund 1869 and any capital fund(s) created for the same intended purpose.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; July 25, 2023 - CV: 11-0
File No. 23-0234

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____
SIGNATURE:  DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Keller and Smith

Intro. No. 352

RESOLUTION NO. 272 OF 2023

**AMENDING RESOLUTION 215 OF 2019, AS AMENDED BY RESOLUTION 315 OF 2022,
ACCEPTING ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF
HEALTH FOR TUBERCULOSIS PREVENTION AND CONTROL PROGRAM**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 215 of 2019, as amended by Resolution 315 of 2022, is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$1,032,734~~ \$1,151,680 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Tuberculosis Prevention and Control Program, for the period of April 1, 2019 through March 31, 2024.

Section 2. The 2023 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$118,949 into general fund 9300, funds center 5802020000, Tuberculosis Control Programs.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0257

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Adrian Balla DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

Added language is underlined
Deleted language is ~~stricken~~

By Legislators Keller and Smith

Intro. No. 353

RESOLUTION NO. 273 OF 2023

**AMENDING RESOLUTION 266 of 2019, AS AMENDED BY RESOLUTION 354 OF 2022,
ACCEPTING ADDITIONAL FUNDING FROM COLUMBIA UNIVERSITY AND EXTENDING
TIME PERIOD FOR HEALING COMMUNITIES STUDY PROGRAM**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 266 of 2019, as amended by Resolution 354 of 2022, is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$1,175,364~~ \$1,461,064 grant from, and to execute a contract and any amendments thereto with, Columbia University for the HEALing Communities Study Program, for the period of July 1, 2019 through March 31, ~~2023~~ 2024.

Section 2. The 2023 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$285,700 into general fund 9300, funds center 5809010000, Epidemiology and Disease Control.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0258

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____
SIGNATURE: *Ordey Belle* DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

Added language is underlined
Deleted language is ~~stricken~~

By Legislators Keller and Smith

Intro. No. 354

RESOLUTION NO. 274 OF 2023

ACCEPTING GRANT FROM HEALTH RESEARCH, INC. FOR STRENGTHENING INFRASTRUCTURE, WORKFORCE AND DATA SYSTEMS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$1,325,735 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc. for the Strengthening Infrastructure, Workforce and Data Systems Program for the period of December 1, 2022 through November 30, 2027.

Section 2. The 2023 operating budget of Department of Public Health is hereby amended by appropriating the sum of \$265,147 into general fund 9300, funds center 5801010000, Public Health Commissioner.

Section 3. The County Executive, or his designee, is hereby authorized to appropriate up to \$5,000,000 in additional restricted New York State Department of Health emergency placeholder funding upon approval by New York State.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments, and to enter into any amendments to extend the time period of the grant contract.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0259

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cedric Belts DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Keller and Smith

Intro. No. 355

RESOLUTION NO. 275 OF 2023

AUTHORIZING CONTRACT WITH TALLAVERA, LLC TO PROVIDE NURSING SERVICES FOR MONROE COUNTY DEPARTMENT OF PUBLIC HEALTH EARLY INTERVENTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract and any amendments thereto, with Tallavera, LLC, to provide nursing services for the Monroe County Department of Public Health Early Intervention Program in an amount not to exceed \$107,670 for the period of October 1, 2023 through September 30, 2024, with the option to renew for two (2) additional one-year terms in an amount not to exceed \$107,670 per year.

Section 2. Funding for this contract is included in the 2023 operating budget of the Department of Public Health, general fund 9300, funds center 5807010000, EI Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0260

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cedric Ballo DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Smith and Delchanty

Intro. No. 356

RESOLUTION NO. 276 OF 2023

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR FY2020 CYBER SECURITY GRANT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$50,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the FY2020 Cyber Security Grant Program for the period of October 1, 2022 through August 31, 2023.

Section 2. The 2023 operating budget of the Department of Information Services is hereby amended by appropriating the sum of \$50,000 into internal services fund 9020, funds center 1903010000, Information Services Operations.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0262

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____
SIGNATURE:  DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Johns and McCabe

Intro. No. 357

RESOLUTION NO. 277 OF 2023

CLASSIFICATION OF ACTION AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR DESIGNATION TO SERVE AS LEAD AGENCY, SALE OF COUNTY OWNED PROPERTY LOCATED ALONG CRITTENDEN ROAD IN TOWN OF BRIGHTON, STATE OF NEW YORK

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature determines that the sale of the following County owned tax foreclosure property located along Crittenden Road in the Town of Brighton is a Type I action.

<u>Parcel</u>	<u>Offeror</u>	<u>Offered Amount</u>
Pembroke Avenue TA # 148.14-4-8 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	\$180,000
Pembroke Avenue TA # 148.14-4-9 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-10 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-11 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-12 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-13 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-14 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-15 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	

Compton Park TA # 148.14-4-25 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-26 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-27 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-28 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-29 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-30 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-31 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-32 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-33 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-34 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-35 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-36 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-37 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604

Compton Park TA # 148.14-4-38 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-39 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-40 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-41 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-3 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-4 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-5 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-6 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-7 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-8 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-10 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-11 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-12 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604

Belaire Avenue TA # 148.15-1-13 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-14 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-15 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-16 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-17 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-18 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-19 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-20 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-21 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-27 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-28 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-29 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-30 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604

Belaire Avenue TA # 148.15-1-31 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-32 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-33 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-34 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-35 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-36 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Crittenden Road TA # 148.15-1-25 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	\$29,000
Crittenden Road TA # 148.15-1-26 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	\$29,000

Section 2. The Monroe County Legislature determines that Monroe County is hereby designated as Lead Agency.

Section 3. The Monroe County Legislature has reviewed and considered the Full Environmental Assessment Form dated July 21, 2023, and has considered the potential environmental impacts of the sale of County owned property along Crittenden Road located in the Town of Brighton pursuant to the requirements of State Environmental Quality Review Act and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof and determines that an environmental impact statement is not required.


Section 4. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution, and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 21, 2023 - CV: 7-0
File No. 23-0263

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:
SIGNATURE:  DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

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

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Sale of 30 +/- acres to Rochester Gas & Electric		
Project Location (describe, and attach a general location map): South of Crittendon Road		
Brief Description of Proposed Action (include purpose or need): RGE is seeking to purchase approximately 30 acres of land (55 separate tax map parcel numbers) from Monroe County (the Property). The Property is located adjacent to property owned by RGE and used for transmission purposes. The Property to be acquired may be used to potentially support substation and transmission upgrades in the future.		
Name of Applicant/Sponsor: Rochester Gas & Electric		Telephone:
		E-Mail:
Address: 3 City Center, 180 S. Clinton Ave		
City/PO: Rochester	State: NY	Zip Code: 14604
Project Contact (if not same as sponsor; give name and title/role): Jason Cronin		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, <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Planning Board or Commission		
c. City, Town or <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Referral to sell real property.	
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources. <ul style="list-style-type: none"> i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No iii. Is the project site within a Coastal Erosion Hazard Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 		

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part I 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If Yes, identify the plan(s): NYS Heritage Area, West Erie Canal Corridor	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, identify the plan(s):	

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?
Residential Large Lot

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? Rush-Henrietta School District

b. What police or other public protection forces serve the project site?
Brighton Police Department

c. Which fire protection and emergency medical services serve the project site?
West Brighton Fire Protection District

d. What parks serve the project site?
Lynch Woods Nature Park, Lehigh Valley Trail - Ext., Genesee Valley Park

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)? Sale of real property

b. a. Total acreage of the site of the proposed action? 30+/- acres
 b. Total acreage to be physically disturbed? 0 acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? RGE owns 66.27 acres

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

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) _____
 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

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

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

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

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

- Total number of structures _____
- Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
- Approximate extent of building space to be heated or cooled: _____ square feet

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

- Purpose of the impoundment: _____
- If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
- If other than water, identify the type of impounded/contained liquids and their source. _____
- Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
- Dimensions of the proposed dam or impounding structure: _____ height; _____ length
- 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:

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

- What is the total area to be dredged or excavated? _____ acres
- What is the maximum area to be worked at any one time? _____ acres
- What would be the maximum depth of excavation or dredging? _____ feet
- Will the excavation require blasting? Yes No
- 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:

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

If Yes, describe:

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

If Yes:

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

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

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

If Yes:

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

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

If Yes:

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

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

If Yes:

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

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

If Yes:

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

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

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

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

If Yes:

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

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

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

If Yes:

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

Yes No
 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:

- How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or _____ acres (impervious surface)
 _____ Square feet or _____ acres (parcel size)
- Describe types of new point sources. _____
- Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

 - If to surface waters, identify receiving water bodies or wetlands: _____
 - Will stormwater runoff flow to adjacent properties? Yes No

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

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

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

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

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

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

- 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
- In addition to emissions as calculated in the application, the project will generate:
 - _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 - _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 - _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 - _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 - _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 - _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within ½ 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: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ 	<p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____
--	---

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

If yes:

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

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

Describe: _____

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

If yes:

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

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

Describe: _____

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

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

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

If Yes:

i. Product(s) to be stored _____

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

iii. Generally, describe the proposed storage facilities: _____

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

If Yes:

i. Describe proposed treatment(s): _____

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

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

If Yes:

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

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

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

- Construction: _____
- Operation: _____

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

- Construction: _____
- Operation: _____

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

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

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

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No

If Yes: provide name and location of facility: _____

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

E. Site and Setting of Proposed Action

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

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

Urban Industrial Commercial Residential (suburban) Rural (non-farm)

Forest Agriculture Aquatic Other (specify): Recreational Park and Linear Trail

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces			
• Forested	15	15	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	15	15	0
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____			

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

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

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

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

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

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
If yes, provide DEC ID number(s): _____
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

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? greater than 30 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 %

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

<u>Alluvial deposits -- sand w/Cl & Silt</u>	<u>80</u> %
<u>Clay with some sand</u>	<u>20</u> %
_____	_____ %

d. What is the average depth to the water table on the project site? Average: >10 feet

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

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

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

h. Surface water features.

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

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

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

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

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

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

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

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

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

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

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

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

n. Does the project site contain a designated significant natural community? Yes No
 If Yes:
 i. Describe the habitat/community (composition, function, and basis for designation): _____

 ii. Source(s) of description or evaluation: _____
 iii. Extent of community/habitat:
 • Currently: _____ acres
 • Following completion of project as proposed: _____ acres
 • Gain or loss (indicate + or -): _____ acres

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

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

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

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

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

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

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

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
 If Yes:
 i. CEA name: Not named _____
 ii. Basis for designation: Environmentally sensitive _____
 iii. Designating agency and date: Agency: Rochester, City of, Date: 3-14-86 _____

<p>e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?</p> <p>If Yes:</p> <p>i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District</p> <p>ii. Name: _____</p> <p>iii. Brief description of attributes on which listing is based: _____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>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?</p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>g. Have additional archaeological or historic site(s) or resources been identified on the project site?</p> <p>If Yes:</p> <p>i. Describe possible resource(s): _____</p> <p>ii. Basis for identification: _____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource?</p> <p>If Yes:</p> <p>i. Identify resource: _____</p> <p>ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____</p> <p>iii. Distance between project and resource: _____ miles.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<p>i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?</p> <p>If Yes:</p> <p>i. Identify the name of the river and its designation: _____</p> <p>ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? _____</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <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 Patrick T. Gooch Date 2023.07.21

Signature  Title Senior Planner

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

Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community

B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas: West Erie Canal Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	Yes
E.2.j. [100 Year Floodplain]	Yes
E.2.k. [500 Year Floodplain]	Yes
E.2.l. [Aquifers]	No
E.2.n. [Natural Communities]	No

E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	Yes
E.3.d [Critical Environmental Area - Name]	Not named
E.3.d.ii [Critical Environmental Area - Reason]	Environmentally sensitive
E.3.d.iii [Critical Environmental Area – Date and Agency]	Agency:Rochester, City of, Date:3-14-86
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

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

Agency Use Only [If applicable]
 Project: Crittenden Road Property Sale
 Date: 07/11/2023

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

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

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

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

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

I. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater
 The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer.
 (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)
If "Yes", answer questions a - h. If "No", move on to Section 5.

NO YES

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

5. Impact on Flooding
 The proposed action may result in development on lands subject to flooding.
 (See Part 1. E.2)
If "Yes", answer questions a - g. If "No", move on to Section 6.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air The proposed action may include a state regulated air emission source. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.f., D.2.h, D.2.g) If "Yes", answer questions a - f. If "No", move on to Section 7.			
	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.) <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES If "Yes", answer questions a - j. If "No", move on to Section 8.			
	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: _____	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 checked="" 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 checked="" type="checkbox"/> NO	<input 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 type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

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

d. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input 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 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 type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
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>			
	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		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
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>			
	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. <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES (See Part 1. D.2.j) <i>If "Yes", answer questions a - f. If "No", go to Section 14.</i>			
	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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy The proposed action may cause an increase in the use of any form of energy. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.k) <i>If "Yes", answer questions a - e. If "No", go to Section 15.</i>			
	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. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.m., n., and o.) <i>If "Yes", answer questions a - f. If "No", go to Section 16.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input type="checkbox"/>	<input type="checkbox"/>

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

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

17. Consistency with Community Plans The proposed action is not consistent with adopted land use plans. (See Part I. C.1, C.2. and C.3.) <i>If "Yes", answer questions a - h. If "No", go to Section 18.</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'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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

PRINT FULL FORM

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

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

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

Reasons Supporting This Determination:

To complete this section:

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

This action is for the sale of 55 parcels totaling approximately 30+/- acres. This property sale is adjacent to, or substantially contiguous to, the Lehigh Valley Trail Ext. running north/south from the Erie Canal to the Monroe County owned Lehigh Valley Trail running east/west and the Town of Brighton's Lynch Woods Nature Park. Additionally, the Monroe County owned and managed Genesee Valley Park and Genesee Valley Golf Course is approximately 466+/- feet from this action.

On Part 2 of the FEAF, question #7 indicated that the proposed action may result in a loss of flora or fauna. Currently, these parcels are largely undeveloped. The sale of the parcels may result in development which may cause a loss of flora and fauna on site as the property "will potentially support future substation and transmission upgrades that are in development at this time." Substation and Transmission upgrades may result in clear cutting, filling, and ongoing maintenance to vegetation to the site. The site is not known to host rare, threatened, or endangered species as listed by New York State or the federal government; any species of special concern or conservation need or any habitat used by the same, as listed by New York State or the federal government. Accordingly, it is not anticipated that any loss of flora or fauna will have no or small impact to the environment.

Question #7(d), Impact on Transportation indicated the proposed action may result in a change to existing transportation systems. The Lehigh Valley Trail Ext. is a non-motorized trail that connects cyclists, pedestrians, and hikers to portions of the City of Rochester and the Town's of Brighton and Henrietta. By connections to other existing trails or mixed use paths, users can connect with many Monroe County communities via the Erie Canal Trail, Lehigh Valley Trail, Auburn Trail, Lake Ontario State Parkway Trail, the Genesee Riverway Trail, the Genesee Greenway Trail, and others. Accordingly, "future substation and transmission upgrades that are in development at this time" may impact the user experience, due to temporary construction debris, delay, or permanent change due to land use changes from forested and early-successional vegetation to developed or commercial land uses. Although, this sale may lead to potential substation and transmission upgrades that may impact the Lehigh Valley Trail the impact is expected to be small and/or temporary in nature.

Question #17, Consistency with Community Plans indicated that the potential development of these parcels for commercial or industrial use is not consistent with the adopted land use plans of the Town of Brighton. The majority of parcels are currently zoned Residential Large Lot (RLL) and future land use maps from "Envision Brighton 2028 - Comprehensive Plan" identify that this area, potentially parcels a part of this sale are identified as Town Parks and Open Space. Specifically, question 17(g) indicates that the proposed action may induce secondary impacts such as clearing of trees and vegetation, access roads, and commercial development in an area currently zoned residential large lot and proposed in a future land use map as Town Parks and Open Space. Although the area is envisioned as Town Park and Open Space, substations and transmission lines for utilities are ubiquitous in Monroe County and the Town of Brighton and are often intermixed into residential, rural, suburban, and commercial land uses. The development of such, may have small impacts to the community and be inconsistent with community plans, however these impacts may be further ameliorated by buffers, barriers, and site design that allow utilities or industrial uses to fit in to existing land uses or be in close proximity to dissimilar land uses.

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
Monroe County's Geographic Information Services (GIS) and data sets from the Genesee Transportation Council (GTC), New York State, the Federal Government, and other publicly available datasets.

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Monroe County _____ as lead agency that:

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

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

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

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

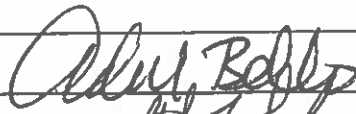
Name of Action: Crittenden Road Property Sale

Name of Lead Agency: Monroe County

Name of Responsible Officer in Lead Agency: Adam J. Bello

Title of Responsible Officer: County Executive

Signature of Responsible Officer in Lead Agency:



Date: 9/19/2023

Signature of Preparer (if different from Responsible Officer)



Date: 07/11/2023

For Further Information:

Contact Person: Monroe County

Address: 39 West Main Street, Rochester, NY

Telephone Number: 753-1000

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>

PRINT FULL FORM

By Legislators Smith and Delchanty

Intro. No. 358

RESOLUTION NO. 278 OF 2023

AUTHORIZING SALE OF COUNTY OWNED PROPERTY LOCATED ALONG CRITTENDEN ROAD IN TOWN OF BRIGHTON, STATE OF NEW YORK

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to enter into a contract with the below referenced offeror, to sell the real property identified by the following tax account numbers 148.14-4-8, 148.14-4-9, 148.14-4-10, 148.14-4-11, 148.14-4-12, 148.14-4-13, 148.14-4-14, 148.14-4-15, 148.14-4-25, 148.14-4-26, 148.14-4-27, 148.14-4-28, 148.14-4-29, 148.14-4-30, 148.14-4-31, 148.14-4-32, 148.14-4-33, 148.14-4-34, 148.14-4-35, 148.14-4-36, 148.14-4-37, 148.14-4-38, 148.14-4-39, 148.14-4-40, 148.14-4-41, 148.15-1-3, 148.15-1-4, 148.15-1-5, 148.15-1-6, 148.15-1-7, 148.15-1-8, 148.15-1-10, 148.15-1-11, 148.15-1-12, 148.15-1-13, 148.15-1-14, 148.15-1-15, 148.15-1-16, 148.15-1-17, 148.15-1-18, 148.15-1-19, 148.15-1-20, 148.15-1-21, 148.15-1-27, 148.15-1-28, 148.15-1-29, 148.15-1-30, 148.15-1-31, 148.15-1-32, 148.15-1-33, 148.15-1-34, 148.15-1-35, 148.15-1-36, 148.15-1-25, 148.15-1-26, and to execute all documents necessary for the conveyance, for the purchase price set forth below.

<u>Parcel</u>	<u>Offeror</u>	<u>Offered Amount</u>
Pembroke Avenue TA # 148.14-4-8 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	\$180,000
Pembroke Avenue TA # 148.14-4-9 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-10 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-11 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-12 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-13 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Pembroke Avenue TA # 148.14-4-14 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	

Pembroke Avenue TA # 148.14-4-15 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-25 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-26 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-27 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-28 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-29 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-30 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-31 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-32 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-33 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-34 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-35 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Pembroke Avenue TA # 148.14-4-36 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604

Pembroke Avenue TA # 148.14-4-37 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-38 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-39 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-40 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.14-4-41 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-3 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-4 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-5 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-6 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-7 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-8 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-10 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Compton Park TA # 148.15-1-11 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604

Compton Park TA # 148.15-1-12 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-13 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-14 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-15 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-16 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-17 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-18 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-19 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-20 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-21 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-27 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-28 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604
Belaire Avenue TA # 148.15-1-29 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604



Belaire Avenue TA # 148.15-1-30 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-31 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-32 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-33 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-34 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-35 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Belaire Avenue TA # 148.15-1-36 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	
Crittenden Road TA # 148.15-1-25 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	\$29,000
Crittenden Road TA # 148.15-1-26 Town of Brighton	Rochester Gas and Electric Corp 3 City Center, 180 S. Clinton Ave Rochester, New York 14604	\$29,000

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0264

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED:  VETOED: _____
SIGNATURE:  DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Johns and Smith

Intro. No. 359

RESOLUTION NO. 279 OF 2023

ACCEPTING MUNICIPAL WASTE REDUCTION AND RECYCLING GRANT-IN-AID FROM NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR MUNICIPAL WASTE REDUCTION AND/OR RECYCLING PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$106,592 Municipal Waste Reduction and Recycling Grant-In-Aid from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation, for a Municipal Waste Reduction and/or Recycling Project for the period of January 1, 2023 through December 31, 2023.

Section 2. Funding for this grant, along with 50% matching requirement is included in the 2023 operating budget of the Department of Environmental Services, fund 9009, funds center 8201010000, Solid Waste Administration.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; August 21, 2023 - CV: 7-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0265

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____
SIGNATURE: Cedric Belton DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Johns and Smith

Intro. No. 360

RESOLUTION NO. 280 OF 2023

ACCEPTING TWO GRANTS FROM NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR CLIMATE SMART COMMUNITIES FOR CLIMATE VULNERABILITY ASSESSMENT AND CLIMATE ADAPTATION PLAN

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$75,000 grant from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for the Climate Vulnerability Assessment.

Section 2. The County Executive, or his designee, is hereby authorized to accept a \$100,000 grant from, and execute a contract and any amendments thereto with, the New York State Department of Environmental Conservation for the Climate Adaptation Plan.

Section 3. The 2023 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of \$175,000 into general fund 9300, funds center 8301020000 Climate Initiatives.

Section 4. The 2023 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of \$175,000 of general fund committed fund balance into general fund 9001, funds center 8301020000 Climate Initiatives.

Section 5. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 6. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 7. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 21, 2023 - CV: 7-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0266

ADOPTION: Date: September 12, 2023

Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE: *Orlando Bellis* DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Dondorfer and Smith

Intro. No. 361

RESOLUTION NO. 281 OF 2023

EXTENDING PROVISIONS OF SECTION 89-P OF NEW YORK STATE RETIREMENT AND SOCIAL SECURITY LAW TO MEMBERS EMPLOYED AS DEPUTY SHERIFF-CIVIL IN COUNTY OF MONROE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to Section 89-x of the New York State Retirement and Social Security Law, the Monroe County Legislature hereby authorizes the extension of the provisions of Section 89-p of the New York State Retirement and Social Security Law to those members employed as deputy sheriff-civil in Monroe County.

Section 2. Funding for this action is included in the 2023 operating budget of the Sheriff's Office, general fund 9001, funds center 3802010000, Civil Bureau, and will be requested in future years' budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0267

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE:  DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Smith and Delehanty

Intro No. 362

RESOLUTION NO. 282 OF 2023

REMOVING 5 FLINT STREET AND 15 FLINT STREET FROM IN REM ACTION 147 (INDEX NO. E2023003207)

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislator hereby approves the Director of Finance to remove 5 Flint Street, Rochester New York 14607 (Tax ID Number 121.77-1-10.001) and 15 Flint Street, Rochester, New York 14607 (Tax ID Number 121.77-1-11) from In Rem Action 147 (Index No. E2023003207) in accordance with §635-9 of the Monroe County Code because the parcels are known hazardous waste sites.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 22, 2023 – CV: 11-0
File No. 23-0271

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Orday Belts* DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Dondorfer and Smith

Intro. No. 363

RESOLUTION NO. 283 OF 2023

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR IMPLEMENTATION OF COMPONENTS OF ACTION PLAN ADDRESSING RACIAL AND ETHNIC DISPARITIES IN YOUTH JUSTICE SYSTEM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$50,000 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for implementation of components of a plan to address racial and ethnic disparities in the youth justice system for the period of June 1, 2022 through May 31, 2024.

Section 2. The 2023 operating budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of \$50,000 into general fund 9300, funds center 2403020100, Juvenile Services Family Division.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 22, 2023 - CV: 9-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0261

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____
SIGNATURE: *Cedric Belton* DATE: 9/19/2023
EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Dondorfer, Johns, and Smith

Intro. No. 364

RESOLUTION NO. 284 OF 2023

**AMENDING 2023-2028 CAPITAL IMPROVEMENT PROGRAM TO ADD PROJECT ENTITLED
“CDC ANNEX – MOD B RENOVATION”**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The 2023-2028 Capital Improvement Program is hereby amended to add a project entitled “CDC Annex – Mod B Renovation” in the amount of \$1,000,000.

Section 2. Funding for this project, consistent with authorized uses, will be included in the capital fund to be created and any other capital fund(s) created for the same intended purpose.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 22, 2023 - CV: 9-0

Environment and Public Works Committee; August 21, 2023 - CV: 7-0

Ways and Means Committee; August 22, 2023 - CV: 11-0

File No. 23-0268

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE:  DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Dondorfer, Johns and Smith

Intro. No. 365

RESOLUTION NO. 285 OF 2023

BOND RESOLUTION DATED SEPTEMBER 12, 2023

RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE CDC ANNEX - MOD B RENOVATION, IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$1,000,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF **NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH** OF THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the object or purpose of financing the cost of the renovation of Mod B at the Children's Detention Center Annex in the Town of Brighton, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued \$1,000,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose is twenty-five (25) years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$1,000,000, and the plan for the financing thereof is by the issuance of \$1,000,000 bonds of said County herein authorized; provided, however, that to the extent any state and/or federal aid and/or grant and/or gift is received for the aforesaid purpose, the County Executive, or his designee, is hereby authorized to accept and shall use such funds to redeem any outstanding indebtedness incurred for such purpose or apply it, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance - Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance - Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance - Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance - Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance - Chief Financial Officer may, in the event it is determined to issue

variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance - Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance – Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance - Chief Financial Officer. The Director of Finance - Chief Financial Officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance - Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution, may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and
an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to publish this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner prescribed by Section 81.00 of the Local Finance Law.

Public Safety Committee; August 22, 2023 - CV: 9-0
Environment and Public Works Committee; August 21, 2023 - CV: 7-0
Ways and Means Committee; August 22, 2023 - CV: 11-0
File No. 23-0268.br

ADOPTION: Date: September 12, 2023 Vote: 28-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Cedric Bello* DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

By Legislators Smith and Delchanty

Intro. No. 366

RESOLUTION NO. 286 OF 2023

AUTHORIZING VARIOUS BUDGET APPROPRIATIONS TRANSFERS RELATED TO 2023 OPERATING BUDGET

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislator hereby authorizes various budget appropriations transfers related to the 2023 operating budget in accordance with the attachment hereto.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 22, 2023 - CV: 9-2
File No. 23-0269

ADOPTION: Date: September 12, 2023

Vote: 22-6

*(Legislators Barnhart, Burgess, Delvecchio Hoffman, Frazier, Vazquez
Simmons and LaMar Voted in the Negative.)*

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Orday Zella* DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023

2023 3RD QUARTER REALLOCATION ADDENDUM

FD	DEP	DP NAME	FUND CENTER	FC NAME	CI	TO	FROM
1957	80	TRANSPORTATION	8002040000	ROAD MAINTENANCE	NA	\$ 2,193,247	
1959	80	TRANSPORTATION	8002040000	ROAD MAINTENANCE	NA	\$ 3,300,000	
1799	25	DISTRICT ATTORNEY	2501010000	CENTRAL ADMINISTRATION	NA	\$ 282	
9001	12	FINANCE DEPARTMENT	1209020000	COUNTY GENERAL	Cash		\$ 5,493,509
1874	80	TRANSPORTATION	8002010000	ROAD MAINTENANCE	NA	\$ 97,906	
1887	80	TRANSPORTATION	8002010000	ROAD MAINTENANCE	NA	\$ 34,191	
9002	80	TRANSPORTATION	8001010000	DOT ADMIN/PLANNING	Cash		\$ 132,097
				CAPITAL FUND TOTAL		\$ 5,625,606	\$ 5,625,606
9001	17	HUMAN RESOURCES	1701010000	HR -CIVIL SERVICE SUPPORT	504320	\$ 235,285	
9001	17	HUMAN RESOURCES	1703010000	EMPLOYMENT SUPPORT SVCS	504320	\$ 82,341	
9001	17	HUMAN RESOURCES	1703010000	EMPLOYMENT SUPPORT SVCS	504320	\$ 180,000	
9001	58	PUBLIC HEALTH	5804010000	FORENSIC PATH/ADMIN	505040	\$ 110,000	
9001	74	VETERANS SERVICE AGENCY	7401010000	VETERANS SVC	501000	\$ 50,000	
9001	88	PARKS	8804010000	SENECA ZOO ADMIN	504800	\$ 28,000	
9001	88	PARKS	8804010000	SENECA ZOO ADMIN	504205	\$ 8,000	
9001	88	PARKS	8804010000	SENECA ZOO ADMIN	505055	\$ 90,000	
9001	88	PARKS	8804010000	SENECA ZOO ADMIN	505070	\$ 10,000	
9001	88	PARKS	8808010000	GOLF COURSE - ADMINISTRATION	504265	\$ 10,000	
9001	88	PARKS	8808010000	GOLF COURSE - ADMINISTRATION	504376	\$ 5,000	
9001	88	PARKS	8808010000	GOLF COURSE - ADMINISTRATION	505015	\$ 30,000	
9001	88	PARKS	8808010000	GOLF COURSE - ADMINISTRATION	505120	\$ 40,000	
9001	88	PARKS	8802010000	PARKS OP ADMIN	501000	\$ 130,000	
9001	88	PARKS	8802010000	PARKS OP ADMIN	501005	\$ 200,000	
9001	88	PARKS	8803010000	SUPPORT SVC ADMIN	501000	\$ 55,000	
9001	88	PARKS	8803010000	SUPPORT SVC ADMIN	501005	\$ 80,000	
9001	88	PARKS	8808010000	GOLF COURSE - ADMINISTRATION	501000	\$ 130,000	
9001	88	PARKS	8808010000	GOLF COURSE - ADMINISTRATION	501005	\$ 205,000	
9001	12	FINANCE DEPARTMENT	1209030000	TRF TO OTHER FUNDS	509035	\$ 180,000	
9001	51	HUMAN SERVICES	5110010000	SAFETY NET ASSIST	504400		\$ 1,858,626
				GENERAL FUND TOTAL		\$ 1,858,626	\$ 1,858,626
9002	80	TRANSPORTATION	8002040000	ROAD MAINTENANCE	503000	\$ 180,000	
9002	80	TRANSPORTATION	8001010000	DOT-ADMIN/PLANNING	412000	\$ (180,000)	
				ROAD FUND TOTAL		\$ -	\$ -
				GRAND TOTAL		\$ 7,484,232	\$ 7,484,232

By Legislators Smith and Delehanty

Intro. No. 367

RESOLUTION NO. 287 OF 2023

AUTHORIZING CONTRACT WITH NEXSTAR MEDIA INC. FOR ANNUAL DIGITAL ADVERTISING PACKAGE FOR RECRUITMENT AND COMMUNITY ENGAGEMENT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Nexstar Media Inc. doing business locally as WROC News Channel 8 (WROC), for an annual digital advertising package for recruitment and community engagement in an amount not to exceed \$30,000 for the period of October 15, 2023 through October 14, 2024, with the option to renew for two (2) additional one-year terms in an amount not to exceed \$30,000 for each renewal term.

Section 2. Funding for this contract is included in the 2023 operating budget of the Sheriff's Office, general fund 9001, funds center 3800601000, Staff Services Administration, and will be requested in future years budgets.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 23-0273

ADOPTION: Date: September 12, 2023

Vote: 27-1

(Legislator Delvecchio Hoffman Voted in the Negative.)

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: *Ordey Belts* DATE: 9/19/2023

EFFECTIVE DATE OF RESOLUTION: 9/19/2023