

By Legislators McCabe and Johns

Intro. No. _____

RESOLUTION NO. _____ OF 2022

CLASSIFICATION OF ACTION, DESIGNATION OF INTENT TO SERVE AS LEAD AGENCY, AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR CREATION OF AN ADA ACCESSIBLE CANOE AND KAYAK LAUNCH AT CHURCHVILLE PARK

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

Section 1. The Monroe County Legislature determines that the creation of an ADA accessible canoe and kayak launch at Churchville Park is an Unlisted action.

Section 2. Monroe County is hereby designated as Lead Agency for a coordinated review of the project.

Section 3. The Monroe County Legislature has reviewed and considered the Short Environmental Assessment Form dated July 18, 2022 and has considered the potential environmental impacts of the creation of an ADA accessible canoe and kayak launch 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 22, 2022 - CV: 7-0
File No. 22-0270

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

80.2

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

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

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

| | | | |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------------------------|--------------------------------------------------------------|
| Part 1 - Project and Sponsor Information | | | |
| Monroe County Parks Department | | | |
| Name of Action or Project: | | | |
| Installation of an ADA Accessible Canoe / Kayak Launch | | | |
| Project Location (describe, and attach a location map): | | | |
| The Project is located off of Park Road within Churchville Park in the Village of Churchville. | | | |
| Brief Description of Proposed Action: | | | |
| The project consists on one location located off of Park Rd., within Churchville Park in the Village of Churchville. The project seeks to install an ADA accessible canoe / kayak launch at the existing canoe kayak launch thus allowing individuals with differing needs the ability to enter and exit the Black Creek. The existing conditions on site are a denuded shoreline where patrons launch and retrieve their canoe / kayaks on Black Creek, a Class B waterbody | | | |
| Name of Applicant or Sponsor: | | Telephone: 585-753-7279 | |
| Monroe County - Robert W. Kiley, Deputy Director | | E-Mail: robertkiley@monroecounty.gov | |
| Address: | | | |
| 171 Reservoir Rd | | | |
| City/PO: | | State: | Zip Code: |
| Rochester | | NY | 14620 |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? | | | |
| If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. | | | |
| | | | NO YES |
| | | | <input checked="" type="checkbox"/> <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other government Agency? | | | |
| If Yes, list agency(s) name and permit or approval: Environmental permitting from NYS-DEC, USACE | | | |
| | | | NO YES |
| | | | <input type="checkbox"/> <input checked="" type="checkbox"/> |
| 3. a. Total acreage of the site of the proposed action? _____ 0.1 acres | | | |
| b. Total acreage to be physically disturbed? _____ 0.1 acres | | | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 792.50 acres | | | |
| 4. Check all land uses that occur on, are adjoining or near the proposed action: | | | |
| <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (Specify) <input checked="" type="checkbox"/> Parkland | | | |

| | | | | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-------------------------------------|-------------------------------------|--------------------------|
| 5. Is the proposed action: | | NO | YES | N/A |
| a. A permitted use under the zoning regulations? | | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Consistent with the adopted comprehensive plan? | | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Is the proposed action consistent with the predominant character of the existing built or natural landscape? | | NO | YES | |
| | | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? | | NO | YES | |
| If Yes, identify: _____ | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 8. a. Will the proposed action result in a substantial increase in traffic above present levels? | | NO | YES | |
| b. Are public transportation services available at or near the site of the proposed action? | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action? | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 9. Does the proposed action meet or exceed the state energy code requirements? | | NO | YES | |
| If the proposed action will exceed requirements, describe design features and technologies: _____ | | <input type="checkbox"/> | <input type="checkbox"/> | |
| N/A | | | | |
| 10. Will the proposed action connect to an existing public/private water supply? | | NO | YES | |
| If No, describe method for providing potable water: _____ | | <input type="checkbox"/> | <input type="checkbox"/> | |
| N/A | | | | |
| 11. Will the proposed action connect to existing wastewater utilities? | | NO | YES | |
| If No, describe method for providing wastewater treatment: _____ | | <input type="checkbox"/> | <input type="checkbox"/> | |
| N/A | | | | |
| 12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? | | NO | YES | |
| | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? | | NO | YES | |
| b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? | | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ | | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| The Project is located in NYS Wetland RG-14 and Federal Wetland R2UBH. The project will disturb 0.01 acres currently denuded shrubland to advance the project. All Work will be in accordance with the permit requirements. | | | | |

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☒ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☒ Wetland ☐ Urban ☐ Suburban

15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?

| | NO | YES |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|-------------------------------------|
| 16. Is the project site located in the 100-year flood plan? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| a. Will storm water discharges flow to adjacent properties? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

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

Applicant/sponsor/name: Ronald W. Killey Date: 7/18/2022

Signature: [Signature] Title: Deputy Director of Monroe County Parks

PRINT FORM

20.5

Agency Use Only (If applicable)

Project: _____
Date: _____

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

Part 2 is to be completed by the Lead Agency.

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

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

PRINT FORM

20.6

Agency Use Only (If applicable)

Project: _____
Date: _____

Short Environmental Assessment Form Part 3 Determination of Significance

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

The project seeks to install an ADA accessible canoe / kayak launch at the existing boat launch at Churchville Park. The floating dock will be installed and removed seasonally allowing individuals with differing needs the ability to enter and exit Black Creek. At the project location, Black Creek (ONT-117-19) is a protected Class B waterbody. Further the project is proposed within NYS-DEC Wetland RG-14 and USFWS Wetland R2UBH. Environmental permitting from the NYS- Department of Environmental Conservation (DEC) and United States Army Corps of Engineers (USACE) will be required to ensure that the project will be sited in a way to ensure environmental stewardship on site while providing access to the general public. It is anticipated that the NYS - DEC will take jurisdiction on the project, with 401 Water Quality Certification, disturbance of the bed and banks of protected waterbody, and temporary construction within a regulated wetland permitting being necessary to advance the project. The USACE will also be consulted as a result of this project with nationwide 404 permitting being needed as there is a potential fill within a navigable waters and work within the USFWS wetland. The project will disturb the bed and banks of the waterbody and thus erosion and sediment control must be utilized to mitigate any adverse impacts to the waterbody. At project completion, the shoreline will be vegetated, a condition that today is absent due to use. Therefore, there would be no significant impacts to land. During construction it is anticipated that the bed of the Black Creek will be disturbed. To ensure that those suspended sediments does not impact downstream, a turbidity curtain will be used. Therefore, there would be no significant impact to waterbodies. The NYS-DEC Environmental Resource Mapper was reviewed and there were no listed species noted. Work will occur within the wetland and wetland buffer, thus there will be an emphasis on replanting the existing denuded and disturbed shoreline area with native wetland plants. This effort will afford a long term sustainable vegetation plan, potentially eliminating sources of sediment transport to the waterbody while also improving the wetland flora and fauna diversity. The re-vegetation of this area is a net positive to the environment. As a result of the aforementioned, there are no significant impacts to flora/fauna anticipated.

- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- ☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Monroe County

Name of Lead Agency

7-18-2022

Date

Adam J Bello

County Executive

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

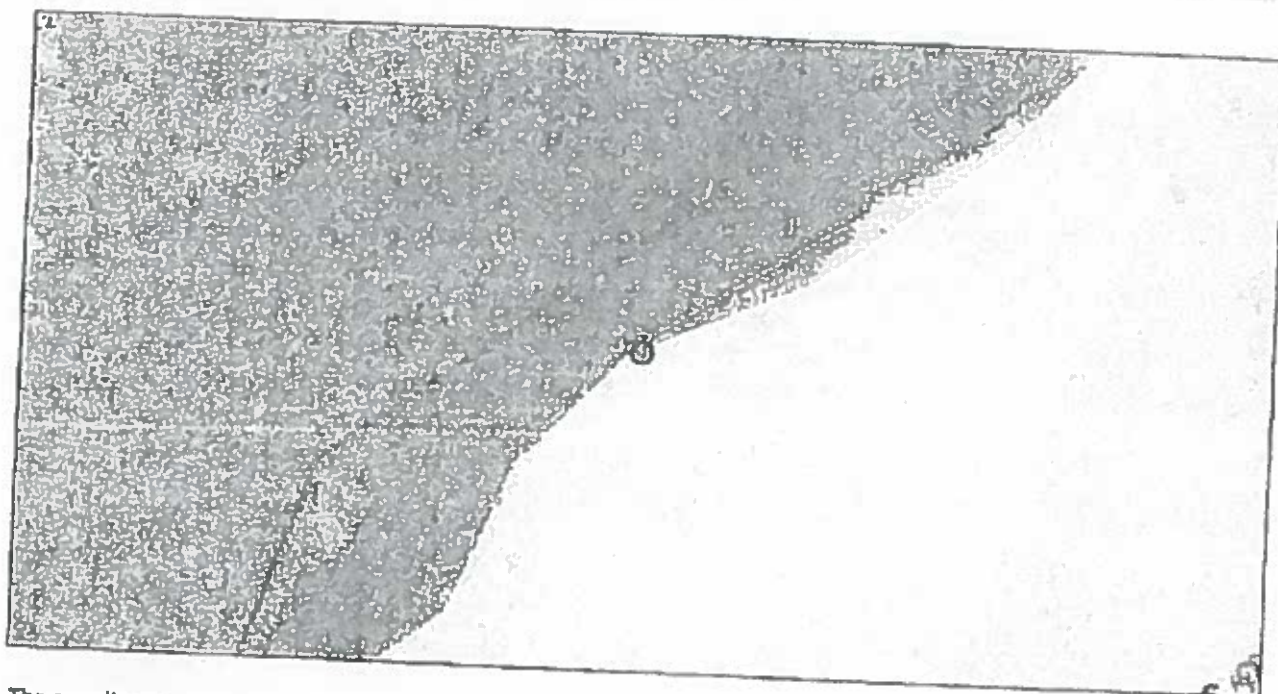
Signature of Preparer (if different from Responsible Officer)

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7/15/22, 3:25 PM

Environmental Resource Mapper Information

Environmental Resource Mapper



The coordinates of the point you clicked on are:

| | | |
|--------------------|-------------------------------|-----------------------------|
| UTM 18 | Easting: 264491.4529369256 | Northing: 4776623.226958932 |
| Longitude/Latitude | Longitude: -77.89426691533372 | Latitude: 43.10574432973323 |

The approximate address of the point you clicked on is:
Park Road Ext, Churchville, New York, 14428

County: Monroe
Town: Riga
USGS Quad: CHURCHVILLE

Click on the point to view details (Not displayed on the map)

Common Name: Blackchin Shiner
Scientific Name: *Notropis heterodon*
Date Last Documented: 1948-10-29
Location: Black Creek Churchville
NYS Protected: Unlisted

Click on the point to view details (Not displayed on the map)

ID: RG-14
Class: 1
Size (Acres): 101

This location is in the vicinity of one or more Regulated Freshwater Wetlands

National Wetlands Inventory

Attribute: R2U8H

Type: Riverine

Acres: 1672.468639649

For more information about the National Wetlands Inventory wetlands visit [https://www.dec.ny.gov/land/10000.htm](#)

If your project or action is within or near an area with a rare animal, a permit may be required if the species is listed as endangered or threatened and the department determines the action may be harmful to the species or its habitat.

If your project or action is within or near an area with rare plants and/or significant natural communities, the environmental impacts may need to be addressed.

The presence of a unique geological feature or landform near a project, unto itself, does not trigger a requirement for a NYS DEC permit. Readers are advised, however, that there is the chance that a unique feature may also show in another data layer (ie. a wetland) and thus be subject to permit jurisdiction.

Please refer to the "Need a Permit?" tab for permit information or other authorizations regarding these natural resources.

Disclaimer: If you are considering a project or action in, or near, a wetland or a stream, a NYS DEC permit may be required. The Environmental Resources Mapper does not show all natural resources which are regulated by NYS DEC, and for which permits from NYS DEC are required. For example, Regulated Tidal Wetlands, and Wild, Scenic, and Recreational Rivers, are currently not included on the maps.

Environmental Assessment Report

Park Rd

| | |
|---------------------------------------------------|-------------------|
| Project Name | |
| Parcel Address | N/A |
| Tax Parcel ID # | N/A N/A |
| <input checked="" type="checkbox"/> Sewer Service | SERVICED BY |
| <input checked="" type="checkbox"/> Water Service | SERVICED BY |
| Acreage | N/A |
| Owner Name | N/A |
| Latitude N/A | |
| Longitude N/A | |
| Census Tract 150 | TAZ 3803300000284 |

☐ Agricultural District

☐ Western Agricultural District

☐ Eastern Agricultural District

Soils Type W

☐ Hydric Soils on Site?

☐ Steep Slope

☐ Aquifer on Site

Type N/A

☐ Aquifer near Site

Type N/A

☐ Stream on Site?

☐ Protected stream on site?

☐ Non-Protected stream on site?

Name of Stream N/A

Stream Classification N/A

☐ Within 500' of Barge Canal?

☒ Drainage Basin

Basin Name Black Creek

☒ Adjacent to County Park?

Name of Park Churchville Park

☐ Pedestrian or bike routes on site?

Trail Use N/A

☐ Site within half mile of bus route?

☒ Site within NYS DEC Wetland?

Type RG-14

☐ Site within 100' of NYSDEC Wetland? Type N/A

☐ Federal Wetland Type N/A

☐ 100 Year Floodplain

☐ 500 Year Floodplain

☒ Floodway

☐ Coastal Erosion Area

☐ CEA on site?

CEA Name N/A

Basis for Designation N/A

Designating Agency N/A

Date of Designation N/A

☐ CEA adjacent to site?

CEA Name N/A

Basis for Designation N/A

Designating Agency N/A

Date of Designation N/A

☐ Woodlot within site?

☐ Hazardous Waste Site on site?

☐ Is it a Remediation Site?

Name of Hazardous Waste Site N/A

Type of waste on site N/A

☐ Site adjacent to Hazardous Waste Site?

Name of Hazardous Waste Site N/A

Type of waste on site N/A

☐ Within 2000' of Remediation Site?

Site Name N/A

Type of waste on site N/A

☐ National Historic Area on site?

Name of Site N/A

☐ National Historic Area adjacent to site?

Name of Site N/A

☐ Natural Community on site?

Name of Community N/A

☐ Site within airport boundary?

☐ Site within one mile of airport?

☐ Site within seven miles of airport?

☐ Site within RPZ?

☐ Site within Noise Impact Area?

Fire District Name: Ridge Fire Protection District

EMS Service Area: Churchville Fire Dept Ambulance (Monroe Ambulance, M-F 8am-8pm)

Police Service Area: Monroe County Sheriff

School District: CHURCHVILLE-CHILJ

☒ Within 500' of Municipal Boundary? Municipality: Village of Churchville

NYS Historic Area: West Erie Canal Corridor

NYS Heritage Area West Erie Canal Corridor

[illegible]