

City of North Tonawanda

DANIEL R. QUINN
City Clerk-Treasurer
danquinn@northtonawanda.org

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

OFFICE OF THE CITY CLERK - TREASURER
VITAL STATISTICS
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

Treasurer's Office: (716) 695-8575
Clerk's Office: (716) 695-8555
Fax: (716) 695-8557

August 30, 2018

The following meetings have been scheduled for **TUESDAY, SEPTEMBER 4, 2018:**

6:15PM Common Council - Re: Agenda Discussion

6:30PM Common Council Meeting in the Common Council Chambers.

Respectfully submitted,



**Daniel R. Quinn
City Clerk-Treasurer**

**TO: Honorable Mayor & Common Council
President Zadzilka
Aldermen Braun, Berube, Pecoraro, Tylec**

FROM: Daniel R. Quinn, City Clerk-Treasurer

RE: Agenda for regular session TUESDAY, SEPTEMBER 4, 2018 6:30PM

AUDIENCE PARTICIPATION – Agenda items only, not to exceed 90 minutes with each speaker limited to a five-minute maximum.

PROOF OF PUBLICATION PUBLISHED 8/22/2018

- 1) Legal Notice –Invitation for Bids for Replacement of Main Building Roof “A” at the Wastewater Treatment Plant– Supt. Wastewater/Water**

COMMUNICATIONS FROM CITY OFFICIALS

- | | | |
|-----------------------------------|---|--|
| I. Mayor | - | Re: Appointment of Erin Robinson to the Historic Preservation Committee |
| II. Attorney | - | Re: Proposed School Resource Officer Agreement between City of North Tonawanda and North Tonawanda City School District |
| IV. Engineer | - | Re: Acceptance of the Federal Aid Local Project Agreement, Project 2018-09: NYSDOT Pedestrian Safety Action Plan (PSAP) Program |
| V.1 Supt. Wastewater/Water | - | Re: Permission to partner with the NYS Department of Labor to create a free Electrician Apprenticeship Program at the Water/Wastewater Treatment Plants |
| V.2 Supt. Wastewater/Water | - | Re: Permission to have David Stacey take the Programmable Logic Controls course at NCCC |
| VII.1 Accountant | - | Re: Payment of the Abstract of Claims Dated September 4, 2018 |

VII.2 Accountant - Re: Budgetary Transfer – The Pedestrian Crossing Control Signal Project, the Children’s Memorial Garden and for Records Management

XXVII. Semi-Annual Vacation & Sick Leave Reports

.1 Building Inspector’s Office

XXXII.1
Community Development - Re: North Tonawanda Smart Growth Fund Contact Amendment

XXXII.2
Community Development - Re: North Tonawanda Brownfield Opportunity Area State Environmental Quality Review (SEQR)

COMMUNICATIONS FROM OTHERS

A.
Vanguard Church - Re: Permission to use the City Market parking lot for their “Trunk & Treat” Wednesday October 31, 2018 from 5PM to 9PM

B.
Historic Preservation Comm. - Re: Permission to use the Carnegie Arts Center Thursday, September 13, 2018 for a community meeting

C.
Platter’s Chocolate - Re: Permission to host their annual Platter’s Chocolates Spongefest 5K Race on Saturday September 22, 2018

Respectfully submitted,



Daniel R. Quinn
City Clerk-Treasurer

SEP 04 2018

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

Janet M. Slipko, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Clerk of

NIAGARA GAZETTE

A newspaper published in the County and State aforesaid, and that the annexed printed legal # 232922 was printed and published in said paper on the following dates:

08/22/2018

Janet M. Slipko

Principal Clerk

Subscribed and sworn to before me this
8-22-18

Allyson A. Millette (Friedman)

Allyson A. Millette 05/14/2019

Notary Public Expiration Date

ALLYSON A. MILLETTE
NOTARY PUBLIC-STATE OF NEW YORK
No. 01MI6165782
Qualified in Niagara County
My Commission Expires May 14, 2019

LEGAL NOTICE
CITY OF NORTH TONAWANDA, NEW YORK
WASTEWATER TREATMENT PLANT
INVITATION FOR BIDS FOR REPLACEMENT OF MAIN BUILDING
ROOF "A"

Notice is hereby given that sealed proposals for the Replacement of Main Building Roof "A" at the North Tonawanda Wastewater Treatment Plant will be received by the City Clerk of the City of North Tonawanda until 11:00 AM prevailing time, Wednesday, September 5th, 2018 at which time they will be publicly opened and read aloud.

Bids to be enclosed in an opaque sealed envelope plainly marked on the outside with the name of the Bidder, Bidder's address and the name of the project.

On-site pre-bid conference will not be conducted. Contractor access to the site may be coordinated with approval through Superintendent Bill Davignon at (716) 695-8560, ext. 6411.

Specifications may be obtained at the Wastewater Treatment Plant located at 830 River Road, North Tonawanda, NY 14120.

Proposals shall be made and received upon the following conditions:

Each proposal must be accompanied by the deposit of a certified check, payable to the City of North Tonawanda, for a sum equal to five percent (5%) of the total amount of the bid, or a bond with sufficient securities in a penal sum equal to five percent (5%) of such total bid amount, conditioned that if the proposal is accepted, that he will execute within fifteen (15) days from the date of the acceptance of the proposal, a suitable security bond in the amount of the Contract, conditioned for the faithful and prompt performance and completion of the Work specified in the Contract.

Upon receipt of this Bid, if the successful bidder fails to enter into a Contract pursuant to the requirements of the Contract Documents, or fails to give the further security prescribed in this Notice, with the same time limited therein, then the check / bond deposited as aforesaid and the monies standing to the credit of the same, shall be forfeited to the City as liquidated damages, or the payment of the bond enforced for the benefit of the City.

The City of North Tonawanda reserves the right to waive any informalities in or to reject any and all bids.

Daniel Quinn
City Clerk / Treasurer

#N232922

8/22/2018

CITY OF NORTH TONAWANDA

SEP 04 2018

Office of the Mayor

ARTHUR G. PAPPAS

August 30, 2018

RECEIVED
CITY CLERK'S OFFICE

2018 AUG 24 AM 11:02
NORTH TONAWANDA NY

North Tonawanda Common Council
City Hall, 216 Payne Avenue
North Tonawanda, NY 14120

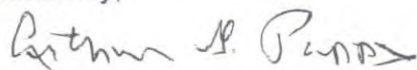
Re: Appointment to North Tonawanda Historic Preservation Committee

Dear Honorable Body:

Please be advised that I am appointing Erin Robinson, 229 Falconer Street, North Tonawanda, NY 14120, to the Historic Preservation Committee, effective September 5, 2018 for a term of (3) three years, expiring August 31, 2020.

Thank you for your attention to this matter.

Sincerely,



Arthur G. Pappas
Mayor

City of North Tonawanda

OFFICE OF THE CITY ATTORNEY
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120-5489

LUKE A. BROWN
CITY ATTORNEY

NICHOLAS B. ROBINSON
ASSISTANT CITY ATTORNEY


SEP 04 2018
TELEPHONE
(716) 695-8590
FAX (716) 695-8592

August 28, 2018

Hon. Mayor and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

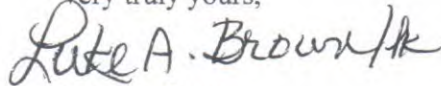
RE: Proposed School Resource Officer Agreement between City of North Tonawanda
and North Tonawanda City School District

Dear Honorable Body:

Attached, for your consideration, is a proposed School Resource Officer agreement between the City of North Tonawanda and the North Tonawanda City School District to provide for the assignment of police officer(s) to serve as school resource officers within the school district. This is a 1-year agreement to run from fall, 2018 until fall, 2019.

Should your Honorable Body concur, please pass a resolution authorizing the Mayor to execute the agreement on behalf of the City of North Tonawanda, subject to any further review by the City Attorney.

Very truly yours,



Luke A. Brown
City Attorney

LAB/lk
Att.

RECEIVED
CITY CLERK'S OFFICE

2018 AUG 29 PM 2:19
NORTH TONAWANDA NY

SCHOOL RESOURCE OFFICER AGREEMENT

This Agreement is made as of the ___ day of _____ 2018, by and between the **City of North Tonawanda**, whose principal address is 216 Payne Avenue, North Tonawanda, New York 14120, ("City") and the **North Tonawanda City School District**, whose principal address is 176 Walck Rd. North Tonawanda, New York 14120 ("School District"). The City and School District are also each referred to herein individually as a "Party," and collectively as the "Parties."

RECITALS

WHEREAS, the School District and City have determined that it is in their mutual best interests to enter into this Agreement to provide for the assignment of officers of the **City of North Tonawanda Police Department** ("Police Department") to serve as School Resource Officers in the School District; in furtherance of multiple objectives and purposes, including but not necessarily limited to the following:

- To provide a law enforcement presence in the School District in order to promote and provide an atmosphere of enhanced school safety for faculty, staff, students and school visitors;
- To provide a law enforcement resource to students, teachers, school administrators and parents;
- To provide a confidential counseling resource and/or referral to students who may be experiencing a variety of school, family, or social problems; and
- To provide education in law enforcement, as requested and appropriate.

NOW THEREFORE, in consideration of the promises set forth herein, and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged by both Parties, the School District and City hereby agree, as follows:

AGREEMENT

1. **Purpose.** This Agreement details the duties and obligations of the City and the School District in regard to the City providing the School District with the services (hereinafter "Services") of a Police Department law enforcement officer on site at the School District to serve as a School Resource Officer ("SRO").

2. **Place.** The SRO shall provide Services on-site at the School District's Middle School campus and shall maintain an office in the School District's High School. The SRO shall allocate and apportion his or her time between the Middle School campus and the High School in accordance with the needs of the School District, as requested by School District's administration and at the Chief of Police's discretion.

3. **Term.** The Term of this Agreement shall commence on August 30, 2018 (or, if renewed, the first day that teachers report to school) and shall terminate on June 30, 2019, unless sooner terminated in accordance with Paragraph 8(c) below, subject to the following terms and conditions:

4. **Obligations of the City:**

a. **Assignment of SRO and Alternate(s).** The City shall provide the School District with one armed and uniformed Police Officer to provide Services as a School Resource Officer to the School District during the months of September through June, on days when school is in session. On such days, when the Police Officer who is assigned to the School District is absent with leave or otherwise wholly unavailable to provide Services to the School District, the City shall make a good faith effort to assign an alternate Police Officer to provide Services to the School District, but only if the School District requests that an alternate Police Officer be assigned as an SRO during the regular SRO's absence.

b. **Training/Qualifications of School Resource Officers.** The City shall be responsible for ensuring that all individuals performing Services under this Agreement are appropriately trained, and licensed and/or credentialed, in accordance with applicable law. Upon request, copies of any required license or required credential(s) shall be made available to the School District by the City. If at any time during this Agreement a required license and/or required credential of any individual providing Services is terminated or suspended, the City shall prohibit such individual from performing Services and shall immediately notify the School District.

c. **Employment Waivers.** The City, as the employer, shall have primary responsibility for obtaining employment waivers, as needed, from appropriate agencies, for School Resource Officers who are retirees of a New York State Public Pension System. The School District shall collaborate and cooperate fully with the City's efforts to obtain such waivers.

d. **Duties of the SRO.** The School Resource Officer shall:

- Patrol and observe all areas of the school building(s) and grounds;
- Be visible and available to the students, faculty, and administration;
- Keep the peace and help maintain a safe and orderly school community;
- Develop and maintain a positive and open relationship with students, faculty and parents;
- Assist with community outreach, truancy reduction and drug and education and prevention services;

- Educate students about the law and law enforcement, including crime prevention and safety;
- Present educational programs to students in conflict resolution, restorative justice, crime awareness and anger management;
- Present educational programs to school employees, parents and school board members
- Facilitate counseling and mediation (as mutually agreed upon by both Parties) student-teacher and student-parent communication and conflicts and other conflict resolution;
- Build relationships by being a liaison between the Police Department and the School District;
- Address criminal activity occurring in or around the school(s);
- Survey the needs of schools and address crime and disorder problems, gangs and drug activities affecting or occurring in or around the School District's school(s);
- Assist schools with security concerns and identify physical changes in the environment that may reduce crime in or around the school;
- Develop or expand crime prevention efforts for students;
- Educate potential school-age victims in crime prevention and safety;
- Develop or expand community justice initiatives for students;
- Assist in developing school policy that addresses crime and recommend procedural change where appropriate;
- Assist schools in meeting requirements mandated by New York State Law;
- Take appropriate law enforcement action with regard to any criminal activities that he/she observes or that are reported directly to him/her;
- Investigate other emergency situations and summon aid and assistance as needed (e.g., fire department, ambulance, etc.);
- Attend after school activities that are open to all students such as sports games, dances, etc., if requested by the School District's administration

and approved by the Chief of Police, which approval cannot be unreasonably withheld. This applies only to activities held on the assigned campus;

- District camera monitoring, review, and proper placement for coverage;
- Participate in district safety meetings;
- Provide security suggestions and training for transportation department and bus drivers;
- Conduct threat assessments of students prone to violence; and
- Assist school social worker and psychologist with distraught students.

Note - the SRO shall not enforce school rules. Matters of school discipline shall be referred to the appropriate building principal.

4. **Schedule.** The School Resource Officer's normal schedule will require him or her to be present from 7:30 a.m. until 3:00 p.m., Monday through Friday, while classes are in session, unless the SRO is required to be elsewhere pursuant to Paragraph 5(a) next below. However, this schedule may be adjusted, as needed, by mutual agreement, at the request of the School District's administration and with the approval of the Chief of Police, under circumstances when the School District's administration concludes that school events and/or activities occurring outside the normal 7:30 a.m. to 3:00 p.m. schedule would benefit from the law enforcement presence of the SRO. Such scheduling adjustments may include, for example, substituting evening hours, or a Saturday, for a work day, or block of worktime, that would ordinarily be provided by the SRO when school is in session.

5. **Call to Other Duty.** The School Resource Officer shall remain on Campus unless:

- a. The School Resource Officer is directed by the Police Department to respond to an emergency off the Campus.
- b. The School Resource Officer's investigation of an incident that occurred on Campus requires the Police Officer to leave the Campus.
- c. The School Resource Officer leaves Campus to obtain food and returns to the Campus to eat. (No more than twice during a shift.)
- d. The School Resource Officer leaves at the end of the shift.
- e. It is the School Resource Officer's opinion that he/she must leave the Campus in order to protect life or property off Campus.

f. The School Resource Officer is in transit, while on assignment to the School District, between the Middle School campus and the office in the High School, or vice versa.

6. **Defense and Indemnification.** The City shall defend, indemnify and hold harmless the School District from and against any and all losses, damages, judgments, claims, causes of action, costs, expenses, attorneys' fees and other liabilities (collectively, "Liabilities") to the extent such Liabilities arise from the acts or omissions of the City, its officers, employees and/or agents. The School District shall defend, indemnify and hold harmless the City from and against any and all losses, damages, judgments, claims, causes of action, costs, expenses, attorneys' fees and other liabilities to the extent such Liabilities arise from the acts or omissions of the School District, its officers, employees and/or agents. These obligations shall survive the expiration and/or termination of this Agreement.

7. **Obligations of the School District:**

a. **Duty of Cooperation.** The School District shall cooperate with the City in order to facilitate the provision of Services under this Agreement.

b. **Payment for Services.** The amount to be paid by the School District, in addition to applicable grant money (\$50,000 in the 2018-19 school year) shall be \$25,000. The City shall bill for Services on a monthly, pro rata basis, and the School shall pay within thirty (30) days of presentation of an invoice or voucher (at direction of the School District.)

8. **Mutual Covenants and Restrictions:** The City and School District agree and consent to the following covenants and restrictions:

a. **Independent Contractor Relationship.** Nothing in this Agreement will be construed as creating a partnership between the Parties. The City shall be providing Services to the School District as an independent contractor. Any and all Services performed by the City and its officers, employees and/or agents under this Agreement shall be performed in such capacity. SROs assigned to the School District are under the direct supervision and command of the Chief of Police of the Police Department. The School District acknowledges that it shall have no ability to control the manner, means, details or methods by which the City or its officers, employees and/or agents perform Services under this Agreement except as explicitly provided herein and/or as required by federal, state, or local laws, rules, and regulations. No City officer, employee, and/or agent shall hold himself/herself out as, nor claim to be, an officer, employee of the School District, nor make any claim, demand, or application to or for any right or privilege applicable to an officer or employee of the School District, including, but not limited to, workers' compensation coverage, unemployment insurance benefits, social security coverage, disability benefits, or retirement membership or credit. The City shall not have, or hold itself out as having the authority or power to bind or create liability for the School District by the City's acts or omissions. It is further agreed by the City and the School District that neither federal, state or local income taxes nor payroll taxes of

any kind, including, but not limited to F.I.C.A. or F.U.T.A., will be withheld by the School District on behalf of any City employee, consultant, or agent. Said withholding shall be the responsibility of the City in compliance with applicable federal, state, and local laws, rules or regulations. The City agrees to pay all applicable taxes, including income taxes, workers' compensation insurance, unemployment insurance payment, disability insurance payment, and/or any other payments that may be required under the laws, rules, or regulations of any government agency having jurisdiction over the City or its relationship with the School District.

b. **Fingerprinting and Criminal Clearance.** The City shall provide a complete roster of all SROs who are reasonably expected to have direct, in-person, face-to-face contact with the School District's students, on the School District's premises, during the school year, pursuant to this Agreement. The School District, in turn, shall be responsible for submitting the fingerprints of each such person to the New York State Education Department ("NYSED") to facilitate a criminal background check and criminal clearance review process by the NYSED for each such person. The School District understands that most, if not all, of the City's SROs previously have been fingerprinted "for law enforcement purposes" and that their prints are likely already on file with the New York State Division of Criminal Justice Services ("DCJS"). However, the School District is required to obtain criminal clearance from the NYSED for each of the SROs, that explicitly clears each of the SROs to work with the School District's students, before the SROs may begin working directly with the School District's students on the School District's premises. Therefore, the School District will need to provide names and other personal identifiers about each of the SRO's who will be assigned to the School District, to the NYSED. The School District will inform the NYSED that the SROs' fingerprints are believed to be on file with DCJS so as to expedite the criminal clearance process, if possible. However, in the event that any of the SROs' fingerprints are not file with DCJS, or cannot be found or made accessible for use by the NYSED, the City agrees to have the SROs who will be assigned to the School District who will have direct contact with students on School District premises, furnish their fingerprints and submit to a criminal background check and clearance by the NYSED's Office of School Personnel Review and Accountability (OSPRA) prior to performing Services for the School District. The School District shall be solely responsible for any costs associated with the required fingerprinting and criminal clearance.

c. **Termination.** Either Party can terminate this Agreement, with or without cause, upon thirty (30) days prior written notice to the other Party. Notice shall be sent to the Parties at the addresses listed above. Termination will not relieve the School District of the obligation to pay for Services rendered up to and including the date of termination.

d. **Extension or Renewal.** This Agreement may be renewed upon the mutual agreement of both parties, and the parties agree to discuss the possibility of such renewal by April 1, 2019.

e. **Opportunity for Review by Counsel.** Both Parties acknowledge that they have had the opportunity to review this Agreement with their respective attorneys and are

prepared to fulfill and comply with all of their respective obligations, duties and covenants contained herein.

f. **Governing Law.** This Agreement shall be governed by the laws of the State of New York.

g. **Amendment/Modification.** The terms and conditions of this Agreement can only be changed in writing, executed by both Parties.

h. **Assignment.** This Agreement may not be assigned by either Party.

i. **Interpretation.** The language of all parts of this Agreement in all cases shall be construed as a whole, according to its fair meaning, and not strictly for or against any Party, regardless of who drafted it.

j. **Waiver.** The failure of any Party to insist on the strict performance of any provision of this Agreement or to exercise any right under this Agreement shall not constitute a waiver of such provisions or right. A waiver is effective only if in writing and signed and delivered by the waiving Party.

k. **Authorization.** This Agreement is authorized by a Resolution adopted by the Common Council of the City of North Tonawanda on _____, 2018 and by a Resolution adopted by the Board of Education of the North Tonawanda City School District on _____, 2018.

IN WITNESS WHEREOF, the Parties agree to comply with the foregoing obligations and acknowledge their consent to same as indicated by the signatures below:

CITY OF NORTH TONAWANDA SCHOOL DISTRICT

By: _____
Gregory J. Woytila, District Superintendent

CITY OF NORTH TONAWANDA

By: _____
Arthur G. Pappas, Mayor

CITY OF NORTH TONAWANDA POLICE DEPARTMENT

By: _____
Roger Zgolak, Chief of Police



City of North Tonawanda
Department of Engineering
City Hall, 216 Payne Avenue
North Tonawanda, NY 14120-5493
www.northtonawanda.org

Dale W. Marshall, P. E.
City Engineer
Phone: (716) 695-8565
Fax: (716) 695-8568

August 24, 2018

IV
SEP 04 2018

Honorable Arthur G. Pappas, Mayor
and Common Council Members
City Hall
216 Payne Avenue
North Tonawanda, New York 14120

**Re: Project 2018-09: NYSDOT Pedestrian Safety Action Plan (PSAP) Program
PIN 5762.71 - Acceptance of the Federal Aid Local Project Agreement**

Dear Honorable Body:

The New York State Department of Transportation (NYSDOT) has requested that the City of North Tonawanda (City) enter into a Federal Aid Local Project Agreement, which details the commitment of both agencies to participate in the administration and funding of the various phases of the Pedestrian Safety Action Plan (PSAP) Project.

As such, I am requesting that the Council adopt a resolution that the City authorizes the Mayor to sign the enclosed Federal Aid Local Project Agreement with the NYSDOT for a total of \$52,000. This amount is both the Federal and non-Federal share of the cost of the above project's Preliminary Engineering (Design I-VI) Phase. The City must commit to pay, in the first instance, 100% of the Federal and non-Federal share of the cost of this project's phase. The NYSDOT will then reimburse the City as the project is progressed, the Federal share of the cost of this project's phase, which is 100%. Please find the resolution attached.

Very truly yours,

Dale W. Marshall, P.E.
City Engineer

DWM:cls

Cc: file, w/encls
Luke A. Brown, City Attorney, w/encls
Amanda Reimer, City Accountant
Mark Zellner, DPW Superintendent
Mark Daigler, Traffic Maintenance Supervisor
Joseph D. Buffamonte, NYSDOT

RECEIVED
CITY CLERK'S OFFICE

2018 AUG 24 AM 10:28
NORTH TONAWANDA NY

RE: Authorizing the Implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for the City of North Tonawanda Pedestrian Signal Upgrades; 3 Signalized Locations, P.I.N. 5762.71 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, the City of North Tonawanda desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering (Design I-VI) phase of the Project PIN 5762.71 which is estimated to be \$52,000.

NOW, THEREFORE, the City of North Tonawanda Common Council, duly convened does hereby

RESOLVE, that the City of North Tonawanda Common Council hereby approves the above-subject project; and it is hereby further

RESOLVED, that the City of North Tonawanda Common Council hereby authorizes the City of North Tonawanda to pay in the first instance 100% of the federal and non-federal share of the cost of the Preliminary Engineering (Design I-VI) phase of the work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$52,000 is hereby appropriated from expenditure line 001.3310.0481, Operations, Pedestrian Safety as amended in the 2018 Budget and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Common Council of North Tonawanda shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Mayor of the City of North Tonawanda be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of North Tonawanda with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

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

RESOLVED, this Resolution shall take effect immediately



4.1

CITY OF NORTH TONAWANDA WATER WORKS

830 RIVER ROAD

NORTH TONAWANDA, NEW YORK 14120

Phone: (716) 695-8560, ext. #6411

Fax: (716) 695-8563

E-mail: billdavignon@northtonawanda.org

SEP 04 2018

William M. Davignon
Superintendent

August 8, 2018

Honorable Body,

I would like your approval to partner with the NYS Department of Labor to create a free ***Electrician Apprenticeship*** Program at the Water & Wastewater Treatment Plants.

Water / Wastewater Mechanic Dave Stacey has been taking Electrician courses at Niagara-Orleans BOCES and is very interested in joining the Electrician Apprenticeship Program. Current Electrician Tom Hromowyk would like to retire in 2 - 3 years, so it is imperative that we start training our next Electrician as soon as possible due to the fact that it takes four (4) years to complete the Apprenticeship Program.

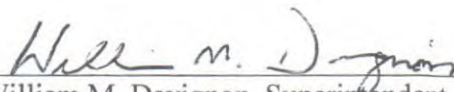
Enclosed are NYS Dept. of Labor forms that an authorized City Official will need to sign in order for us to join this program. There is no financial commitment. We would only be agreeing to my supervising and keeping track of the employee's apprenticeship work hours. I have also attached the Electrician and Mechanic Civil Service job specs for your review.

If you agree to participate in this program the Mayor and I will have to meet with CSEA Union President John DiVirgilio for Union approval.

I would like the opportunity to discuss this with you in more detail at the August 14, 2018 Council Workshop. Please let me know if you have time on your agenda for me to present this to you.

Thank you for your time and consideration of my request.

Sincerely,



William M. Davignon, Superintendent
Wastewater & Water Treatment Plants



V.2
CITY OF NORTH TONAWANDA WATER WORKS

830 RIVER ROAD

NORTH TONAWANDA, NEW YORK 14120

Phone: (716) 695-8560, ext. #6411

Fax: (716) 695-8563

E-mail: billdavignon@northtonawanda.org

SEP 04 2018

William M. Davignon
Superintendent

August 23, 2018

Honorable Body:

You recently granted permission for the Water and Wastewater Treatment Plants to join the NYS Dept. of Labor's Electrician Apprenticeship Program. By creating this program we will ensure a smooth transition when our current Water / Wastewater Treatment Plant Electrician retires in 2-3 years.

For the past two years Mechanic **David Stacey** has been taking courses that will help him meet the requirements of this program. David would like to continue his training by taking the ***Programmable Logic Controls*** class at Niagara/Orleans BOCES from 9/18/18 – 11/27/18.

I whole heartedly support David taking this course. The Civil Service Job Specs require him to perform maintenance on electrical equipment. He has already successfully completed 70E electrical training, Electricity I & Industrial Electricity Courses at Niagara/Orleans BOCES course which allows him to perform work on electrical equipment.

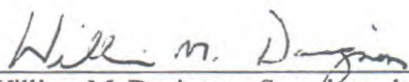
This course will improve David's job skills and allow him to continue to stay on track to meet the requirements of the aforementioned Apprenticeship Program. This course is approved as part of the program's curriculum. I have attached all necessary paperwork for your review and approval.

The City/ CSEA Education Committee has already approved this course.

I respectfully request your approval to allow Dave to take the ***Programmable Logic Controls*** course at a cost of \$1,060.00 to be reimbursed by the City upon successful completion.

Thank you for your time and consideration of my request.

Sincerely,



William M. Davignon, Superintendent

VII. 1

AMANDA REIMER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

City of North Tonawanda

DEPARTMENT OF ACCOUNTING
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

TELEPHONE: (716) 695-8545
FAX: (716) 695-8573

SEP 04 2018

August 23, 2018

Honorable Arthur G. Pappas, Mayor
and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

RECEIVED
CITY CLERK'S OFFICE

2018 AUG 23 PM2:31
NORTH TONAWANDA NY

Dear Honorable Body:

In accordance with Article V, Division 1, Section 5.002 and 5.003 of the City Charter, an Abstract Sheet, comprised of a Warrant of Claims, has been submitted by this office for your review and approval.

Accordingly, please authorize for payment, the current Warrant of Claims for Common Council audit, dated September 4, 2018, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Regards,



Amanda Reimer
City Accountant

AMANDA REIMER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

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FAX: (716) 695-8573

VII.2

SEP 04 2018

August 23, 2018

Honorable Arthur G. Pappas, Mayor
and Common Council
City Hall
North Tonawanda, NY 14120

RECEIVED
CITY CLERK'S OFFICE
2018 AUG 23 PM 2:31
NORTH TONAWANDA NY

Dear Honorable Body:

In accordance with Article V, Division 2, Section 5.023 and Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following amendment of fiscal year 2018 appropriations, based on the request of the Department Head, copy attached.

<u>Control Number</u>	<u>Dollar Amount</u>	<u>Increase Expenditure Account</u>	<u>From Reserve/Appropriation Account</u>
15	\$375,480.00	001.3310.00481, Ops – Pedestrian Safety	001.1000.3561, NYSDoT Grant_Transportation
16	\$42,000.00	618.7110.0201, Children's Memorial	618.1000.3897, State Aid_Culture & Rec Capital
17	\$74,960.00	001.1460.0440, Records Mgmt, Prof Svcs	001.1000.3060, State Aid_Records Management

Regards,



Amanda Reimer
City Accountant

Budget Amendment Request Form

Department: Accounting

Date: 8.23.2018

Accounts and Documentation	
Dollar Amount	Increase(Decrease) Account
\$375,480.00	001.3310.0481 OPS - Pedestrian Safety
	Account Number
	001.1000.3561 State Transportation Grant
	Account Description
	Account Description (Grant)
<p>Explanation: On June 1 2018 the city received notification from the NJDOT that funding for an application in the amount of \$375,480.00 for the NT Pedestrian Crossing Central Signal Project had been approved the grant is 100% reimbursable w/ a 1st impact on the budget of zero. The above amendment reflects appropriate rework to execute the grant. Funds will roll to 2019 as necessary.</p> <p>***COMMON COUNCIL ACTION IS NECESSARY***</p>	
<p><i>[Signature]</i></p>	
Department-Head Signature	Date
	8/23/18

Budget Amendment Policy

- 2.31 - All Budget Amendments require authorization by the Common Council
- 2.32 - Budget amendments can be initiated by the Department Head by completing a Budget Amendment Form and submitting to the Accounting Department for review when:
 - a) The change will result in an overall increase or decrease to appropriations and either estimated revenues/fund balance.

For Accounting Department Use Only

Control #	Department of Accounting Audit	Common Council Meeting Date
15	8/23/18	9.4.2018



Department of
Transportation

ANDREW M. CUOMO
Governor

CITY OF NORTH TONAWANDA
DEPT. OF PUBLIC WORKS
PAUL A. KARAS
Commissioner

2018 JUN 14 PM 12:32
FRANK P. CIRILLO, SR WA
Regional Director

June 1, 2018

Mr. Mark Daigler
Traffic Maintenance Supervisor
City of North Tonawanda
758 Erie Street
North Tonawanda, NY 14120

Dear Mr. Daigler:

I am pleased to inform you that the New York State Department of Transportation (NYSDOT) has approved the City of North Tonawanda application for funding of the North Tonawanda Pedestrian Crossing Control Signal Project under the Pedestrian Safety Action Plan Program in the amount of \$375,480.00.

Projects were selected through eligibility determination, competitive scoring, and consideration of available funds. The Pedestrian Safety Action Plan Program will provide funding reimbursement for 100% of eligible expenses up to the award amount.

The NYSDOT Planning and Program Management office will contact you to discuss the next steps and assist you with all Federal and State requirements.

If you have any questions regarding this award, please feel free to contact Ron Hayes at 716-847-3381 or Ron.Hayes@dot.ny.gov.

Sincerely,

Frank P. Cirillo, SR/WA
Regional Director

FPC/REK/lk

cc: Ramsey Kahi, Regional Planning and Program Manager, Region 5
Hal Morse, Executive Director, GBNRTC
Honorable Arthur Pappas, Mayor, City of North Tonawanda

Budget Amendment Request Form

Department: Accounting

Date: 8.23.2018

Accounts and Documentation	
Dollar Amount	Increase(Decrease) Account
\$4,000.00	618.7110.0201 Children Memorial Garden
	Account Number
	618.1000.3897 State Ad. Culture + Rec. Cap
	Increase(Decrease) Account
	Account Number
	Account Description Projects
Explanation: To establish a budget for \$4,000 awarded to the City for the Children's Memorial Garden for a NY Assembly on the Children's Budget in zero/guard is 100% reimbursable.	
COMMON COUNCIL ACTION IS NECESSARY	
Department Head Signature: <i>[Signature]</i>	
Date: 8/23/18	

Budget Amendment Policy

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For Accounting Department Use Only

Control #	Department of Accounting Audit	Common Council Meeting Date
16	<i>[Signature]</i> 8/23/18	9.4.2018



THE ASSEMBLY
STATE OF NEW YORK
ALBANY

CHAIRMAN
Committee on Economic Development,
Job Creation, Commerce and Industry

COMMITTEES
Codes
Health
Ways & Means

ROBIN SCHIMMINGER
140th District

MEMORANDUM

To: Mayor Pappas
From: Ken Berlinski
Re: Capital funding
Date: 7/26/16

Per our conversation, enclosed is information on those 2 outstanding items for which Robin secured Assembly funding through the Community Capital Assistance Program (CCAP) but for which the Ways and Means (WAM) Committee confirms that contracts were never finalized by the city and the Dormitory Authority (DASNY).

As I noted, these commitments date back to requests from Mayors Burgio (Riverwalk - \$88,000) and Soos (Schenck Street drainage improvements - \$50,000). I was able to find the enclosed info on the drainage project in my files, which you'll note was revised to apply just to Schenck Street. However, I cannot seem to locate my file on the Riverwalk project, although WAM was able to provide a copy of the CCAP Preliminary Application submitted by the city for that one. I assume that these projects were not undertaken, or, if they were, other funding sources were utilized. If any work has been completed or equipment/materials been purchased for either project in the absence of a contract with DASNY, the authority cannot issue any reimbursement. In the event the city would still want to proceed with either or both of these projects, recognizing that there would be no reimbursement for any costs already incurred, we can have WAM staff contact DASNY to resume the contract process.

Assuming you do not want to revive these projects, Robin has committed to redirecting the \$138,000 at hand to address current eligible capital needs the city may have. As we discussed, he would like to close the funding gap for the Children's Memorial Garden and provide the \$42,000 you indicated is needed to make that project whole. We welcome your suggestions for utilizing the remaining \$96,000. I've enclosed CCAP guidelines outlining project eligibility criteria for your review.

I would caution you that the CCAP process can be quite lengthy in that it involves reviews by WAM, DASNY, the Comptroller and the Attorney General, and then final three-way approval by the legislative leaders and the Governor. My best estimate is that a contract likely would not be finalized until this time next year with reimbursement to follow.

Should you or your office have any questions in this regard, please feel free to contact me. Robin looks forward to working with you on behalf of the residents of North Tonawanda.

Encs.

Budget Amendment Request Form

Department: Accounting

Date: 8.23.2018

Accounts and Documentation	
Increase(Decrease) Account	Increase(Decrease) Account
001.1460.0440	001.1000.3000
Records Management Prof	State Aid - Records Management
Account Number	Account Number
Account Description	Account Description
<p>Dollar Amount</p> <p style="font-size: 24pt;">\$ 74,900.00</p>	
<p>Explanation: On 6.27.2018 The City was awarded \$74,900 from the State Education Department for Local Government Records Management. This amendment is to establish the appropriate revenue exp. account related to said grant. Net impact on budget is zero.</p>	
<p>***COMMON COUNCIL ACTION IS NECESSARY***</p>	
<p style="font-size: 24pt; font-family: cursive;">Amanda Elburn</p>	<p style="font-size: 24pt;">8/23/18</p>
Department Head Signature	Date

Budget Amendment Policy

2.31 - All Budget Amendments require authorization by the Common Council

2.32 - Budget amendments can be initiated by the Department Head by completing a Budget Amendment Form and submitting to the Accounting Department for review when:

- a) The change will result in an overall increase or decrease to appropriations and either estimated revenues/fund balance.

For Accounting Department Use Only

Control #	Department of Accounting Audit	Common Council Meeting Date
17	JE 8/23/18	9.4.2018



THE STATE EDUCATION DEPARTMENT/ THE UNIVERSITY OF THE STATE OF NEW YORK/ALBANY, NY 12234

Grants Finance, Room 510W, Education Building, Albany, NY 12234
 Tel. (518) 474-4815 Fax (518) 486-4899
 Email: GRANTSWEB@NYSED.GOV

Grant Award Recipient MAYOR CITY OF NORTH TONAWANDA CITY HALL 216 PAYNE AVE NORTH TONAWANDA, NY 14120	Date 06/27/18
	Project Number 0580197641
	Agency Code 400900640001
Funding Source LOCAL GOV'T RECORDS MANAGEMENT	DUNS Number NOT ON FILE
CFDA Index Number NA	Law Ed.L. 57a, 57.35
Federal Award Identification Number (FAIN) NA	Regulations NA
	Commissioner's Regulations 8 NYCRR 185
Federal Award Date NA	Maximum Indirect Cost Rate 0 %
Federal Awarding Agency NA	Funding Dates/Period of Performance 07/01/18-06/30/19
Approved Budget Total* \$74,960	First Payment \$37,480
	Final Report (FS-10-F Long Form) Due 07/30/19
SED Fiscal Contact MARIA DOS SANTOS (518)474-4815	SED Program Contact DENIS MEADOWS 9A81 CEC (518)474-6926

It is the sub-recipient's responsibility to conduct activities in accordance with applicable statutes, regulations, policies, terms, conditions and assurances. All grants are subject to further review, monitoring and audit to ensure compliance. The Department has the right to recoup funds if the approved activities are not performed and/or the funds are expended inappropriately.

In accordance with Section 41 of the State Finance Law, the State shall have no liability under this grant to the grantee or to anyone else beyond funds appropriated and available for this grant. The approved budget (FS-10) will be sent under separate cover. Please retain this document with your files.

XXVI.
SEP 04 2018

MEMO

Building Inspector's Office
City of North Tonawanda
(716) 695-8595
FAX (716) 695-8544

To: Hon. Arthur Pappas & Council

Date: August 20, 2018

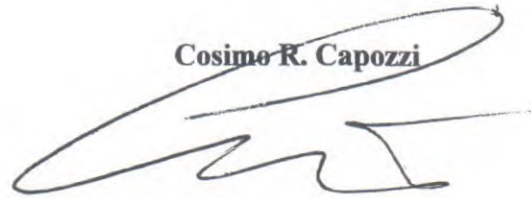
From: Cosimo R. Capozzi
Building Inspector

Re: Vacation/Sick days
report Jan-July 2018

Attached, please find copies of the vacation and sick days report for January 1 through July 31, 2018

Cc. file
Mayor
Council
Accounting

Cosimo R. Capozzi



Building Inspector

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CITY CLERK'S OFFICE

2018 AUG 20 AM 10:54
NORTH TONAWANDA NY

City of North Tonawanda

CONSOLIDATED SICK DAY, VACATION DAY, PERSONAL DAY &
BIRTHDAY SCHEDULE

DEPARTMENT OF BUILDING INSPECTION

PERIOD COVERED 1/1/2018 THROUGH 6/30/2018

Cosimo R. Capozzi – Building Inspector

<u>Sick Days</u>	Balance Forward	178	Days
	Earned	6	Days
	Used	1	Days
	Sick Bank Donation	0	Days
	Remaining	183	Days

<u>Vacation Days</u>	Balance forwarded	9	Days
	Earned	25	Days
	Used/cashed in	0	Days
	Remaining (2017)	34	Days

<u>Birthday & Personal days</u>	Balance forwarded	3	
	Earned	0	Days
	Used	0	Days
	Remaining	3	Days

City of North Tonawanda

CONSOLIDATED SICK DAY, VACATION DAY, PERSONAL DAY &
BIRTHDAY SCHEDULE

DEPARTMENT OF BUILDING INSPECTION

PERIOD COVERED 1/1/2018 THROUGH 6/30/2018

John Stahlman –Assistant Building Inspector

<u>Sick days</u>	Balance Forward	395 days
	Earned	9 days
	Used	4.5 days
	Sick Bank Donation	0 days
	Remaining	399.5 days

<u>Vacation days</u>	Earned	25 days
	Used	5 days
	Remaining	20 days

<u>Birthday & Personal days</u>	Earned	5 days
	Used	2.5 days
	Remaining	2.5 days

City of North Tonawanda

CONSOLIDATED SICK DAY, VACATION DAY, PERSONAL DAY &
BIRTHDAY SCHEDULE

DEPARTMENT OF BUILDING INSPECTION

PERIOD COVERED January 1 2018 to June 30 2018

Robert C DePaolo Code Enforcement Electrical Inspector

	Balance Forward	40	Days
	Earned	6	Days
<u>Sick days</u>	Used	1	Days
	Remaining	45	Days

<u>Vacation days</u>	Balance Forward	0	Days
	Earned	11	Days
	Used/Cashed	0	Days
	Remaining	11	Days

<u>Birthday & Personal days</u>	Earned	5	Days
	Used	2	Days
	Remaining	3	Days

City of North Tonawanda

CONSOLIDATED SICK DAY, VACATION DAY, PERSONAL DAY & BIRTHDAY
SCHEDULE

DEPARTMENT OF BUILDING INSPECTION

PERIOD COVERED 1/1/2018 THROUGH 6/30/2018

Renee K Proefrock– Clerk Typist

<u>Sick Days</u>	Balance Forward	6	Days
	Earned	6	Days
	Used	1.5	Days
	Sick Bank Donation	0	Days
	Remaining	10.5	Days

<u>Vacation Days</u>	Balance forwarded	0	Days
	Earned	10	Days
	Used/cashed in	2	Days
	Remaining	9	Days

<u>Birthday & Personal days</u>	Balance forwarded	0	
	Earned	5	Days
	Used	0	Days
	Remaining	5	Days



City of North Tonawanda

Department of Community Development
500 Wheatfield Street
North Tonawanda, New York 14120
716-695-8580
716-614-0519 (fax)

XXXII.1
SEP 04 2018

August 28, 2018

Honorable Mayor and Common Council
City Hall
North Tonawanda, NY 14120

Re: North Tonawanda Smart Growth Fund
Contract amendment

Dear Honorable Body;

As you are aware, the City of North Tonawanda is in the process of administering and completing downtown improvements through the \$2.5 million Smart Growth Community Fund awarded by Empire State Development. The Downtown Placemaking project is a \$1,635,000 project, funded in part through Smart Growth funding, which will include a variety of streetscape, crosswalk, intersection, wayfinding, and park and open space improvements.

Earlier this year the City contracted with Joy Kuebler Landscape Architect (JKLA) to complete the design and administration of these improvements for \$160,000. At the time the full extent and locations of each improvement had not been determined, so the original contract scope did not include site surveying. To date JKLA, working with the City's project steering committee, has determined the location and extent of the expected improvements and requires site surveys of various locations on Webster, Main, and Tremont Streets. JKLA solicited and received three proposals from qualified firms with the lowest proposal at \$11,740.

At this time I would like to respectfully request this Body an amendment to the scope and fee of the existing JKLA contract, subject to review and approval by the City Attorney, to include site survey services with a not to exceed fee of \$171,740.

Thank you for your time and consideration.

Kindest regards,

Michael Zimmerman
Director of Community Development

RECEIVED
CITY CLERK'S OFFICE
2018 AUG 29 AM 11:32
NORTH TONAWANDA NY



City of North Tonawanda

Department of Community Development
500 Wheatfield Street
North Tonawanda, New York 14120
716-695-8580
716-614-0519 (fax)

XXXII. 2
SEP 04 2018

August 28, 2018

Honorable Mayor and Common Council
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Re: North Tonawanda Brownfield Opportunity Area State Environmental Quality Review (SEQR)

Dear Honorable Body;

As you are aware, the City of North Tonawanda has undertaken and completed the New York State Brownfield Opportunity Area (BOA) program. Directed by Bergmann Associates, this program has incorporated input from City departments, local stakeholder groups, local businesses, and city residents to establish a redevelopment plan for the BOA area of downtown and the Niagara River waterfront. In order to finalize the BOA program a number of procedural steps remain, including completion of the City SEQR requirements, drafting and finalization of an Environmental Impact Statement, issuance of a Findings Statement, and adoption of zoning code revisions.

Attached please find Parts 1, 2, & 3 of the Full SEQR Environmental Assessment Form (EAF). As a master redevelopment plan, the BOA includes numerous actions and projects which may have one or more significant adverse impacts on the environment as identified in Part 2. These potential impacts are in the areas of land use, surface water, groundwater, flooding, plants and animals, aesthetic resources, historic and archeological resources, transportation, energy, noise, odor, and light, and human health. Accordingly the Part 3 document was prepared, describing the magnitude of potential significant adverse environmental impacts to be studied during the preparation of an Environmental Impact Statement.

I hereby respectfully request this Honorable Body consider a resolution to issue a positive declaration of potential significant adverse environmental impact based on the analysis provided in Parts 2 and 3 of the project EAF. Further I request this Body to authorize the City Community Development office and Bergmann Associates to file and distribute all documentation related to this Positive Declaration as required by 617.12(b)(1) of SEQR and to publish this Positive Declaration in the Environmental Notice Bulletin pursuant to 617.12(c)(1) of SEQR.

RECEIVED
CITY CLERK'S OFFICE
2018 AUG 29 AM 11:32
NORTH TONAWANDA NY

Thank you for your time and consideration.

Kindest regards,

A handwritten signature in black ink, appearing to read 'MZ', with a long horizontal line extending to the right.

Michael Zimmerman
Director of Community Development

**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

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

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

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

A. Project and Sponsor Information.

Name of Action or Project: North Tonawanda Brownfield Opportunity Area Implementation Strategy/Generic Environmental Impact Statement & Zoning Code Update		
Project Location (describe, and attach a general location map): City of North Tonawanda, NY		
Brief Description of Proposed Action (include purpose or need): The North Tonawanda Brownfield Opportunity Area (NT BOA) is a subarea within the City of North Tonawanda, NY that was subject of analysis and planning. This work was accomplished through the New York State Department of State (DOS) Brownfield Opportunity Area Program. The NT BOA is a 546-acre area adjacent to the Niagara River and portion of the Erie Canal. Through an in-depth planning process with significant community engagement and supporting analysis, a Master Plan focused on area-specific revitalization was created. This Master Plan and Implementation Strategy includes an analysis of potential development projects, public streetscape and park improvements, and housing improvements, to be completed over the next 25 years. The Implementation Strategy envisions new residential and commercial development in excess of 200,000 square feet and 300 residential units. This action also includes zoning code updates for two districts within the City; downtown mixed-use district and waterfront district, which are within the NT BOA study area. While the Implementation Strategy and Zoning Code Update will not physically alter the environment, it provides information and guidance for the community and decision makers as revitalization projects are progressed in the future.		
Name of Applicant/Sponsor: City of North Tonawanda	Telephone: (716) 695-8580	E-Mail: mzimmerman@lumbercitydc.com
Address: 216 Payne Avenue		
City/PO: North Tonawanda	State: NY	Zip Code: 14120
Project Contact (if not same as sponsor; give name and title/role): Michael Zimmerman	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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	City of North Tonawanda Common Council, NT BOA/Zoning Code Adoption	
b. City, Town or Village <input type="checkbox"/> Yes <input type="checkbox"/> No Planning Board or Commission		
c. City Council, Town or <input type="checkbox"/> Yes <input type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
e. County agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYS DOS, BOA Plan Acceptance	
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input checked="" type="checkbox"/> Yes <input 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? Yes No

- If Yes, complete sections C, F and G.
- If No, proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? Yes No

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

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) Yes No

If Yes, identify the plan(s):

Remediation Sites:C932165, Remediation Sites:C932171, Remediation Sites:C932142, Remediation Sites:932059 , Remediation Sites:B00178 , Remediation Sites:932100 , Remediation Sites:932099 , Remediation Sites:C932161, Remediation Sites:B00025 , Remediation Sites:932060 , NYS Heritage Areas: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? Yes 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?
 Waterfront District (WD), General Commerce (C-1), General Residence (R-2), Neighborhood Business (C-2), Light Manufacturing (M-1), General Industrial (M-2)

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? Downtown Form Based Code, Waterfront Zoning Revisions

C.4. Existing community services.

a. In what school district is the project site located? City of North Tonawanda School District

b. What police or other public protection forces serve the project site?
 City of North Tonawanda Police Department

c. Which fire protection and emergency medical services serve the project site?
 City of North Tonawanda Fire Department

d. What parks serve the project site?
 Gratwick Park, Fisherman's Park, Payne 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)? Residential, industrial, commercial, open space/recreational

b. a. Total acreage of the site of the proposed action? 546 acres
 b. Total acreage to be physically disturbed? TBD acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 106.2 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 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: TBD
 • Anticipated commencement date of phase 1 (including demolition): TBD month _____ year
 • Anticipated completion date of final phase: TBD 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	188	_____	_____	400

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

i. Total number of structures TBD

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

iii. 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,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____

iii. If other than water, identify the type of impounded/contained liquids and their source. _____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No
 (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
 If Yes:

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

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): _____
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____

iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____

v. What is the total area to be dredged or excavated? _____ acres

vi. What is the maximum area to be worked at any one time? _____ acres

vii. What would be the maximum depth of excavation or dredging? _____ feet

viii. Will the excavation require blasting? Yes No

ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will proposed action cause or result in disturbance to bottom sediments? Yes No
 If Yes, describe: _____

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

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

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

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

i. Total anticipated water usage/demand per day: _____ 525,395 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: City of North Tonawanda Water/Wastewater Treatment Plant
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

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

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

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

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

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

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

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

i. Total anticipated liquid waste generation per day: _____ TBD 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): _____
 Sanitary Wastewater

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

- Name of wastewater treatment plant to be used: City of North Tonawanda Water/Wastewater Treatment Plant
- Name of district: N/A
- 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

- Do existing sewer lines serve the project site?
- Will line extension within an existing district be necessary to serve the project?

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 TBD

If Yes:

i. 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)

ii. Describe types of new point sources. _____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

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

- Will stormwater runoff flow to adjacent properties? Yes No

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

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

If Yes, identify:

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

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

iii. 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:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No

ii. In addition to emissions as calculated in the application, the project will generate:

- _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
- _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
- _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
- _____ Tons/year (short tons) of Carbon Dioxide equivalent of 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 semi-trailer truck trips/day: _____ NA _____

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:
Addition of a landscaped median and gateway on Taylor Drive, proposed promenade on Tonawanda Island, Oliver Street streetscape enhancements, Main Street pedestrian enhancements (bump-outs/aesthetic improvements), River Road intersection improvements, Thompson Street pedestrian, enhancements

vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

TBD _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):
Local Utility

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.

i. During Construction:		ii. During Operations:	
• Monday - Friday:	_____ TBD _____	• Monday - Friday:	_____ TBD _____
• Saturday:	_____ TBD _____	• Saturday:	_____ TBD _____
• Sunday:	_____ TBD _____	• Sunday:	_____ TBD _____
• Holidays:	_____ TBD _____	• Holidays:	_____ TBD _____

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:
Temporary construction noises TBD _____

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

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

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

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: _____
Temporary construction odor TBD _____

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

If Yes:
i. Product(s) to be stored _____
ii. Volume(s) _____ per unit time _____ (e.g., month, year)
iii. Generally describe proposed storage facilities: _____

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

If Yes:
i. Describe proposed treatment(s):

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

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

If Yes:
i. Describe any solid waste(s) to be generated during construction or operation of the facility:
• Construction: _____ TBD tons per _____ TBD (unit of time)
• Operation : _____ TBD tons per _____ TBD (unit of time)
ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
• Construction: TBD _____
• Operation: TBD _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:
• Construction: TBD _____
• Operation: TBD _____

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

If Yes:

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

ii. Anticipated rate of disposal/processing:

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

iii. If landfill, anticipated site life: _____ years

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

If Yes:

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

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

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

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

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

If Yes: provide name and location of facility: _____

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

E. Site and Setting of Proposed Action

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

a. Existing land uses.

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

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

Forest Agriculture Aquatic Other (specify): _____

ii. If mix of uses, generally describe:

The NT BOA comprises mixed-use areas of downtown and the Niagara River waterfront.

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	NA	NA	NA
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	0	0	0
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	40	40	0
• Wetlands (freshwater or tidal)	12.4	12.4	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: Gratwick Park, Fisherman's Park, urban plazas

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:
City of North Tonawanda School District, Dianna's House, Kidsabilities, North Tonawanda Senior Center

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:
 NOT APPLICABLE

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): C932165, C932171, C932142, ...
 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): 915171 , V00379 , C932165, C932171, C932142, ...
 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? _____ > 6 feet

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

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

Canandaigua Silt Loam	_____	4 %	*80% of the site is unsurveyed
Raynham Silt Loam, 0-2% slope	_____	4 %	
Water	_____	11 %	

d. What is the average depth to the water table on the project site? Average: 0.5 - 1.5 feet

e. Drainage status of project site soils: Well Drained: _____ % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained: _____ 8 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 8 % 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 837-18 Classification C
- Lakes or Ponds: Name 837-1 Classification A-S
- Wetlands: Name Federal Waters, Federal Waters, Federal Waters,... 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: _____
 Name - Pollutants - Uses: Niagara River, Upper, Main Stem - Pesticides; Priority Organics - Fish Consumption; Habitat/Hydrology

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 _____
 Wintering Waterfowl _____

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
 Common Tern

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
 Wintering waterfowl

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: _____
 Enhanced fishing through park improvements

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: _____
 ii. Basis for designation: _____
 iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: US Post Office--North Tonawanda, Riviera Theatre, The Dick Block, Herschell-Spillman Motor Company Complex, Ascension...

iii. Brief description of attributes on which listing is based:
 Architectural Features _____

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? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: Seaway Trail

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): Niagara River

iii. Distance between project and resource: _____ 0 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? Yes No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

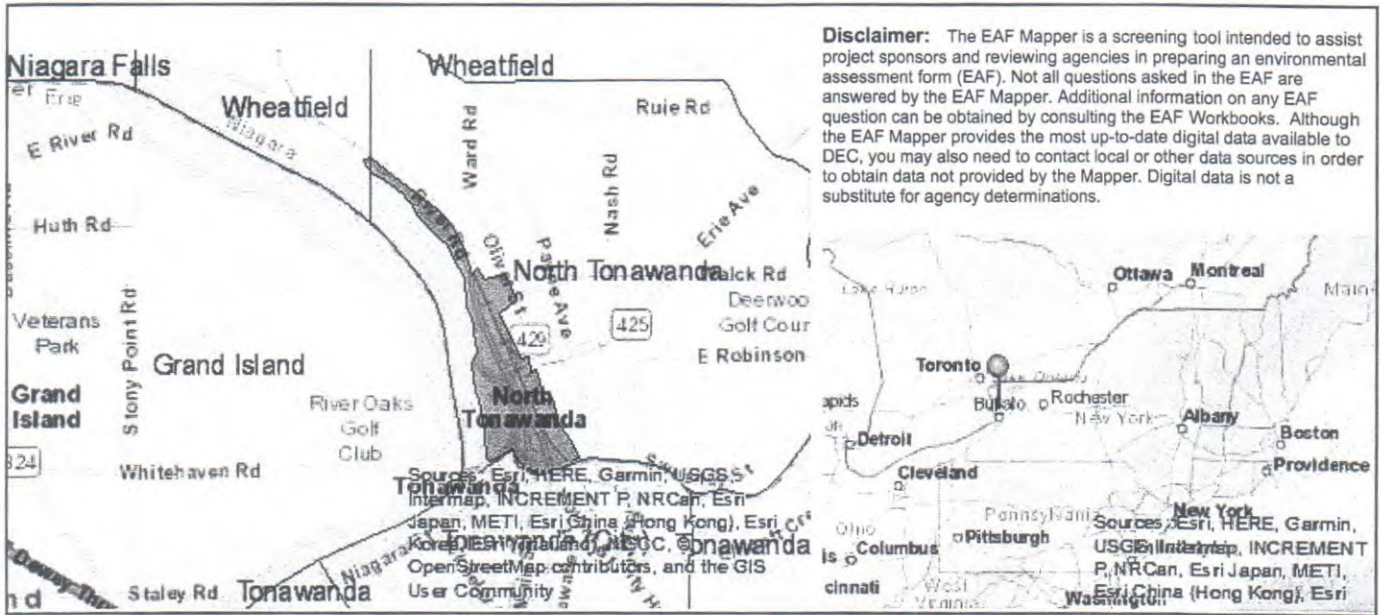
If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name _____ Date _____

Signature _____ Title _____



B.i.i [Coastal or Waterfront Area]	Yes
B.i.ii [Local Waterfront Revitalization Area]	Yes
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]	Remediaton Sites:C932165, Remediaton Sites:C932171, Remediaton Sites:C932142, Remediaton Sites:932059 , Remediaton Sites:B00178 , Remediaton Sites:932100 , Remediaton Sites:932099 , Remediaton Sites:C932161, Remediaton Sites:B00025 , Remediaton Sites:932060 , NYS Heritage Areas:West Erie Canal Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Yes - Digital mapping data for Spills Incidents are not available for this location. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Yes
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Yes
E.1.h.i [DEC Spills or Remediation Site - DEC ID Number]	C932165, C932171, C932142, 932059 , B00178 , 932100 , 932099 , C932161, B00025 , 932060
E.1.h.iii [Within 2,000' of DEC Remediation Site]	Yes
E.1.h.iii [Within 2,000' of DEC Remediation Site - DEC ID]	915171 , V00379 , C932165, C932171, C932142, 932059 , B00178 , 932100 , 932099 , C932161, B00025 , 932060 , 932026
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 - Stream Name]	837-18

E.2.h.iv [Surface Water Features - Stream Classification]	C
E.2.h.iv [Surface Water Features - Lake/Pond Name]	837-1
E.2.h.iv [Surface Water Features - Lake/Pond Classification]	A-S
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	Yes
E.2.h.v [Impaired Water Bodies - Name and Basis for Listing]	Name - Pollutants - Uses;Niagara River, Upper, Main Stem – Pesticides;Priority Organics – Fish Consumption;Habitat/Hydrology
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]	Yes
E.2.o. [Endangered or Threatened Species - Name]	Common Tern
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]	No
E.3.e. [National Register of Historic Places]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National Register of Historic Places - Name]	US Post Office--North Tonawanda, Riviera Theatre, The Dick Block, Herschell-Spillman Motor Company Complex, Ascension Roman Catholic Church Complex, Enlarged Erie Barge Canal Nominated by NPS (2014)
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 :

Date :

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

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

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)

NO

YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

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

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)

NO

YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

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

1. 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input checked="" 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 checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input checked="" 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 checked="" 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. NO 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.) NO 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 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 1. E.1.a, E.1.b, E.3.h.)

NO

YES

If "Yes", answer questions a - g. If "No", go to Section 10.

	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 checked="" 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 checked="" 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 checked="" type="checkbox"/> <input checked="" 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 checked="" type="checkbox"/> <input checked="" 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources

The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)

NO

YES

If "Yes", answer questions a - e. If "No", go to Section 11.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on or has been nominated by the NYS Board of Historic Preservation for inclusion on the State or National Register of Historic Places.	E3e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "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 The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If "Yes", answer questions a - e. If "No", go to Section 12.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b, E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c, E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If "Yes", answer questions a - c. If "No", go to Section 13.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation

The proposed action may result in a change to existing transportation systems.
(See Part 1. D.2.j)

 NO YES

If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy

The proposed action may cause an increase in the use of any form of energy.
(See Part 1. D.2.k)

 NO YES

If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

15. Impact on Noise, Odor, and Light

The proposed action may result in an increase in noise, odors, or outdoor lighting.
(See Part 1. D.2.m., n., and o.)

 NO YES

If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) NO YES

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

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

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans.
(See Part 1. C.1, C.2. and C.3.)

NO

YES

If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character.
(See Part 1. C.2, C.3, D.2, E.3)

NO

YES

If "Yes", answer questions a - g. If "No", proceed to Part 3.

	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"/>

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Project : _____

Date : _____

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

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

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

Reasons Supporting This Determination:

To complete this section:

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

Please see attached Determination of Significance

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: Type 1 Unlisted

Identify portions of EAF completed for this Project: Part 1 Part 2 Part 3

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

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
City of North Tonawanda Common Council _____ as lead agency that:

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

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

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.d).

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

Name of Action: North Tonawanda BOA Implementation Strategy/Generic Environmental Impact Statement & Zoning Code Update

Name of Lead Agency: City of North Tonawanda Common Council

Name of Responsible Officer in Lead Agency: Eric M. Zadzilka

Title of Responsible Officer: Common Council President

Signature of Responsible Officer in Lead Agency:

Date:

Signature of Preparer (if different from Responsible Officer)

Date:

For Further Information:

Contact Person: Michael Zimmerman

Address: 500 Wheatfield Street, North Tonawanda, NY 14120

Telephone Number: (716) 695-8580

E-mail: mzimmerman@lumbercitydc.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>

PRINT FULL FORM

CFO - A

SEP 04 2018



VANGUARD Church

City of North Tonawanda

City Clerk

Daniel R Quinn

Dear Mr. Quinn ,

Vanguard Church would like to have our annual Trunk & Treat event for the neighborhood in the fall.

The city has been allowing us use the city market lot for this event. We are again, this year asking permission to use that lot on October 31, 2018 from 5pm until 9pm.

Last year we were requested to submit a Certificate of Liability. We can comply to that if needed again.

Sincerely,

Marian Stilwell

Vanguard Church, Administrator

375 Payne Ave.

North Tonawanda, NY 14120

RECEIVED
CITY CLERK'S OFFICE
2018 JUL 9 PM 12:27
NORTH TONAWANDA NY



City of North Tonawanda

Historic Preservation Commission

CFO-B

SEP 04 2018

August 24, 2018

North Tonawanda Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Honorable Body;

The Historic Preservation Commission (HPC) is requesting that the Common Council provide permission for the HPC to utilize the Carnegie Arts Center for an informational community meeting on Thursday, September 13th at 7pm.

Sincerely,
Amber Holycross, AIA
NT Historic Preservation Commission Co-Chairperson

CC Joe Fonzi
Rae Proefrock
April Gampp
Jay Soemann
Linda Hayes
Kristin Derby

RECEIVED
CITY CLERK'S OFFICE

2018 AUG 24 AM 9:55
NORTH TONAWANDA NY

Platter's Chocolate

CFO-C

SEP 04 2018

Sponge Candy - Orange Chocolate - Pecan Frogs - Seasonal Novelties

Wholesale - Private Labeling - Corporate Gifts

Since 1938

August 16, 2018

Mr. Austin Tylec
Alderman at Large
Department of Common Council
City Hall
216 Payne Ave
North Tonawanda, NY 14120

RECEIVED
CITY CLERK'S OFFICE

2018 AUG 29 AM 10:31
NORTH TONAWANDA NY

Dear Mr. Tylec

Thank you for presenting our request to the council regarding the second annual Platter's Chocolates Spongefest 5K Race. Last year our race raised \$10,000 for Samaritan's Purse Hurricane Relief Fund.

It was proud moment for not only Platter's but also the great people of North Tonawanda and the surrounding area. We are hoping to have another terrific, family friendly event this year. National Sponge Candy Day is Friday September 21st, and we'd like to have this year's sanctioned race the following day, Saturday September 22nd, 2018 at 3:30.

Last year the council approved our race and asked that we would put signage out in the neighborhood letting residents know of the upcoming event. We did have 2 people we know of say they were unaware. Be assured that this year we will double our efforts to accommodate this request. We've also worked with Race Management Solutions to hold the Event an hour earlier.

I am also attaching the approved, certified race route that was approved last year by all concerned parties.

Please pass on our thanks to the entire council and know that I am available for any questions anyone should have. Hope to see you all 9/22 in running shoes!

Sincerely,

John DiGuseppe
VP of Business Development
Platter's Chocolates

The Wurlitzer Building
908 Niagara Falls Blvd, Suite 106, North Tonawanda, NY 14120
716-693-5391 www.platterschocolates.com

Sponge Candy 5K

North Tonawanda, NY

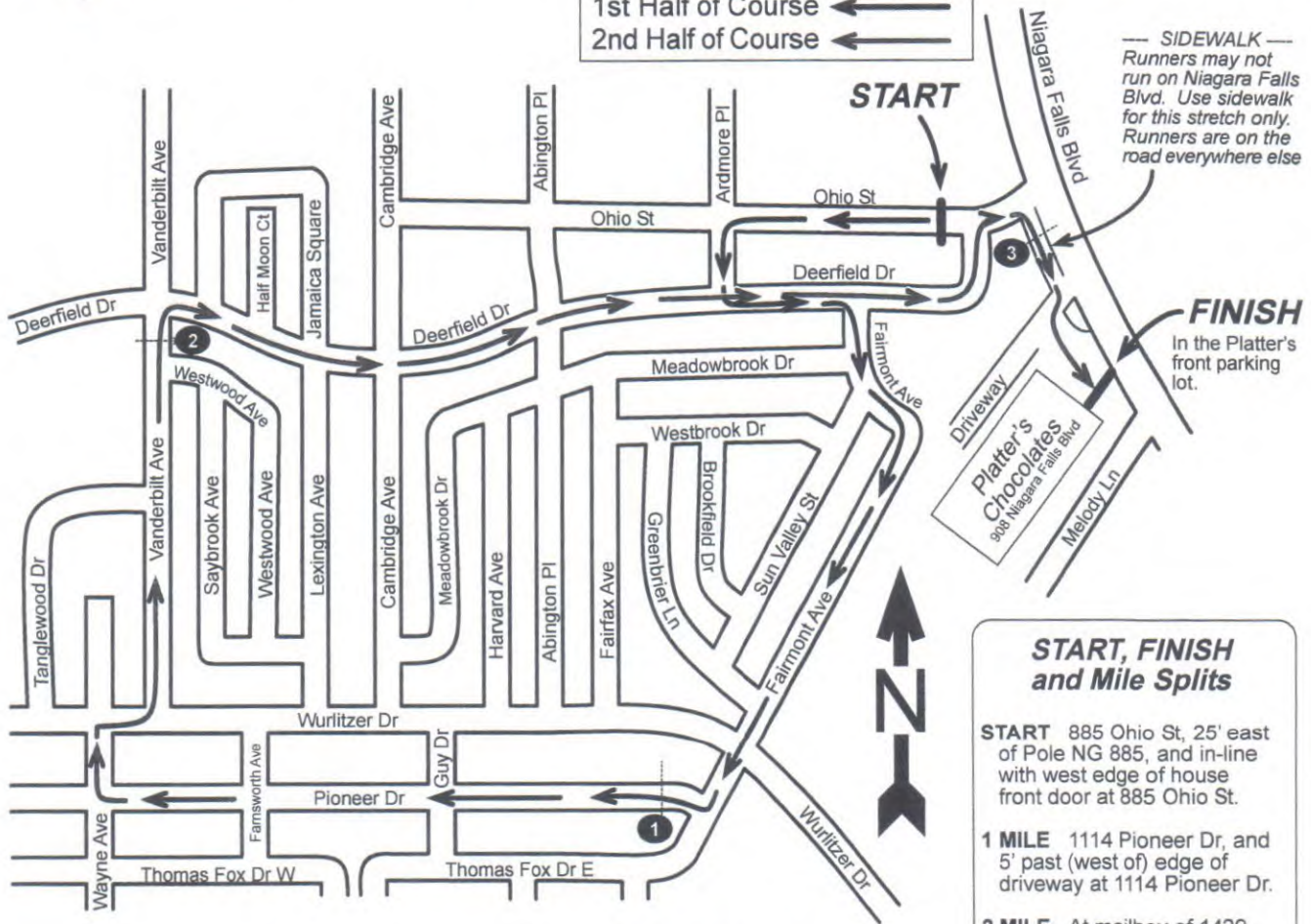


Certified Course NY17027JJ

Effective: 8/21/2017
Through: 12/31/2027

Course Distance:	5 Km
Date Measured:	August 19, 2017
Measured By:	Jeff John <i>BuffaloRunners.com</i>
Calibration Course:	NY15045JJ

1st Half of Course ←←←←←
2nd Half of Course ←←←←←



Course Route

START, run west on Ohio St
TURN left, run south on Ardmore Pl,
TURN left run east on Deerfield Dr,
TURN right run south on Fairmont Ave,
TURN right, run west on Pioneer Dr,
TURN right run north on Wayne Ave,
TURN right run east on Wurlitzer Dr,
TURN left, run north on Vanderbilt Ave,
TURN right, run east on Ohio St,
TURN right, run south on sidewalk of NF Blvd,
TURN right, run south on driveway,
TURN left, run east into Platter's parking lot,
FINISH at the big Cross Walk in parking lot.