

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.

1-Impact on Land: The proposed project includes fill and grading of the site, construction of 10+/- acre bulk storage pad and laydown area, stockpiles of aggregate material approximately 25' in height, and stormwater retention ponds. Although the project involves construction on and physical alteration of the land surface, the impact is small. The Applicant cannot disturb soils outside of the two stormwater areas that have been approved per OPRHP.

3-Impacts on Surface Water: There will be 10 acres of impervious surface created on the project site with a total parcel size of 11.2 acres and the Applicant is proposing stormwater retention ponds to treat stormwater run off. The run off will not flow to adjacent properties and there is no proposed work within the Mohawk River bed or banks. The impact on surface water is small.

5-Impact on Flooding: The project site is within a designated Floodway, a 100-year Floodplain, and 500-year Floodplain. The Applicant has provided a Floodway Analysis that shows no rise in flood elevations will result from the raising of the entire site elevation by about 4 feet and placement of up to 65,000 cf of aggregate piles within the floodway boundary.

8-Impact on Agricultural Resources: The parcel is located in Montgomery County Agricultural District #3 and is proposed to be filled with a clay material that is not conducive to future farming activities. This impact is expected to be minimal as the parcel is located in a commercial district and the proposed development is in conformance with the adopted Comprehensive Plan.

10-Impact on Historic and Archaeological Resources: The proposed project site is within the New York State Barge Canal Historic District, along the historic Erie Canal route as well as located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office site inventory. The Applicant had a Phase I Resource Survey performed by Columbia Heritage which found that there were no structures on the project site however there is a chance that Native American un-documented occupational sites could exist on the site as there are six known sites within one mile of the site. A Phase IB site survey was recommended for the two subareas of the property where excavation for infiltration basins are proposed as part of the project impact, as such locations in this setting are considered to have at least some potential for the presence of buried Native American cultural remains. Although a Phase IB was recommended, New York State Parks, Recreation and Historic Preservation issued a Letter of No Effect dated 7/12/2023 after review of Phase I.

13-Impact on Transportation: The applicant has stated that trucks that are already parked across the street when empty will be utilized to haul materials to raise the grade at site, thus minimizing road degradation and not increasing traffic.

15-Impact on Noise, Odor, and Light: During construction and operation there will be noise from truck traffic and construction equipment moving fill and other materials being stored at the new laydown area. The construction noise will be temporary, and the truck traffic and equipment to move fill will have a small impact.

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

Comment Response Letters, FEA dated 10/4/23, Grading Plan dated 10/19/23, Technical Note Floodplain Evaluation prepared by Ramboll dated 10/5/23, Agricultural Data Statement dated 10/4/23, DEC Floodplain Review Memo dated 5/23/23, Floodplain Development Application dated 6/12/23, NYS OPRHP Letter of No Effect dated 7/12/23, SWPPP dated 10/12/21 & Phase I Cultural Resources Survey dated June 2023.

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Town of Glen Planning Board _____ 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: Carver Realty Riverside Drive Bulk Storage Pad (parcel 36.-3-9)

Name of Lead Agency: Town of Glen Planning Board

Name of Responsible Officer in Lead Agency: Sandra Hemstreet

Title of Responsible Officer: Acting Planning Board Chairperson

Signature of Responsible Officer in Lead Agency: *Sandra J Hemstreet*

Date: 10/19/2023

Signature of Preparer (if different from Responsible Officer) *Douglas P Cole*

Date: 10/19/2023

For Further Information:

Contact Person: Planning Board Chairperson

Address: Town of Glen, 7 Erie Street, Fultonville, NY 12072

Telephone Number: 518-853-3633

E-mail: togplanningboard@gmail.com

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

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

Other involved agencies (if any)

Applicant (if any)

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