Evans Town Board

At a Regular Meeting of the Town Board of the Town of Evans, held at the Evans Town Hall, 8787 Erie Road, Angola New York there were:

PRESENT:	Jeanne Macko	Councilman
	Michael Schraft	Councilman
	Mary Hosler	Supervisor
ALSO PRESENT:	Lynn M. Krajacic	Town Clerk
	Sean Beiter	Counsel to the Town of Evans
	Bill Smith	Director of Planning & Community Development
	Ed Michalski	Highway Superintendent

RESOLUTION 2019 #370 Approve Minutes

Supervisor Hosler moved and Councilman Schraft seconded that the reading of the minutes of the meeting of August 21, 2019 be dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

Communications

William Smith, Director of Planning & Community Development RE: Minor Subdivision Review dividing a 102.32± acre parcel on Hardpan Road, known as SBL# 251.00-4-12.1, to create an 72.32± acre parcel on Hardpan Road, and a 30.0± acre portion to be annexed to an adjacent parcel at 864 Cain Road, known as SBL# 251.00-4-20, to form a 54.10± acre parcel. Petitioner: Joseph C. Mascio, 9870 Hardpan Road, Angola, NY 14006

RESOLUTION 2019 #371 SEQR Lead Agency

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, minor subdivisions are unlisted SEQR actions, and

WHEREAS, the Town Board of the Town of Evans desires the Town of Evans to be the Lead Agency for the SEQR process:

WHEREAS, the Town has completed a short Environmental Assessment Form for this action, and

WHEREAS, in a letter dated August 23, 2019, the Town of Evans Minor Subdivision Review Committee has recommended a negative declaration regarding the SEQR process for the

Joseph C. Mascio Minor Subdivision, and

WHEREAS, it has been determined that the subdivision of this property will not result in any significant impacts regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town of Evans shall be the Lead Agency for the SEQR process for the above mentioned minor subdivision; and

RESOLVED, that the Town Board of the Town of Evans adopts the findings of the Town of Evans Minor Subdivision Review Committee and issues a SEQR negative declaration for the Joseph C. Mascio Minor Subdivision.
(Addendum A SEQR Short Environmental Assessment Form),

a division of SBL# 251.00-4-12.1, dividing a 102.32± acre parcel to create:

1. a 72.32± acre parcel with 331.61± feet of frontage on Hardpan Road, and
2. a 30.00± acre portion to be annexed to an adjacent parcel with 1,012.11± feet of frontage on Cain Road, known as SBL# 251.00-4-20, to form a 54.10± acre parcel.

Petitioner: Joseph C. Mascio, 9870 Hardpan Road, Angola, NY 14006.

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

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2019 #372 SEQR Negative Declaration

Councilman Schraft moved and Supervisor Hosler Macko seconded,

WHEREAS, the Town of Evans Minor Subdivision Review Committee has completed a review and recommended approval, and

WHEREAS, the Evans Town Board, as Lead Agent, issued a negative declaration regarding the SEQR process.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans hereby adopts the findings of the Town of Evans Minor Subdivision Review Committee and approves the Joseph Mascio Minor Subdivision, a division of SBL# 251.00-4-12.1, dividing a 102.32± acre parcel to create:

1. a 72.32± acre parcel with 331.61± feet of frontage on Hardpan Road, and

2. a 30.00± acre portion to be annexed to an adjacent parcel with 1,012.11± feet of frontage on Cain Road, known as SBL# 251.00-4-20, to form a 54.10± acre parcel.

Petitioner: Joseph C. Mascio, 9870 Hardpan Road, Angola, NY 14006.

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

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

PUBLIC HEARING

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on **September 4, 2019 at 7:10 P.M.** at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #9 of the year 2019 which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning a 0.56± acre parcel located at 6777 Erie Road (SBL#192.20-6-1.1) near the corner of Revere Drive, Derby, NY 14047 from Motor Service (MS) to General Business (GB) on the Town's official map. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am-4pm, Wednesday from 9am-5pm and the Town's website www.townofevans.org. All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.
By Order of the Town Board of the Town of Evans
Lynn M. Krajacic
Town Clerk

RESOLTUION 2019 #373 Open the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to open the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

The following spoke at the public hearing:
In Favor: Ed Conboy

RESOLUTION 2019 #374 Close the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to close the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2019 #375 SEQR Lead Agency

Councilman Macko moved and Supervisor Hosler seconded,

WHEREAS, petitioners Louis Catalano (owner) and Michael Argentieri (tenant) have requested the rezone of a 0.56 acre parcel from Motor Services (MS) to General Business (GB) for the purpose of providing dog daycare, grooming and training services located at 6777 Erie Road in Derby, SBL# 192.20-6-1.1; and

WHEREAS, the Evans Planning Board unanimously recommended approval of the above-referenced petition for rezone at their August 28, 2019 Planning Board meeting as set forth in Proposed Local Law #9 of the year 2019; and

WHEREAS, the Town Board of the Town of Evans desires to be the Lead Agency for the SEQR process regarding said rezone.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans shall be the Lead Agency for the SEQR process for proposed Local Law #9 of the year 2019;

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

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2019 #376 SEQR Negative Declaration

Supervisor Hosler moved and Councilman Macko seconded,

WHEREAS, petitioners Louis Catalano (owner) and Michael Argentieri (tenant) have requested the rezone of a 0.56 acre parcel from Motor Services (MS) to General Business (GB) for the purpose of providing daycare, grooming and training services located at 6777 Erie Road in Derby SBL# 192.20-6-1.1; and

WHEREAS, the Evans Planning Board unanimously recommended approval of the above-referenced petition for rezone at their August 28, 2019 Planning Board meeting as set forth in Proposed Local Law #9 of the year 2019; and

WHEREAS, the Town Board of the Town of Evans has declared Lead Agency for the SEQR process, and

WHEREAS, the Town Board of the Town of Evans has reviewed the Environmental Assessment Form and has determined that the rezoning of this property will not result in any significant impacts to the environment.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Evans issues a negative declaration in accordance with the SEQR requirements for the Catalano/Argentieri rezone 0.56 of acre parcel from Motor Services (MS) to General Business (GB) for the purpose of providing daycare, grooming and training services located at 6777 Erie Road in Derby SBL# 192.20-6-1.1.

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

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Macko	Aye
	Councilman Schraft	Aye
	Supervisor Hosler	Aye

RESOLUTION 2019 #377 Adopt Proposed Local Law #9 of 2019

Councilman Schraft moved and Councilman Macko seconded,

WHEREAS, petitioners Louis Catalano (owner) and Michael Argentieri (tenant) have requested the rezone of a 0.56 acre parcel from Motor Services (MS) to General Business (GB) for the purpose of providing daycare, grooming and training services located at 6777 Erie Road in Derby SBL# 192.20-6-1.1; and

WHEREAS, the Town Board of the Town of Evans has held a public hearing on September 4, 2019 for consideration of the Rezone application and caused notice to be given as required by law; and

WHEREAS, notice of the proposed Amendment was duly advertised and notice provided in writing to owners of land immediately adjacent to the land affected by said amendment extending 500 feet therefrom and of that directly opposite thereto extending 500 feet from the street frontage of such opposite land to be rezoned; and

WHEREAS, the Town of Evans Planning Board has recommended the rezoning of said property based on the following reasons:

- The action is consistent with the Town of Evans Comprehensive Plan.
- The project will constitute the use of an underutilized property.
- The action is not expected to result in any significant adverse impacts; and

WHEREAS, the Town Board of the Town of Evans has issued a SEQR negative declaration for this action.

NOW THEREFORE BE IT RESOLVED, that Proposed Local Law # 9 of the year 2019, as amended, which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law, and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) - Provision for Official Zoning Map, for the purpose of rezoning the parcel located at 6777 Erie Road, known as SBL# 192.20-6-1.1, from Motor Services (MS) to General Business (GB) on the Town's official zoning map be adopted as Local law #9 of the year 2019;

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

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

LEGAL NOTICE TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on September 4, 2019 at 7:10 P.M. at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #10 of the year 2019 which will amend Local Law #1 of the year 1993 commonly known as the Vehicles and Traffic Law and any amendments thereto, Town Code Chapter 193, Article I Section 193-1 Definitions, Article III, Section 193-17 Parking prohibited at all times, Article VI, Section 193-32 Use of Motor Vehicles on any beach, Article VI, Section 193-33 Use of motor vehicles on Town property. Copies of the Proposed Local will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am - 4pm, Wednesday from 9am - 5pm and the Town's website www.townofevans.org on and after August 24, 2019.

All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.

By Order of the Town Board of the Town of Evans
Lynn M. Krajacic Town Clerk

RESOLTUION 2019 #378 Open the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to open the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

The following spoke at the public hearing:
In Favor: Ed Conboy

RESOLUTION 2019 #379 Close the Public Hearing

Supervisor Hosler moved and Councilman Macko seconded to close the public hearing.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #380 Adopt Proposed Local Law #10 of 2019

Councilman Macko moved and Councilman Schraft seconded,

WHEREAS, the Evans Town Board held a public hearing on September 4, 2019 for consideration of Proposed Local Law #10 of the year 2019, as amended, which will amend Chapter 193 Vehicle and Traffic Law Sections 193-1, 193-32 and 193-33 to prohibit the driving of orparking of motor ehicles on all current and future sidewalks, bicycle lanes and shared-use pathways in the town, thereby ensuring that pedestrian and bicycle infrastructure is able to be used and enjoyed safely by all.

WHEREAS, the recommended amendments to the Evans Town Code are consistent with the Town of Evans Comprehensive Plan and are not expected to result in any significant adverse impacts; and

WHEREAS, the Town Board of the Town of Evans declares Lead Agency in accordance with the SEQR process and issues a negative declaration for this action; and

WHEREAS, the Town of Evans has submitted a full statement of proposed action to the Erie County Division of Planning pursuant to GMU Section 239-M, and has received response to the same dated August 14, 2019 making no recommendation as the matter is of local concern;

NOW, THEREFORE BE IT RESOLVED, that Proposed Local Law #10 of the year 2019, as amended, be adopted as Local Law #10 of the year 2019.

AND BE IT FURTHER RESOLVED, a copy of this resolution be provided to the Planning Office, Code Enforcement Office and the Town Clerk's Office.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #381 Remove Item from Old Business

Councilman Macko moved and Councilman Schraft seconded to remove item #3 - Change Broker of Record from Old Business

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #382 Amend Old Business Resolution - Change Broker of Record

Councilman Schraft moved and Councilman Macko seconded to amend the resolution for Change Broker of Record.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Nay

RESOLUTION 2019 #383 Change Broker of Record

Councilman Macko moved and Councilman Schraft seconded,

BE IT RESOLVED, that supervisor Mary K. Hosler is hereby authorized to change the designation of the broker of record for our Group Medical, Prescription Drug and Dental programs from the Evans Agency, Inc. to M & T Insurance Agency Inc., effective immediately and upon the approval of the Counsel to the Town of Evans.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Nay

RESOLUTION 2019 #384 Authorize Highway Dept. right of Entry for Drainage Work at 9828 Shorecliff Road

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the Town of Evans Highway Superintendent Ed Michalski Is requesting resolution for approval and authorization to enter upon lands off of the Town right-of-way at 9828 Shorecliff Road for drainage improvement; and

WHEREAS, the Superintendent of Highways Ed Michalski has secured a signed and notarized right of entry permit from the property owner at the above referenced address;
BE IT RESOLVED, based on the above, the Town Board of the Town of Evans hereby approves and authorizes the above request for entry pursuant to drainage improvements at 9828 Shorecliff Road.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #385 Police Lieutenant & Patrolman to Attend Marine Patrol Vessel Operator Course

Councilman Schraft moved and Supervisor Hosler seconded,

RESOLVED, that the Town Board of the Town of Evans approves the request of Chief Douglas Czora for Lieutenant Gregory Szarowicz and Patrolman Patrick Atler to attend Marine Patrol Vessel Operator Course from September 16, 2019, to September 20, 2019, in Lake George, NY, with lodging and meals to be paid for by the N.Y.S. Parks, Recreation and Historic Preservation.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #386 Enter Agreement for Accounting & Bookkeeping Services

Councilman Macko moved and Supervisor Hosler seconded,

BE IT RESOLVED, the Evans Town Board hereby accepts the accounting and bookkeeping professional services proposal submitted by Bahgat & Laurito-Bahgat as the Supervising Accountants for the Town of Evans, effective immediately through and including December 31, 2019; and
FURTHER BE IT RESOLVED, the services, which are outlined in the proposal, are billable on a monthly basis at the current standard professional rate of $115.00 per hour; and
FURTHER BE IT RESOLVED, that Supervisor Mary Hosler is authorized to execute the above referenced proposal agreement, upon review of Counsel for the Town of Evans.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #387 Audit of Bills

Councilman Macko moved and Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts.

	AUDIT OF BILLS
DATE	9/5/2019
ABSTRACT NO.	16
VOUCHER NO.	5409 - 5477
CHECK NUMBERS	79959 - 80010
APPROVED AT	Board Meeting
DATE	9/4/2019
GENERAL	$143,535.08
PART TOWN	$4,629.33
HIGHWAY DB	$196,148.02
WATER	$4,886.69
CAPITAL PROJECTS	$5,550.00
SPECIAL DISTRICTS	$20,470.13
DEBT SERVICE	$21,384.00
TOTAL	**$396,603.25**

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

RESOLUTION 2019 #388 Adjournment

Supervisor Hosler moved and Councilman Schraft seconded to adjourn to Wednesday, September 18, 2019 at 6pm for a Work Session and 7pm for a Regular Town Board Meeting and then to Wednesday, September 25, 2019 for a Work Session at 6pm.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Macko	Aye
Councilman Schraft	Aye
Supervisor Hosler	Aye

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.

These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic, RMC
Town Clerk

AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk

Sheila McWillson, being duly sworn, deposes and says that she is the Principal Clerk, for Ogden Newspapers of New York Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following dates

August 24, 2019

Signed: Sheila McWillson

Sheila McWillson

Signed before me this 26th day of August 2019

Barbara J. Musso

Notary Public

BARBARA J. MUSSO
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires 5/4/23

LEGAL NOTICE
TOWN OF EVANS

Please take notice that the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on **September 4, 2019 at 7:10 P.M.** at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #10 of the year 2019 which will amend Local Law #1 of the year 1993 commonly known as the Vehicles and Traffic Law and any amendments thereto, Town Code Chapter 193, Article I Section 193-1 Definitions, Article III, Section 193-17 Parking prohibited at all times, Article VI, Section 193-32 Use of Motor Vehicles on any beach, Article VI, Section 193-33 Use of motor vehicles on Town property.

Copies of the Proposed Local will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am – 4pm, Wednesday from 9am – 5pm and the Town's website www.townofevans.org on and after August 24, 2019.

All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.

By Order of the
Town Board of the
Town of Evans
Lynn M. Krajacic
Town Clerk

O-165741 August 24, 2019
-Adv.

AFFIDAVIT OF PUBLICATION

LEGAL NOTICE
TOWN OF EVANS

Please take noticethat the Town Board of the Town of Evans, Erie County, New York will hold a public hearing on September 4, 2019 at 7:10 P.M.at the Evans Town Hall, 8787 Erie Road, Angola, New York 14006 to consider the adoption of Proposed Local Law #9 of the year 2019 which will amend Local Law #8 of the year 1987, commonly known as the Zoning Law and any amendments thereto, specifically Town Code Chapter 200: Zoning, Section 200-4(B) – Provision for Official Zoning Map, for the purpose of rezoning a 0.56 acreparcel located at 6777 Erie Road (SBL#192.20-6-1.1) near the corner of Revere Drive, Derby, NY 14047 from Motor Service (MS) to General Business (GB) on the Town's official map. Copies of the Proposed Local Law will be available for inspection by any interested person in the Office of the Town Clerk during normal business hours Monday, Tuesday, Thursday, Friday from 8am-4pm, Wednesday from 9am-5pm and the Town's website www.townofevans.org. All parties in interest and citizens shall have an opportunity to be heard by the Town Board at the public hearing to be held aforesaid.

By Order of the Town Board of the Town of Evans
Lynn M. Krajacic
Town Clerk

O-165708 August 15, 2019-adv

State of New York

County of Chautauqua

City of Dunkirk

Sheila McWillson, being duly sworn, deposes and says that she is the Principal Clerk, for Ogden Newspapers of New York Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following dates

August 15, 2019

Signed: Sheila McWillson
Sheila McWillson

Signed before me this 15th day of August 2019

Barbara J. Musso
Notary Public

BARBARA J. MUSSO
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires 5/4/23

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

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

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

Part 1 - Project and Sponsor Information

Name of Action or Project:
SUBDIVISION

Project Location (describe, and attach a location map):
HARDPAN ROAD

Brief Description of Proposed Action:
SUB-DIVIDE BACK 30 ACRES

Name of Applicant or Sponsor:	Telephone: 716-549-1496
JOSEPH C. MASCIO	E-Mail:
Address: 9870 HARDPAN RD.	
City/PO: ANGOLA, NY 14006	State: Zip Code:

	NO	YES
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.	☒	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:	☒	☐

3.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? 90 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☒ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☒ Residential (suburban)
☐ Forest ☒ Agriculture ☐ Aquatic ☒ Other (specify): ROD & GUN CLUB
☐ Parkland

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations?	☐	☒	☐
b. Consistent with the adopted comprehensive plan?	☐	☒	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO ☐	YES ☒	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO ☒	YES ☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO ☒	YES ☐	
b. Are public transportation service(s) available at or near the site of the proposed action?	☒	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☒	☐	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO ☒	YES ☐	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO ☒	YES ☐	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO ☒	YES ☐	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO ☒	YES ☐	
b. Is the proposed action located in an archeological sensitive area?	☒	☐	
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? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	☒	☐	

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

	NO	YES
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?	☒	☐
16. Is the project site located in the 100 year flood plain?	NO ☐	YES ☒
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES	☒	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☐ YES		

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

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

	NO	YES
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?	☒	☐
16. Is the project site located in the 100 year flood plain?	☐	☒
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	☒	☐
a. Will storm water discharges flow to adjacent properties? ☐ NO ☐ YES		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? ☐ NO ☐ YES If Yes, briefly describe: _____		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	☒	☐
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:	☒	☐
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:	☒	☐

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

Applicant/sponsor name: _____ Date: MAR 29-2019

Signature: Joseph C Mosca

PRINT FORM

Agency Use Only [If applicable]

Project: Mascio_Minor Sub

Date: 9/18/19

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?	☑	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☑	☐
3. Will the proposed action impair the character or quality of the existing community?	☑	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☑	☐
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?	☑	☐
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?	☑	☐
7. Will the proposed action impact existing: a. public / private water supplies?	☑	☐
b. public / private wastewater treatment utilities?	☑	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☑	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☑	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☑	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☑	☐

PRINT FORM

Agency Use Only [If applicable]
Project: Mascio Minor Sub
Date: 9/18/19

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.

Having reviewed the application and plans, the Town Board as Lead Agency approved the Minor Subdivision based on the following reasons:

- No apparent significant environmental concerns and recommend a SEQR negative declaration.
- This subdivision is in compliance with the criteria of the Town's Agricultural and Open Space Zoning District.

☐ 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.

Town Board of the Town of Evans	9/18/19
Name of Lead Agency	Date
Mark K Hosler	Supervisor
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)

PRINT FORM