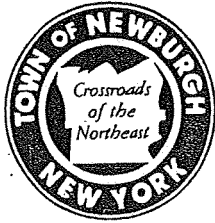


PUBLIC MEETING AGENDA
Monday, June 16, 2014
7:00 p.m.

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. MOMENT OF SILENCE
4. CHANGES TO AGENDA
5. APPROVAL OF AUDIT
6. DEPARTMENT HEAD REPORTS
7. UNSAFE BUILDING: Continuation of Discussion 156 Brewer Rd.
8. RECREATION
 - A. Hiring of Lifeguard
 - B. Parkland Trust Fund Transfer
9. ORANGE COUNTY CONSORTIUM
10. WORKPLACE VIOLENCE PROGRAM
11. ZONING
 - A. Resolution of Referral of Local Law Amending Zoning Banks in IB
 - B. Resolution Ordering Public Hearing
 - C. SEQA Resolution
 - D. SEQR Resolution of Designation and Determination ZBA Interpretation Fees
 - E. Resolution of Adoption ZBA Interpretation Fees
12. PERSONNEL
 - A. Resolution for Retirement Board
 - B. Resolution for Elected Officials
13. FIRE INSPECTIONS :
Police Department, Former Young House, Tap Site, Filter Plant, Fleet Maintenance, Court House, Animal Control, Highway Garage, Town Hall, Code Enforcement
14. COURT: Bail Money
15. WORKMEN'S COMP AUDIT
16. ENGINEERING: Resolution RE: Water System Capital Improvements
17. ANNOUNCEMENTS
18. PUBLIC COMMENTS
19. POSSIBILITY OF EXECUTIVE SESSION: Hickory Shadow / Rocky Heights
20. ADJOURNMENT



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

8A
Brendo

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Deputy Supervisor Piaquadio
Town Board Members
Ron Clum, Town Accountant

From: Charlene M Black, Personnel

Date: June 12, 2014

Re: Recreation Seasonal Employee

Please find attached a request from Robert Petrillo, Commissioner of Parks & Recreation and Conservation for the hiring of a Seasonal Employee, Jaclin O'Malley. I have copied the employee's application. You will see that the season will start June 19, 2014 until September 3, 2014. Upon approval, the new employee will be required to be finger printed and drug/alcohol tested besides the appropriate paperwork to be completed.

Thank you in advance for your time in this matter.



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

June 10, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

CC: Charlene Black, Personnel

FROM: Robert J. Petrillo, Commissioner

RE: Seasonal Hires

At this time I'm requesting your approval to hire Jaclin O'Malley to the position of seasonal Lifeguard at the rate of \$10.00/hour. Jaclin will be replacing one of the counselors who were previously approved and have since declined the position. I am proposing a hire date of June 19th. The funds for this position are available in appropriation code 7140-0100.

Thank you for your consideration.

Regards,

Robert J. Petrillo
Commissioner

8B



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

June 10, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

FROM: Robert J. Petrillo, Commissioner

RE: Requesting Funds From Parkland Trust Fund

At this time I would like to request funds from the Parkland Trust Fund be transferred to the Capital Project Fund in the amount of \$632.

The Board previously approved funds in the amount of \$9,250 at the September 4, 2013 meeting for the bathroom facilities project at Chadwick Lake Park. This amount will cover the remaining balance due Maser Consulting P.A. The project exceeded the original cost due to Board of Health regulations.

Thank you for your consideration.

Regards,

Robert J. Petrillo
Commissioner

8B



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

June 10, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

FROM: Robert J. Petrillo, Commissioner

RE: Requesting Funds From Parkland Trust Fund

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Thank you for your consideration.

Regards,

Robert J. Petrillo
Commissioner

49

Andy Zarutskie

To: Distefano, Dawn
Subject: RE: IMMEDIATE RESPONSE REQUIRED - Urban County Consortium Recertification-TOWN OF NEWBURGH

From: Distefano, Dawn [mailto:ddistefano@orangecountygov.com]
Sent: Tuesday, May 27, 2014 11:00 AM
To: councilmanpiaquadio@townofnewburgh.org; Town-clerk@townofnewburgh.org
Cc: Fazzino, Joanne
Subject: IMMEDIATE RESPONSE REQUIRED - Urban County Consortium Recertification-TOWN OF NEWBURGH
Importance: High



In an effort to insure that HUD's strict deadlines are met, the OCD office is tracking the date when your municipal board will meet to pass the required resolution, when the municipal official will sign the Cooperation Agreement Amendment and when both documents will be returned to the Community Development office (OCD). Please fill in the requested information below in the yellow highlighted area and use the above "Reply All" email option.

It is imperative that the original signed and sealed municipal resolution AND cooperation agreement amendment arrive at our office (OCD) no later than June 20, 2014.

Thank you in advance for your continued support and attention in this matter. If you have any questions or concerns, please contact us immediately at 845-615-3820.

Date of Municipal Board Meeting:
Fill in Date Here

Date municipal official signs the Cooperation Agreement Amendment:
Fill in Date Here

Date when sealed municipal resolution and amendment will be submitted to OCD:
Fill in Date Here

Regards,
Joanne Fazzino, Assistant Director
Orange County
Office of Community Development
18 Seward Ave. 1st Floor

Middletown, New York 10940

Email: ffazzino@co.orange.ny.us

Tel: 845-615-3318

Fax: 845-344-1629

This communication may contain confidential information and is intended only for the individual or entity to whom it is addressed. Any review, dissemination, or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender, and destroy all copies of the original message. No responsibility is accepted by Orange County Government for any loss or damage arising in any way from receiving this communication.

This message has been scanned for malware.

MUNICIPAL RESOLUTION - URBAN COUNTY TOWN OF NEWBURGH

RESOLUTION AUTHORIZING THE TOWN OF NEWBURGH ENTER INTO AN AMENDMENT TO THE EXISTING COOPERATION AGREEMENT DATED JULY 8, 1993, AS AMENDED, WITH THE COUNTY OF ORANGE FOR THE PURPOSE OF UNDERTAKING COMMUNITY DEVELOPMENT AND HOME PROGRAMS FOR THE PROGRAM YEAR COMMENCING FEDERAL FISCAL YEARS 2015, 2016, 2017 (AND FOR SUCCESSIVE THREE YEAR QUALIFICATION PERIODS AS PROVIDED FOR IN THE AUTOMATIC RENEWAL PROVISION) PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED AND TITLE II OF THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED.

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development ("HUD") authorized, under Title 1 of the Housing and Community Development Act of 1974, as amended and Title II of the National Affordable Housing Act of 1990, as amended to make grants to states and other units of general local government to help finance Community Development and Affordable Housing Programs; and

WHEREAS, it is desirable and in the public interest that the **Town of Newburgh** participate in aforesaid Community Development and HOME Programs for the program year commencing **Federal Fiscal Years 2015, 2016, 2017**, (and successive three year qualification period); and

WHEREAS, Section 99-h of the General Municipal Law of the State of New York grants to any municipal corporation the power, either individually or jointly with one or more other municipal corporations, to apply for, accept and expend funds made available by the Federal government either directly or through the state, pursuant to the provisions of any Federal Law which is not inconsistent with the statutes or constitution of this state, in order to administer, conduct or participate with the Federal government in programs relating to the general welfare of the inhabitants of such municipal corporation; and

WHEREAS, applications for grants to finance Community Development and Affordable Housing Programs under the Housing and Community Development Act of 1974, as amended and the National Affordable Housing Act of 1990, as amended and any "eligible Activities" thereunder are not inconsistent with the statutes or constitution of this state; and

WHEREAS, **TOWN** shall take all actions necessary to assure compliance with the COUNTY'S certification under Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, regarding Title VI of the Civil Rights Act of 1964, the Fair Housing Act, and affirmatively furthering fair housing. The COUNTY and the **TOWN** shall also comply with Section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975. Furthermore, the COUNTY and the **TOWN** shall comply with all other applicable New York State and Federal laws and regulations.

In addition, CDBG funding of activities in, or in support of, **TOWN** is prohibited if the **TOWN** does not affirmatively further fair housing within its own jurisdiction or the **TOWN** impedes COUNTY'S actions to comply with the COUNTY'S fair housing certification. **TOWN** shall indemnify, defend and hold harmless COUNTY from any non-compliance with affirmatively furthering fair housing by **TOWN** that results in funding sanctions or other remedial actions by the United States Department of Housing and Urban Development and/or the federal government against COUNTY.

WHEREAS, The **Town** as a cooperating unit of local government has adopted and is enforcing:

- a) A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
- b) A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within jurisdictions.

WHEREAS, participation by the County of Orange, as an urban county in the Community Development and HOME programs require that the **Town of Newburgh** and the County of Orange cooperate in undertaking or assisting in undertaking, community renewal and lower income housing assistance activities. Specifically urban renewal and publicly assisted housing, pursuant to said Act specifically those activities authorized by statutes and pursuant to Articles 9 and 17 of the New York State Constitution; and

WHEREAS, the County and **Town of Newburgh** will cooperate in developing Community Development and Affordable Housing Programs and applications for the Community Development Block Grant Entitlement Program and the HOME Investment Partnership ("HOME Program") which will be designed primarily for the purpose of meeting the priority needs and objectives of the participating localities based upon an inventory of the community development and housing needs developed mutually by local and County officials;

WHEREAS, **TOWN** may not sell, trade, or otherwise transfer all or any portion of such funds to another such metropolitan city, urban county, unit of general local government or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the [Housing and Community Development] Act [of 1974]. This requirement is contained in the Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2014, Pub. L. 113-76.

WHEREAS, this **Town Board** deems it to be in the public interest for the **Town of Newburgh** to enter into an Amendment to the existing Cooperation Agreement dated July 8, 1993, as amended, with the County of Orange for the aforesaid purpose;

NOW, THEREFORE, BE IT

RESOLVED, that the **Supervisor** be and **he** hereby is authorized and directed to execute a Cooperation Agreement Amendment between the **Town of Newburgh** and the County of Orange for the purpose of undertaking Community Development and HOME Programs pursuant to the Housing and Community Development Act of 1974, as amended and Title II of the National Affordable Housing Act of 1990, as amended, for the program year commencing Federal **Fiscal Years 2015, 2016, 2017** (and successive three year qualification periods).

Gilbert J. Piaquadio, Deputy Supervisor

Date

STATE OF NEW YORK)
COUNTY OF ORANGE)
OFFICE OF THE CLERK OF
THE TOWN OF NEWBURGH)

THIS IS TO CERTIFY THAT I, _____ Clerk of the _____,
(Clerk's Name) (Town)
have compared the foregoing copy of resolution with the original resolution now on file in my office and which was
passed by the **Town Board** of _____ on the _____ day of _____, 20____,
and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of said **Town Board** this
_____ day of _____, 20____.

SEAL

Andrew J. Zarutski
Clerk of the **Town of Newburgh**

AMENDMENT TO COOPERATION AGREEMENT

It is hereby agreed effective as of _____, 2014, by and between the County of Orange, a municipal corporation of the State of New York, having its principal offices at 255-275 Main Street, Goshen, New York 10924 ("COUNTY"), and "**Town of Newburgh**" a municipal corporation of the State of New York, having principal offices at **1496 Route 300, Newburgh, New York 12550** ("**TOWN**") to amend the Cooperation Agreement dated, July 8, 1993, between the parties ("Cooperation Agreement") as follows:

1. Strike and replace Paragraph 3 as follows:

3. Pursuant to New York State General Municipal Law §99-h, the COUNTY and the TOWN agree to undertake, or assist in undertaking, community renewal and lower income housing assistance activities.

2. Strike and replace Paragraph 6 as follows:

6. The COUNTY and the TOWN shall take all actions necessary to assure compliance with the COUNTY'S certification under Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, regarding Title VI of the Civil Rights Act of 1964, the Fair Housing Act, and affirmatively furthering fair housing. The COUNTY and the TOWN shall also comply with Section 109 of Title I of the Housing and Community Development Act of 1974, which incorporates Section 504 of the Rehabilitation Act of 1973 and the Age Discrimination Act of 1975. Furthermore, the COUNTY and the TOWN shall comply with all other applicable New York State and Federal laws and regulations.

In addition, CDBG funding of activities in, or in support of, TOWN is prohibited if the TOWN does not affirmatively further fair housing within its own jurisdiction or the TOWN impedes COUNTY'S actions to comply with the COUNTY'S fair housing certification. TOWN shall indemnify, defend and hold harmless COUNTY from any non-compliance with affirmatively furthering fair housing by TOWN that result in funding sanctions or other remedial actions by the United States Department of Housing and Urban Development and/or the federal government against COUNTY.

3. Add the following Paragraph 18:

18. TOWN may not sell, trade, or otherwise transfer all or any portion of such funds to another such metropolitan city, urban county, unit of general local government or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the [Housing and Community Development] Act [of 1974]. This requirement is contained in the Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2014, Pub. L. 113-76.

In all other respects, the provisions of the Cooperation Agreement, shall remain in full force and effect and shall be binding upon the parties referred to above.

TOWN OF NEWBURGH

(PLACE SEAL)

COUNTY OF ORANGE

(PLACE SEAL)

BY: _____

Gilbert J. Piaquadio
Deputy Supervisor

BY: _____

Stefan (Steven) M. Neuhaus
County Executive

STATE OF NEW YORK)
COUNTY OF ORANGE) ss:

On this ____ day of _____ 2014, before me personally appeared _____, to me known, who being by me duly sworn did dispose and say that he/she resides at New York and that **he** is the **SUPERVISOR** of the **TOWN OF NEWBURGH** of the corporation described in and which executed the above instrument; that **he** knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal, that it was so affixed by order to the **TOWN** Board of said corporation, and that **he** signed his name thereto by like order.

Notary Public

STATE OF NEW YORK)
COUNTY OF ORANGE) ss:

On this ____ day of _____ 2014, before me personally appeared Stefan (Steven) M. Neuhaus, County Executive of the County of Orange, the corporation described in and who executed the foregoing instrument, to me known and known to be such County Executive, and he being by me duly sworn, did dispose and say that he is the County Executive of Orange County; that he knows the corporate seal of said County of Orange that the seal affixed pursuant to resolution of the County Legislature.

Notary Public

OPINION OF COUNTY COUNSEL

The undersigned County Attorney for the County of Orange, New York, certifies that the terms and provisions of the foregoing Agreement are fully authorized under existing State and local law and that the Agreement provides full legal authority for the County to undertake, or assist in undertaking, essential community renewal and lower income housing assistance activities in cooperation with local units of government.

Langdon C. Chapman, County Attorney

Date: _____

received
6/9/05

RIDER, WEINER & FRANKEL, P.C.
ATTORNEYS & COUNSELLORS AT LAW

655 LITTLE BRITAIN ROAD
NEW WINDSOR, NEW YORK 12553

(MAILING ADDRESS:)
POST OFFICE BOX 2280
NEWBURGH, NEW YORK 12550
TEL. (845) 562-9100
FAX (845) 562-9126

M.J. RIDER (1906-1968)
ELLIOTT M. WEINER (1915-1990)

STEPHEN P. DUGGAN, III
BRUCE C. DUNN, SR.
COUNSEL

MOACYR R. CALHELHA
CRAIG F. SIMON
DAVID E. TOWER
OF COUNSEL

firm@riderweiner.com
www.riderweiner.com

DAVID L. RIDER
CHARLES E. FRANKEL
MICHAEL J. MATSLER
DONNA M. BADURA
MAUREEN CRUSH
MARK C. TAYLOR
RODERICK E. DE RAMON
M. JUSTIN RIDER (NY AND FL)
SHAY A. HUMPHREY
JEFFREY S.E. SCULLEY (NY AND IL)
MICHELLE F. RIDER (NY AND FL)

June 7, 2005

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Joanne Fazzino, Assistant Director
Office of Community Development
223 Main Street
Goshen, NY 10924

RE: Town of Newburgh
Amendment to Urban County Cooperation Agreement
Our File No. 800.1 (B)(13)(2005)

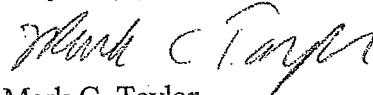
Dear Ms. Fazzino:

Enclosed please find an original executed Municipal Resolution - Urban County for the Town of Newburgh and an original executed Amendment to Urban County Cooperation Agreement between the County of Orange and the Town of Newburgh. The Town Board acted to approve the Resolution at its June 6 meeting and the documents were executed immediately thereafter.

Following execution by the County, please forward a copy of the fully executed Agreement for the Town's records.

Should you have any questions in this regard, please do not hesitate to call me.

Very truly yours,



Mark C. Taylor
Attorney for the Town of Newburgh

MCT:kac

Enclosures

cc: Hon. Wayne C. Booth, Supervisor
Andrew J. Zarutskie, Town Clerk
Charles Kehoe, Chief of Police
Jacqueline Calarco, Town Accountant

**MUNICIPAL RESOLUTION - URBAN COUNTY
TOWN OF NEWBURGH**

RESOLUTION AUTHORIZING THE TOWN OF NEWBURGH ENTER INTO AN AMENDMENT TO THE EXISTING COOPERATION AGREEMENT DATED JULY 8, 1993, AS AMENDED, WITH THE COUNTY OF ORANGE FOR THE PURPOSE OF UNDERTAKING COMMUNITY DEVELOPMENT AND HOME PROGRAMS FOR THE PROGRAM YEAR COMMENCING FEDERAL FISCAL YEARS 2006 - 2008 (AND SUCCESSIVE THREE YEAR QUALIFICATION PERIODS) PURSUANT TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED AND TITLE II OF THE NATIONAL AFFORDABLE HOUSING ACT OF 1990, AS AMENDED.

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development ("HUD") authorized, under Title 1 of the Housing and Community Development Act of 1974, as amended and Title II of the National Affordable Housing Act of 1990, as amended to make grants to states and other units of general local government to help finance Community Development and Affordable Housing Programs; and

WHEREAS, it is desirable and in the public interest that the **Town of Newburgh** participate in aforesaid Community Development and HOME Programs for the program year commencing **Federal Fiscal Years 2006 - 2008**, (and successive three year qualification period); and

WHEREAS, Section 99-h of the General Municipal Law of the State of New York grants to any municipal corporation the power, either individually or jointly with one or more other municipal corporations, to apply for, accept and expend funds made available by the Federal government either directly or through the state, pursuant to the provisions of any Federal Law which is not inconsistent with the statutes or constitution of this state, in order to administer, conduct or participate with the Federal government in programs relating to the general welfare of the inhabitants of such municipal corporation; and

WHEREAS, applications for grants to finance Community Development and Affordable Housing Programs under the Housing and Community Development Act of 1974, as amended and the National Affordable Housing Act of 1990, as amended and any "eligible Activities" thereunder are not inconsistent with the statutes or constitution of this state; and

WHEREAS, **TOWN OF NEWBURGH** shall take all required actions to comply with the Urban County's certification required by Section 104(b) of Title I of the Housing and Community Development Act of 1974 as amended, and with the provisions of the National Environmental Policy Act of 1969, Title VI of the Civil Rights Act of 1964, prohibits discrimination because race, color or national origin under any program or activity receiving Federal financial assistance, Title VIII of the Civil Rights Act of 1968, Executive Order 11988, Section 109 of Title I of the Housing and Community Development Act of 1974, the Fair Housing Act, the Americans with Disability Act of 1990 Uniform Relocation Act, Sec. 504 of the Rehabilitation Act of 1973, and other applicable laws.

Further, Urban County funding is specifically prohibited for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction, or that impedes that County's action to comply with its fair housing certification.

WHEREAS, The **Town of Newburgh** as a cooperating unit of local government has adopted and is enforcing:

- a) A policy prohibiting the use of excessive force by law enforcement agencies within it's jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
- b) A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within jurisdictions.

WHEREAS, participation by the County of Orange, as an urban county in the Community Development and HOME programs require that the **Town of Newburgh** and the County of Orange cooperate in undertaking or assisting in undertaking, community renewal and lower income housing assistance activities, pursuant to said Act specifically those activities authorized by statutes and pursuant to Articles 9 and 17 of the New York State Constitution; and

AMENDMENT TO URBAN COUNTY COOPERATION AGREEMENT

TOWN OF NEWBURGH

It is hereby agreed between the County of Orange, one of the counties of the State of New York, having its principal offices at 255-275 Main Street, Goshen, New York 10924 (hereinafter referred to as "COUNTY") and the Town of Newburgh, (hereinafter referred to as "TOWN"), to amend the cooperation agreement dated July 8, 1993, as amended, as follows:

1. All references to the **Town of Newburgh's** participation in the Urban County for the qualification period of "Federal Fiscal Years 2003, 2004, and 2005, shall be amended to the qualification period "Federal Fiscal Years 2006, 2007, and 2008, (and successive three year qualification periods as provided in Paragraph 15 of the cooperation agreement)."
2. **Page 2/1st Paragraph shall now state:** "WHEREAS, it is desirable and in the public interest that the **Town of Newburgh** participate in aforesaid Community Development Program for the program year commencing Federal Fiscal Years 2006, 2007, 2008 (and successive three year qualification periods as provided in Paragraph 15 of the agreement); and"
3. **Page 3/2nd Paragraph shall now state:** "WHEREAS, participation by county as an urban county in the Community Development and HOME Programs require that **Town of Newburgh** and COUNTY cooperate in undertaking or assistance in undertaking, community renewal and lower income housing assistance activities; and"
4. **Page 5/Paragraph #3 shall now state:** "That the COUNTY and **Town of Newburgh** will cooperate to undertake or assist in undertaking essential community renewal and lower income housing assistance activities."
5. **Page 5/Paragraph #4 shall now state:** "COUNTY is the sole applicant for funds under the Housing and Community Development Act of 1974, as amended, and the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended, and will take full responsibility and assume all obligations which the Acts require of an applicant, including the analysis of needs, the setting of objectives, the development of Housing and Community Development Consolidated plans, the three-year community development program and the assurance or certifications."
6. **Page 9/Paragraph #14(b) shall now state:** "May receive a formula allocation under the HOME program only through the Urban County. Thus, even if the Urban County does not receive a HOME formula allocation, the participating unit of local government cannot form a HOME Consortium with other local governments."
7. **Page 10/Paragraph #15 shall now state:** "The **Town of Newburgh** and the COUNTY agree that this Cooperation Agreement shall continue in place and in full effect and will automatically be renewed for participation in successive three year qualification periods, unless the COUNTY or the **Town of Newburgh** provides written notice to HUD that it elects not to participate in a new qualification period. A copy of that notice must be sent to HUD Field Office. By the date specified in HUD's urban county qualification notice for the next qualification period, the urban county, the County of Orange, will notify the **Town of Newburgh**, the participating unit of general local government, in writing, of its right not to participate. A copy of the County's notification to the jurisdiction must be sent to the HUD Field Office by the date specified in the urban county qualification schedule in Section II."
8. **Page 10/Add New Paragraph #17:** "This Agreement will remain in effect until the CDBG (and HOME, where applicable) funds and program income received with respect to activities carried out during the three-year qualification period (and any successive qualification periods) are expended and the funded activities completed, and that the COUNTY and **Town of Newburgh**, the participating unit of general local government, cannot terminate or withdraw from the Cooperation Agreement while it remains in effect."

In all other respects, the provisions of the prior cooperation agreement dated July 8, 1993, as amended, shall remain in full force and effect and shall be binding upon the parties referred to above.



ATTENTION HOMEOWNERS!

0% HOME IMPROVEMENT LOANS AVAILABLE

For families whose total household income is less than the limits below, **0% loans** are available** for home repairs and for barrier removal for the physically disabled. These loans (up to a maximum of \$20,000) are made available through the Orange County Office of Community Development.

****Deferred Loans - Please contact us to discuss the flexible repayment terms available.**

<u>Family Size</u>	<u>2014 Family Limits</u>	<u>Family Size</u>	<u>2014 Family Limits</u>	<u>Family Size</u>	<u>2014 Family Limits</u>
1	\$44,750	4	\$63,900	6	\$74,150
2	\$51,150	5	\$69,050	7	\$79,250
3	\$57,550			8	\$84,350

OTHER PROGRAM REQUIREMENTS APPLY.

ELIGIBLE IMPROVEMENTS INCLUDE:
STRUCTURAL REPAIRS * WEATHERIZATION * BARRIER REMOVAL
GENERAL REPAIRS * HEATING SYSTEMS

ORANGE COUNTY
 HOUSING REHABILITATION PROGRAM
 FOR INFORMATION/PRE-SCREENING
 CALL
 MR. COCHRAN OR MS. DIETZ
 (845) 615-3811 / 615-3815

COMMUNITY DEVELOPMENT HELPING YOUR COMMUNITY!



Orange County Office of Community Development
18 Seward Avenue, 1st floor
Middletown, NY 10940
Richard Mayfield, Director



What Can The Lead Hazard Reduction Program Do For You?

Lead Hazard Reduction Program is administered by the Orange County Office of Community Development.

The program's goal is to make *interior and exterior* housing surfaces lead safe.

Do You Qualify?

- Homeowners and landlords of pre-1978 houses or apartments may be eligible for lead hazard control work up to \$10,000 per residential dwelling unit.

- Homeowners must meet modest household income guidelines (currently \$64,400 for a family of four). Landlord properties qualify based on tenant income, not landlord income.

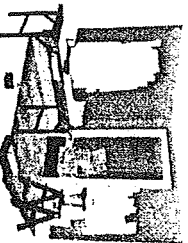
- Owner occupied homes must have a child under six years old who live in or regularly visits the home.
- Landlords may apply for assistance for rental housing, occupied or vacant units. Landlords must give preference to families with a child under six who either lives in, or visits the rental unit. This requirement will remain in effect for a five-year period.

Eligible Activities If Lead Is Found:

- Testing for lead-based paint hazards on both the interior and exterior of the building.
- Replacement, removal or enclosure of lead-based paint components.
- Encapsulation of lead-based paint surfaces.
- Stabilize paint surfaces.
- Friction surface treatment.
- Lead dust removal.
- Mitigation of bare soil.

Lead Evaluation And Control:

- All hazards identified in the lead inspection/risk assessment must be addressed.
- Priority will be given to applicants with units having lead poisoned children under the age of six.
- Contractors must be EPA Certified for abatement or interim controls.
- Landlords are required to provide written notice to Tenants prior to making an application for assistance.
- Occupants may be temporarily relocated during lead hazard control.



Orange County Office of
Community Development
18 Seward Avenue - 1st Floor
Middletown, N.Y. 10940

If you are interested in applying for the Lead Hazard Reduction Program funding, please call us at (845) 615-3811, E-mail us at: CommDev@orangecounty.gov or fill out the info below and mail this card back to us.

Name: _____

Address: _____

Phone: (____) _____ - _____

Email: _____

Do you live in or own a home or apartment that was built before 1978?

YES _____ NO _____

Are there children under age six living-in or that regularly visit the home/apartment?

YES _____ NO _____

Is the home/apartment in generally good repair?

YES _____ NO _____

Are there large amounts of deteriorated paint and/or visible dust accumulation?

YES _____ NO _____

Are there significant structural or moisture problems (e.g., big cracks in walls, sagging walls, holes in the roof, and extensive water stains)?

YES _____ NO _____

What is Lead Poisoning?

Lead poisoning means having too much lead in the body.

Lead Can:

- Cause major health problems, mostly in children under 6 years old.
- Damage a child's brain, nervous system, kidneys, hearing, or coordination.
- Affect learning.
- Cause behavior problems, blindness, and even death.
- Cause problems in pregnancy and affect a baby's normal growth.

Where Does Lead Come From?

Lead Comes From:

- Lead dust from moving parts of windows and doors that are painted with lead-based paint.
- Lead-based paint on wood trim, walls, cabinets in kitchens and bathrooms, porches, stairs, railings and fire escapes.
- Soil contaminated from lead-based paint and leaded gasoline.
- Drinking water where old lead pipes or lead solder was used.
- Removing old paint when refinishing furniture.
- Lead dust from repairing or remodeling.

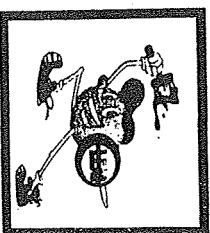


LEAD HAZARD REDUCTION PROGRAM: Preventing the Dangers of Lead Poisoning

ORANGE COUNTY OFFICE
OF COMMUNITY
DEVELOPMENT

in partnership with

ORANGE COUNTY
DEPARTMENT OF HEALTH



"Get The Lead Out"

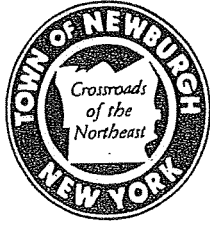


Phone: (845) 615-3811

Fax: (845) 344-1629

E-mail:

CommDev@orangecounty.gov



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Town Board

From: Charlene M Black, Personnel
Tom Dubetsky, Safety Officer

Date: June 6, 2014

Re: Workplace Violence Prevention Program

Please see attached a Workplace Violence Policy that should be approved as policy in conjunction with our policy in our handbook. This policy will also put us in compliance with PESH. A Workplace Violence Advisory Team needs to be formed. This team should consist of The Town Supervisor, Representatives of the Police Department, the Unions, Safety Officer and any others the Town Supervisor deems appropriate. Maybe at our next Department Head meeting this can be discussed.

Once approved, a copy should be given to each department head and they should be told to put said policy in a conspicuous place for employees to see.

If you have any specific questions please contact Tom Dubetsky.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___nd day of June, 2014 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piacquadio, Deputy Supervisor and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD INTRODUCING AND PROVIDING FOR REFERRAL OF LOCAL LAW AMENDING CHAPTER 185 ENTITLED "ZONING" OF THE CODE OF THE TOWN OF NEWBURGH TO PROVIDE FOR BANKS AS A PERMITTED PRINCIPAL USE SUBJECT TO SITE PLAN REVIEW IN THE IB ZONING DISTRICT AND FOR SUPPLEMENTARY REGULATIONS FOR BANKS WITH DRIVE-THRU WINDOWS

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh has caused a local law to be prepared Amending Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh to Provide for Banks as a Permitted Principal Use Subject to Site Plan Review in the IB Zoning District and for Supplementary Regulations for Banks with Drive-thru Windows.

NOW, THEREFORE, BE IT RESOLVED, that said Local Law Amending Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh is hereby introduced before the Town Board of the Town of Newburgh in the County of Orange and State of New York; and

BE IT FURTHER RESOLVED that copies of the aforesaid local law be forwarded to the Orange County Department of Planning and the Town of Newburgh Planning Board for their reports in accordance with the provisions of the New York State General Municipal Law and the Town of Newburgh Zoning Code; and

BE IT FURTHER RESOLVED, that a copy of the aforesaid local law also be forwarded to the Town of Newburgh Zoning Board of Appeals for its comments.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piacquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

**TOWN OF NEWBURGH
INTRODUCTORY LOCAL LAW NO. __ OF 2014
AMENDING CHAPTER 185 ENTITLED "ZONING" OF THE
CODE OF THE TOWN OF NEWBURGH
TO PROVIDE FOR BANKS AS A PERMITTED
PRINCIPAL USE SUBJECT TO SITE PLAN REVIEW
IN THE IB ZONING DISTRICT
AND FOR SUPPLEMENTARY REGULATIONS FOR
BANKS WITH DRIVE-THRU WINDOWS**

BE IT ENACTED by the Town Board of the Town of Newburgh, County of Orange, as follows:

SECTION 1 – TITLE

This Local Law shall be referred to as "A Local Law Amending Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh to Provide for Banks as a Permitted Principal Use Subject to Site Plan Review in the IB Zoning District and for Supplementary Regulations for Banks with Drive-thru Windows".

SECTION 2 – PURPOSE AND INTENT

The purpose of this local law is to permit banks as a principal use in the Interchange Business (IB) District subject to site plan review by the Planning Board. For purposes of this Local Law and the Zoning Code, the term banks shall include credit unions. Banks have been permitted in the IB District as part of shopping centers. The Town Board declares its intent to permit banks as a principal use subject to site plan review in the IB District without a requirement that the bank use be proposed in conjunction with a shopping center. The Board finds that the bank use is similar to and consistent with other principal commercial uses already separately permitted in the IB District. The Local Law also adds supplementary regulations for banks with drive-thru windows which are substantially similar to the existing supplementary regulations for drive-thru establishments.

SECTION 3 – AMENDMENTS TO CHAPTER 185

1. Chapter 185, "Zoning" of the Code of the Town of Newburgh, Table of Use and Bulk Requirements for the IB Zoning District, Schedule 8 of the Code adopted and incorporated into the Code pursuant to §185-10 entitled "Utilization of Use Table" and §185-11 entitled "Utilization of Bulk Table" shall be amended as follows:

- A. Number 5 of Column D entitled "Uses Subject to Site Plan Review by the Planning Board" shall be amended to read as follows:

“5. Offices for business, research and professional use
and banks.”

2. A new Section 185-45.6 entitled “Banks with drive-thru windows” is hereby added to Chapter 185 entitled “Zoning” of the Code of the Town of Newburgh to read as follows:

“§185-45.6 Banks with drive-thru windows.

Before approving any bank with a drive-thru window, the Planning Board shall consider:

- (1) Vehicular traffic movements and potential hazards to pedestrian safety. All drive-thru aisles shall exit into a parking area, driveway or onto a side street and not directly onto Routes 9W, 17K, 32, 52 or 300.
- (2) Proposed signs, lighting, speaker noise where residential properties are located nearby and landscaping.
- (3) Public roads and internal drive aisles shall not be blocked by waiting drive-thru traffic.
- (4) Parking areas and circulation drives shall be adequately separated so as to avoid conflict between parking cars and waiting drive-thru traffic.
- (5) Adequate stacking space will be provided for waiting drive-thru vehicles such that these vehicles do not interfere with site vehicular or pedestrian circulation.
- (6) The site plan checklist for parking lot area traffic and pedestrian movements/safety concerns shall be reviewed in preparation of plans.”

SECTION 4 – VALIDITY

If any word, clause, sentence, paragraph, section or part of this local law or the application thereof to any person or circumstance shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof or the application thereof to any other persons or circumstances but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. The Town Board hereby declares that it would have enacted this Local Law or the remainder thereof if the invalidity of such provision or application thereof had been apparent.

SECTION 5 – EFFECTIVE DATE

This Local Law shall take effect immediately when it is filed in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___st day of June, 2014 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD
SCHEDULING A PUBLIC HEARING ON
A LOCAL LAW AMENDING CHAPTER
185 ENTITLED "ZONING" OF THE
CODE OF THE TOWN OF NEWBURGH
TO PROVIDE FOR BANKS AS A
PERMITTED PRINCIPAL USE
SUBJECT TO SITE PLAN REVIEW
IN THE IB ZONING DISTRICT
AND FOR SUPPLEMENTARY
REGULATIONS FOR BANKS WITH
DRIVE-THRU WINDOWS

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, a Local Law Amending Chapter 185 Entitled "Zoning" of the Code of the Town of Newburgh to Provide for Banks as a Permitted Principal Use Subject to Site Plan Review in the IB Zoning District and for Supplementary Regulations for Banks with Drive-thru Windows was heretofore introduced before the Town Board of the Town of Newburgh in the County of Orange and State of New York by resolution adopted by the Town Board on June __, 2014.

NOW, THEREFORE, BE IT RESOLVED that a copy of the aforesaid proposed local law in final form be laid upon the desk of each member of the Town Board at least seven (7) days prior to a public hearing on said proposed local law; and

BE IT FURTHER RESOLVED that the Town Board shall hold a public hearing in the matter of the adoption of the aforesaid local law to be held at the Town Hall at 1496 Route 300 the Town of Newburgh, New York on the ___ day of August, 2014 at 7:00 o'clock, p.m., and

BE IT FURTHER RESOLVED that the Town Clerk give notice of such public hearing by the publication of a notice in the official newspapers of the Town, specifying the time when and the place where such public hearing will be held at least three (3) days prior to the public hearing in accordance with the requirements of the Municipal Home Rule Law and Section 25-1 of the Town of Newburgh Municipal Code and by posting one copy of the local law together

with the notice of hearing on the signboard of his office not later than the day such notice is published; and

BE IT FURTHER RESOLVED that copies of the aforesaid local law and notice of the public hearing be forwarded to all municipalities, agencies and boards required to receive such copies and notices in accordance with the provisions of the New York State General Municipal Law, the New York State Town Law and the Town of Newburgh Zoning Code.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 10th day of February, 2014 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF CONSENT
TO TOWN OF NEWBURGH
PLANNING BOARD ACTING AS SEQRA
LEAD AGENCY FOR ACTION WHICH
INCLUDES THE PROPOSED ADOPTION
OF A LOCAL LAW AMENDING CHAPTER
185 ENTITLED "ZONING" OF THE CODE
OF THE TOWN OF NEWBURGH
TO PROVIDE FOR BANKS AS A
PERMITTED PRINCIPAL USE
SUBJECT TO SITE PLAN REVIEW
IN THE IB ZONING DISTRICT
AND FOR SUPPLEMENTARY
REGULATIONS FOR BANKS WITH
DRIVE-THRU WINDOWS BEING
CONSIDERED ON PETITION FOR
ZONING TEXT CHANGE OF OLD
LITTLE BRITAIN ROAD, LLC/OLD
BRITAIN GROUP LLC

Councilman/woman _____ presented the following resolution which was seconded by
Councilman/woman _____.

WHEREAS, having received a petitioner from a property owner/purchaser for a Zoning text amendment the Town Board of the Town of Newburgh has caused to be prepared a local law which will implement amendments to the Town of Newburgh Zoning Code to permit banks as a principal use in the Interchange Business (IB) District subject to site plan review by the Planning Board and to add supplementary regulations for banks with drive-thru windows which are substantially similar to the existing supplementary regulations for drive-thru establishments; and

WHEREAS, the Town Board of the Town of Newburgh recognizes the importance of sound planning as a means of promoting responsible development and protecting the health, safety and general welfare of the citizens of the Town of Newburgh and otherwise fulfilling the legislative findings and intent set forth in Town Law Section 272-a and has determined that that the proposed zoning amendment does not require an amendment to the Town's Comprehensive Plan; and

WHEREAS, the petitioner, Old Little Britain Road, LLC, has submitted to the Town Board of the Town of Newburgh Part 1 of an Environmental Assessment Form (the "EAF") for the proposed adoption of said local law amending the Zoning Code of the Town of Newburgh;

and

WHEREAS, the petitioner or its affiliate, Old Britain Group, LLC, has additionally submitted an application to the Town of Newburgh Planning Board for site plan approval for a project which includes, among other uses, a bank for a site located in the IB District (the site plan application and the petitioned zoning amendment constituting the "Action"); and

WHEREAS, the Planning Board has notified the Town Board of its intention to act as the Lead Agency in the SEQRA review process for the Action; and

WHEREAS, the Action is a Type I Action under Part 617 of the General Regulations adopted pursuant to Article 8 of the Environmental Conservation Law and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code as it includes the adoption of changes in the allowable uses within any zoning district, affecting 25 or more acres of the district; and

NOW THEREFORE, BE IT RESOLVED:

The Town Board hereby consents to the Town of Newburgh Planning Board acting as the Lead Agency for the purpose of conducting a SEQRA review of the Action.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of June, 2014 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
And Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF SEQRA DESIGNATION AND DETERMINATION: ADOPTION OF A PROPOSED LOCAL LAW AMENDING SECTION 185-55 ENTITLED "PROCEDURES, CONSTRUCTION OF PROVISIONS, CONFLICT WITH STATE LAW" OF ARTICLE VIII ENTITLED "BOARD OF APPEALS" OF CHAPTER 185 ENTITLED "ZONING" OF THE CODE OF THE TOWN OF NEWBURGH: FEES FOR INTERPRETATION APPLICATIONS

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh has caused to be prepared a local law which will amend the provisions Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh to reconcile a discrepancy between Chapter 104 Entitled "Schedule of Fees" which provides for a fee for interpretation applications to the Zoning Board of Appeals and the Zoning Code, which provides that no fee shall be required for interpretation applications by deleting that provision of the Zoning Code and to clarify that applications and requests by an official, board or agency of the Town are not subject to a fee; and

WHEREAS, the Town Board of the Town of Newburgh recognizes the importance of sound planning as a means of promoting responsible development and protecting the health, safety and general welfare of the citizens of the Town of Newburgh and otherwise fulfilling the legislative findings and intent set forth in Town Law Section 272-a and has determined that that the proposed zoning amendment does not require an amendment to the Town's Comprehensive Plan; and

WHEREAS, the Town Board of the Town of Newburgh has caused an Environmental Assessment Form (the "EAF") to be prepared for the proposed adoption of said local law amending the Zoning Code of the Town of Newburgh (the "Action"); and

WHEREAS, the proposed local law was introduced before the Town Board on the 2nd day

of April, 2014, and the Town Board conducted a public hearing held on the 19th day of May, 2014 and heard all interested parties on said proposed local law; and

WHEREAS, the Town Board has determined that the Action is an Unlisted Action under Part 617 of the General Regulations adopted pursuant to Article 8 of the Environmental Conservation Law and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code; and

WHEREAS, the Town Board proposes to undertake, fund and approve the Action and wishes to assume Lead Agency status in connection with the review of the Action pursuant to the State Environmental Quality Review Act; and

WHEREAS, the Town Board has determined that the Action does not involve a federal agency; and

WHEREAS, the Town Board, using all due diligence, has identified no other involved agencies for the Action; and

WHEREAS, the Town Board has identified the following interested agencies for the Action:

Orange County Department of Planning
Town of Newburgh Planning Board
Town of Newburgh Zoning Board of Appeals

and;

WHEREAS, the EAF and other appropriate information were forwarded to the Orange County Department of Planning and the Town of Newburgh Planning Board, together with copies of the proposed local law, in accordance with the requirements of the General Municipal Law and the Town of Newburgh Zoning Code and to the Town of Newburgh Zoning Board of Appeals; and

WHEREAS, the identified interested agencies were notified of the Town Board's intent to act as the Lead Agency for the Action in a coordinated review; and

WHEREAS, pursuant to Section 617.6(b)(1) of Part 617, "[w]hen a single agency is involved, that agency will be the lead agency when it proposes to undertake, fund or approve a Type I or Unlisted action that does not involve another agency"; and

WHEREAS, the Action is consistent with the adopted Town of Newburgh Comprehensive Plan Update and is also consistent with the Orange County Comprehensive Plan; and

WHEREAS, the Town Board has also considered the consistency of the amendment with the needs and goals identified by the April, 2009 *Tri-County Affordable Housing Study*, conducted jointly by Orange, Dutchess, and Ulster Counties, and the potential affects of the Action on the Town's ability to meet goals for providing rental and owner occupied affordable housing; and

WHEREAS, recognizing that the impact that an action may have on population patterns or existing community character, with or without a separate impact on the physical environment is a relevant concern in an environmental analysis since the statute includes these concerns as elements of the environment, the Town Board has considered and analyzed information pertaining to those impacts; and

WHEREAS, the Town Board has undertaken further information gathering and these further analyses in recognition that conclusory statements unsupported by empirical or experimental data, scientific authorities or any explanatory information will not suffice as a reasoned elaboration for its determination of environmental significance or non-significance; and

WHEREAS, the Town Board has (i) thoroughly reviewed the EAF, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, and (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c); and

WHEREAS, the Town Board has not identified relevant areas of environmental concern which would lead to a determination that the adoption of the proposed local law may have a significant adverse effect on the environment either in the short term, long term or cumulatively given the likely consequences, setting, probability of occurrence, duration, irreversibility, geographic scope, magnitude and the number of people affected.

NOW THEREFORE, BE IT RESOLVED:

1. The Town Board determines that it is the single involved agency for the Action and as it is proposing to directly undertake the Action, does further declare itself the Lead Agency for the purpose of conducting a review of this Action.
2. The Town Board, acting in its capacity as Lead Agency, does hereby further determine that the Action will not have an adverse environmental impact and, accordingly, does issue a negative declaration.
3. The Town Board accordingly determines that an Environmental Impact Statement will not be prepared.
4. The Town Board hereby authorizes the Supervisor to execute and file the relevant section of the Environmental Assessment Form and a Negative Declaration with such further

amendment and modification as may be required to elaborate the Lead Agency's determination herein, in accordance with the applicable provisions of law and regulation.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth I. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Paquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ____rd day of June, 2014 at 7:00 P.M.,
Prevailing Time.

PRESENT:

Gilbert J. Paquadro, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul J. Ruestero, Councilman

RESOLUTION OF ADOPTION
OF LOCAL LAW NO. OF 2014 -
AMENDING SECTION
185-55 ENTITLED "PROCEDURES,
CONSTRUCTION OF PROVISIONS;
CONFLICT WITH STATE LAW" OF
ARTICLE VIII ENTITLED "BOARD OF
APPEALS" OF CHAPTER 185 ENTITLED
"ZONING" OF THE CODE OF THE TOWN
OF NEWBURGH: FEES FOR
INTERPRETATION APPLICATIONS

Councilman/woman _____ presented the following resolution which was
seconded by Councilman/woman _____.

WHEREAS, a Local Law Amending Section 185-55 Entitled 'Procedures; construal of provisions; conflict with state law' of Article VIII Entitled 'Board of Appeals' of Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh; Fees for Interpretation Applications was heretofore introduced before the Town Board of the Town of Newburgh in the County of Orange and State of New York by resolution adopted by the Town Board on April 2, 2014

WHEREAS, pursuant to said resolution of the Town Board, copies of the aforesaid local law were forwarded to the Orange County Department of Planning and the Town of Newburgh Planning Board for their reports in accordance with the provisions of the New York State General Municipal Law and the Town of Newburgh Zoning Code respectively, and to the Town of Newburgh Zoning Board of Appeals; and

WHEREAS, the Town Board of the Town of Newburgh adopted a resolution on the 21st day of April, 2014 ordering a public hearing to be held on the 19th day of May, 2014 at 7:00 o'clock p.m., prevailing time, to hear all interested parties on said proposed local law, designated as Introductory Local Law # ___ of the Year 2014 entitled "Local Law Amending Section 185-55 Entitled 'Procedures; construal of provisions; conflict with state law' of Article VIII Entitled 'Board of Appeals' of Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh; Fees for Interpretation Applications"; and

WHEREAS, a notice of Public Hearing and copy of the local law were mailed to the clerks of the municipalities and counties with boundaries within 500 feet of the properties affected by the zoning amendment at least ten days prior to the date of the Public Hearing; and

WHEREAS, a notice of said Public Hearing was duly advertised on the ___th day of _____, 2014 in The Mid-Hudson Times and on the ___th day of _____, 2014 in The Sentinel and posted on the Town Clerk's sign board on the ___th day of _____, 2014; and

WHEREAS, the public hearing was duly held on the 19th day of May, 2014 at 7:00 o'clock p.m., at Town Hall, 1496 Route 300, Newburgh, New York and all parties in attendance were permitted to speak on behalf or in opposition of the proposed Local Law or any part thereof; and

WHEREAS, the Town Board of the Town of Newburgh, acting as lead agency, has considered the adoption of said Local Law amending the Town of Newburgh Zoning Code as an Unlisted Action under the State Environmental Quality Review Act and has duly issued a negative declaration; and

WHEREAS, the Town Board of the Town of Newburgh has duly considered the reports and responses it has received from the Orange County Planning Department and the Town of Newburgh Planning Board; and

WHEREAS, the Town Board of the Town of Newburgh has additionally considered the future housing needs of the region and the consistency of the Amendment with the needs and goals identified by the April, 2009 *Tri-County Affordable Housing Study*, conducted jointly by Orange, Dutchess, and Ulster Counties, and the potential affects of the Action on the Town's ability to meet goals for providing rental and owner occupied affordable housing; and

WHEREAS, due to the adoption of intervening introductory local laws and local laws introduced in the prior calendar year, upon adoption and filing with the Secretary of State said Local Law will be designated as Local Law No. ___ of 2014; and

WHEREAS, the Town Board of the Town of Newburgh, after due deliberation finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board of the Town of Newburgh hereby adopts said Local Law No. ___ of Year 2014 entitled "A Local Law Amending Section 185-55 Entitled 'Procedures; construal of provisions; conflict with state law' of Article VIII Entitled 'Board of Appeals' of Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh: Fees for Interpretation Applications".
2. The Town Clerk is hereby directed to enter this resolution and said Local Law in

the minutes of this meeting and the Local Law Book of the Town of Newburgh and to give due notice of the adoption of said Local Law to the Secretary of State and to the public.

3. A report of final action in the matter of the adoption of said Local Law amending the Zoning Code of the Town of Newburgh shall be delivered to the Orange County Planning Department in accordance with the requirements of the General Municipal Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul J. Ruzgiero, Councilman voting _____

Gilbert J. Piagnadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

INTRODUCTORY LOCAL LAW # OF 2014
A LOCAL LAW AMENDING SECTION 185-55 ENTITLED "PROCEDURES;
CONSTRUCTION OF PROVISIONS; CONFLICT WITH STATE LAW"
OF ARTICLE VIII ENTITLED "BOARD OF APPEALS" OF
CHAPTER 185 ENTITLED "ZONING"
OF THE CODE OF THE TOWN OF NEWBURGH;
FEES FOR INTERPRETATION APPLICATIONS

BE IT ENACTED by the Town Board of the Town of Newburgh as follows:

SECTION 1 - TITLE

This Local Law shall be referred to as "A Local Law Amending Section 185-55 Entitled 'Procedures; construction of provisions; conflict with state law' of Article VIII Entitled 'Board of Appeals' of Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh: Fees for Interpretation Applications'.

SECTION 2 - PURPOSE

The purpose of this local law is to reconcile a discrepancy between Chapter 104 Entitled "Schedule of Fees" which provides for a fee for interpretation applications to the Zoning Board of Appeals and the Zoning Code, which provides that no fee shall be required for interpretation applications and to clarify that applications and requests by an official, board or agency of the Town are not subject to a fee.

SECTION 3 - AMENDMENT TO SECTION 185-55 OF ARTICLE VIII OF CHAPTER 185

Subsection 185-55E entitled "Forms and fees" of Section 185-55 entitled "Procedures; construction of provisions; conflict with state law" of Article VIII entitled "Board of Appeals" of Chapter 185 is hereby amended to read as follows:

"E. Forms and fees. All appeals and applications made to the Zoning Board of Appeals shall be in writing, on forms prescribed by the Board, and shall be accompanied by a fee as prescribed by Chapter 104, Fees of this Code. ~~However, no fee shall be required for applications requesting an interpretation as provided in § 185-54A of this Chapter. Fees shall not apply to applications and requests made to the Zoning Board of Appeals by an official, board or agency of the town.~~"

SECTION 4 - VALIDITY

If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid,

such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 5 - EFFECTIVE DATE

This Local Law shall take effect immediately when it is filed in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of June, 2014 at 7:00 P.M., Prevailing Time.

PRESENT :

Gilbert J. Piaquadio, Deputy Supervisor
And Councilman
George Woolsey, Councilman
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING EXECUTION OF
APPLICATION FOR PENSION WAIVER
PURSUANT TO SECTION 211 OF THE
NEW YORK STATE RETIREMENT AND
SOCIAL SECURITY LAW FOR
JOHN PLATT

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh is the appointing authority for the position/office of Commissioner of Public Works of the Town of Newburgh and the Town Board heretofore appointed John Platt as the Town's Commissioner of Public Works; and

WHEREAS, John Platt is a retiree in the New York State and Local Retirement System, having retired from employment by a political subdivision other than the Town and

WHEREAS, Section 150 of the Civil Service Law provides, generally, that a retiree's pension shall be suspended during periods of reemployment in the public service and Section 211 of the Retirement and Social Security Law provides for the reemployment of a retiree under certain circumstances without loss or diminution of pension ; and

WHEREAS, the law requires a final determination by the New York State Civil Service Commission that the requirements of Section 211 are met; and

WHEREAS, the Town Board of the Town of Newburgh desires to authorize the submission of an application to the State Civil Service Commission for such a final determination for pension waiver pursuant to Section 211 pertaining to John Platt.

NOW THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Newburgh hereby authorizes the Town's Deputy Supervisor to prepare, execute and file in the name of and on behalf of the Town of Newburgh as the Requesting Employer an application for pension wavier pursuant to Section 211 of the New York State Retirement and Social Security Law for John Platt for the position of Commissioner of Public Works of the Town of Newburgh; and

BE IT FURTHER RESOLVED, that the Deputy Supervisor and other officers and employees of the Town are hereby authorized and empowered to make, execute and deliver, or cause to be made, executed and delivered, in the name of and on behalf of the Town, all such certificates, documents and papers as may be necessary to effectuate and carry out the contents of the foregoing resolution; and

BE IT FURTHER RESOLVED, that the aforesaid resolutions shall take effect immediately .

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

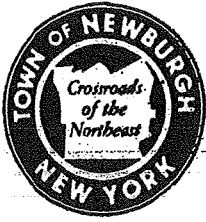
Fire Inspections D-Ben Security Systems Newburgh, New York

Three (3) year contracts

Code Enforcement	\$ 250.00
Town Hall	\$ 350.00
Animal control	\$ 210.00
Highway Garage (2)	\$ 195.00
Police Department	\$ 225.00
House on Mill St	\$ 185.00
Tap Site	\$ 205.00
Filter Plant	\$ 430.00
Fleet Maintenance	\$ 185.00
Justice Court	\$ 380.00

Total of \$ 2615.00

To be funded by a Maintenance account from the appropriate Department



TOWN OF NEWBURGH

1496 Route 300, Newburgh New York 12550

Gil 14

To: Gil Piaquadio, Acting Town Supervisor

CC: Town Board

From: Ronald E. Clum, Town Accountant

Date: June 12, 2014

RE: Justice Court Unclaimed Bail

Attached is a list of the Unclaimed Exonerated Bail accounts (T-89) that are over six years old. Justice Court made a good faith effort to locate the persons that posted bail before the funds were turned over to the Accounting Department. These funds are still unclaimed 6 years later. At this time the bail becomes the property of the municipality and will be recorded as miscellaneous revenue. Please approve the transfer of these funds amounting to \$1,648.00 to the general fund.

Town of Newburgh
T-89 Escrow - Justice Court Unclaimed Bail
2014

Date Received in Accounting	Name	Amount
04/10/07	Williams, Jérôme	\$ 91.00
04/10/07	Hill, Juanita L.	39.00
04/10/07	Gatling, Vincent	11.75
04/10/07	Whitehead, William	16.25
04/10/07	Brown, Rohan	135.00
04/10/07	Alvarez, Abner	28.00
04/10/07	Ruiz, Frank	66.75
04/10/07	Litwock Matthew	70.00
04/10/07	Ferraro, Gina	194.00
10/29/07	Williams, A	194.00
10/29/07	Salas, A	100.00
10/29/07	Breintenbac	4.50
10/29/07	Schwarz, W	4.75
02/21/08	Williams, John K.	15.00
02/21/08	Unknown (12/21/07 overage)	50.00
04/19/08	Ramirez, Jose	45.00
04/19/08	Mann, Charles	87.50
04/19/08	Serrano, Jose	10.50
04/19/08	Bernal, Juan	39.00
04/19/08	Surkis, Brianna	39.00
04/19/08	Arocho, Joaquin	29.50
04/19/08	Delaney , Miles	377.50
		<u>\$ 1,648.00</u>

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Cindy Martinez

From: Dan Hushion <dhushion@gmail.com>
Sent: Wednesday, June 11, 2014 11:40 PM
To: councilmanpiaquadio@townofnewburgh.org
Cc: cmmartinez@townofnewburgh.org
Subject: Consulting agreement
Attachments: Consulting_Agreement-Hushion and Town Of Newburgh.docx

Gil,

Here is the consulting agreement we discussed. My normal fee is 50% of whatever I recover for a client, I have dropped my fee to 33% because you are a municipality. I do not get paid until you receive either refunds or credits from the Carrier or ordered by the comp board. Let me know if there are any issue and or questions.

--

Daniel Hushion
516-457-1494

Workers' Compensation Consulting Agreement

This Agreement is effective June 10, 2014 between (client) Town Of Newburgh. etal and (agency) Hushion Consulting Services Inc., with offices located at 6 Constitution Lane Washingtonville NY 10992.

Client purchases Workers' Compensation Insurance for its business. Agency will advise client on how Workers' Compensation System is out of control and rampant with mistakes that cause more than 50% of business owners to be over charged.

Client and agency have entered into an agreement whereby agency will analyze client's Workers' Compensation and Insurance Program under the follow terms:

1. Client hires agency as an independent contractor to analyze the current and past 3 years Workers' Compensation Insurance Programs, Hushion Consulting Services, Inc. will:
 - a. Review experience modification, employee classification accuracy, audit and other financial details to determine accuracy and appropriateness for States in which client operates.
 - b. Assist client to negotiate with all insurance companies or other parties to secure any refunds, credits or reduced charges on all policy years in question. Will file for any available credits from the NYCIRB.
 - c. Build a mistake overcharge free WorkComp Process.
2. Client agrees to provide agency with all necessary insurance policies, audits and audit worksheets, experience modification worksheets and all other information requested by the agency consultant.
3. Client agrees to authorize consultant to procure any necessary information from Governing Bodies in each State client operates.
4. Agency consultant agrees to review all aspects of Workers' Compensation Program and report in writing all findings within two weeks of notifying client analysis is complete.
5. Agency will execute and follow up on all recommendations.
6. Client agrees to pay to the Agency 33% of the total amount determined by the insurance carrier or Workers' Compensation Board to have been overcharged, for the periods and policies in question, that have already been finalized and paid, notwithstanding any compromise, discounting, offset or other reduction of such amount for any reason whatsoever (the "Agency

Fee"). The Agency fee shall be paid immediately upon the Client being refunded or credited for all or any portion of such over charges.

7. Balances due Hushion Consulting Services, Inc. for work performed are due to company within thirty (20) days after Client receives it check or credit as a result of services performed by Hushion Consulting Services, Inc. Balances not paid within thirty (20) days, shall accrue interest at the rate of one percent (1%) per month.
8. Agency recognizes all records belong to client. Agency agrees these records will only be used for the client's benefit to determine if the client was overcharged on Workers' Compensation and or general liability insurance.
9. This Agreement constitutes the party's entire understanding and may be changed only in writing.
10. This Agreement is binding to the client and agency and their successors and assigns.
11. Both parties agree to settle disputes through arbitration at the American Arbitration Association Offices located in Nassau County pursuant to their rules for commercial disputes.

Date: _____

City/State _____

Client:

By: _____

Agency: Hushion Consulting Services, Inc.

By: Daniel P. Hushion

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of June, 2014 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD
DETERMINING THAT PROPOSED 2014
WATER SYSTEM CAPITAL IMPROVEMENTS
PROJECT OF THE
CONSOLIDATED WATER DISTRICT OF THE
TOWN OF NEWBURGH
IS A TYPE I ACTION AND PROVIDING
FOR COORDINATED REVIEW UNDER SEQR

Councilman/woman _____ presented the following resolution which was seconded
by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh is considering undertaking a project generally described as the 2014 Water System Capital Improvements Project of the Consolidated Water District which encompasses the approval, funding and construction of painting and improvements of the Stewart Airport Water Storage Tank, a water main extension on Fletcher Drive and related pump station improvements, the replacement of the Chadwick Lake Water Filtration Plant's roof and the replacement of water meters at customer locations in the Consolidated Water District (the "Action"); and

WHEREAS, the Town Board of the Town of Newburgh has caused an Environmental Assessment Form (the "EAF") to be prepared for the proposed Action; and

WHEREAS, the Town Board proposes to undertake, fund and approve the Action and wishes to assume Lead Agency status in connection with the review of the Action pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT RESOLVED, the Town Board pursuant to Article 8 of the Environmental Conservation Law ("SEQR"), Part 617 of the General Regulations adopted pursuant thereto ("Part 617") and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code, hereby determines that the Action is subject to SEQR and is a Type I Action; and

BE IT FURTHER RESOLVED, that the following agencies identified by the EAF, using all due diligence, are involved agencies for the Action:

Orange County Department of Health

New York State Department of Transportation

Port Authority of New York & New Jersey

and;

BE IT FURTHER RESOLVED, that the following are identified as interested agencies

for the Action:

Bureau of Fire Chiefs

Coldenham Fire District

Orange Lake Fire Dsitric (Dan Leghorn and Winona Lake Divisions)

and;

BE IT FURTHER RESOLVED, that the following are identified as interested persons for the Action:

tenant cell phone companies leasing space on and near the Stewart Airport Water Storage Tank from the Town OF NEWBURGH; and

BE IT FURTHER RESOLVED, that the Town Board hereby directs that a Lead Agency coordination letter be circulated among involved agencies together with copies of the EAF, and such other information as is appropriate, indicating the Town Board's intent to assume the role of Lead Agency for the Action under SEQR and Part 617, and that copies of the EAF also be forwarded to interested agencies, if any, for review and comment.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

**2014 WATER SYSTEM
CAPITAL IMPROVEMENTS PROJECT LOCATIONS**

1. Stewart Airport Water Storage Tank, Assembly Way, Newburgh, NY
2. a. Fletcher Drive between Meadow Hill Road & Heather Circle, Newburgh, NY
b. Meadow Hill Road Water Booster P.S.; Meadow Hill Road, Newburgh, NY
c. Route 52 Water Booster Pump Station, Route 52, Newburgh, NY
3. Chadwick Lake Filter Plant, Route 32, Newburgh, NY
4. Individual Water District Customer Location throughout Town, Newburgh, NY

**2014 WATER SYSTEM CAPITAL IMPROVEMENTS
ENVIRONMENTAL ASSESSMENT
PROJECT DESCRIPTION**

The Town of Newburgh plans to implement capital improvements to the Consolidated Water District ("CWD") for the purpose of constructing, reconstructing and / or improving the operations of certain facilities. It additionally proposes to repair and maintain certain of the CWD's facilities. The proposed projects have been split into four (4) phases as follows:

Phase 1 – Stewart Airport Water Storage Tank Painting and Improvements
(Includes Stewart Tank Recoating System, Re-Chlorination System, TTHM Reduction System, Turnover Modifications, SCADA Instrumentation and PRV/Interconnection between Meadow Winds and Meadow Hill Systems).

The Stewart Airport Water Storage Tank is a 1.8 million gallon painted welded steel tank constructed by the Town in 1991. The coating system has deteriorated and the interior and exterior of the tank needs to be recoated to protect the steel. In addition, certain improvements to the facility are proposed to improve the water quality in the distribution system in the area of the tank including reactivation of an existing re-chlorination facility, installation of an aeration system to reduce the concentration of TTHMs, installation of new SCADA instrumentation and an interconnection between the Meadow Winds Water Storage Tank and the Meadow Hill Storage Tanks to improve fire protection for the area.

Phase 2 – Fletcher Drive W.M. Extension and Pump Station Improvements
An extension of the service area for the Meadow Winds Water Storage Tank is proposed by constructing a new water main from Meadow Hill Road down Fletcher Drive connecting to the existing water main in Amber Drive. Additional work will include the installation of water meters at the Meadow Hill Road and Route 52 Water Booster Pumping Station.

Phase 3 – Chadwick Lake Filter Plant Roof Replacement
The existing roof on the Chadwick Lake Filter Plant has reached the end of its useful life and will be replaced with a new roof.

Phase 4 – Water System Meter Replacement Program
The Town intends to accelerate its replacement of older water meters with new radio read technology by hiring a contractor to install approximately 4500 new meters at customer locations throughout the Town.

**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: 2014 WATER SYSTEM CAPITAL IMPROVEMENTS		
Project Location (describe, and attach a general location map): SEE ATTACHED LIST		
Brief Description of Proposed Action (include purpose or need): SEE ATTACHED DESCRIPTIONS		
Name of Applicant/Sponsor: TOWN OF NEWBURGH		Telephone: 845-564-4552 E-Mail: townsupervisor@townofnewburgh.org
Address: 1496 ROUTE 300		
City/PO: NEWBURGH	State: NEW YORK	Zip Code: 12550
Project Contact (if not same as sponsor; give name and title/role): JAMES OSBORNE, TOWN ENGINEER		Telephone: 845-564-7814 E-Mail: engineering@townofnewburgh.org
Address: 1496 ROUTE 300		
City/PO: NEWBURGH	State: NEW YORK	Zip Code: 12550
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	PUBLIC INTEREST ORDER(S), BONDING RESOLUTION(S)	AUGUST, 2014
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
c. City Council, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	ORANGE COUNTY DEPT. OF HEALTH, PLAN APPROVALS	JANUARY, 2015
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. Coastal Resources. <ul style="list-style-type: none"> i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No iii. Is the project site within a Coastal Erosion Hazard Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 		

C. Planning and Zoning

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

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? NA

b. What police or other public protection forces serve the project site?
NA

c. Which fire protection and emergency medical services serve the project site?
NA

d. What parks serve the project site?
NA

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)? MUNICIPAL WATER SYSTEM IMPROVEMENTS, MAINTENANCE, REPAIRS AND/OR REPLACEMENTS

b. a. Total acreage of the site of the proposed action? _____ NA acres
 b. Total acreage to be physically disturbed? _____ <0.1 acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ NA 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 _____ 4
 • Anticipated commencement date of phase 1 (including demolition) _____ 9 month 2014 year
 • Anticipated completion date of final phase _____ 12 month 2015 year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases:
ALL PHASES ARE INDEPENDENT ACTIONS NOT RELYING ON THE COMPLETION OF ANY OTHER PHASE

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

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

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

i. Total number of structures _____
 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? INSTALLATION OF NEW WATER MAIN, PRV VAULT
 ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 • Volume (specify tons or cubic yards): ONLY UNSUITABLE MATERIAL
 • Over what duration of time? 90 DAYS
 iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
EXCAVATED MATERIAL WILL BE SCREENED AND REUSED FOR TRENCH BACKFILL UNLESS DETERMINED TO BE UNSUITABLE
 iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. UNSUITABLE MATERIALS WILL BE REMOVED. IF SO; IS SATURATED, THEN IT WILL BE REPLACED WITH SELECT FILL
 v. What is the total area to be dredged or excavated? _____ <0.1 acres
 vi. What is the maximum area to be worked at any one time? 500 LINEAR FEET OF UTILITY TRENCH acres
 vii. What would be the maximum depth of excavation or dredging? _____ 6.0 feet
 viii. Will the excavation require blasting? Yes No
 ix. Summarize site reclamation goals and plan: NA

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: _____ gallons/day

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

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

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

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

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

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

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

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

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

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

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

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

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

• Do existing sewer lines serve the project site? Yes No
 • Will line extension within an existing district be necessary to serve the project? Yes No
 If Yes:
 • Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:
 • Applicant/sponsor for new district: _____
 • Date application submitted or anticipated: _____
 • What is the receiving water for the wastewater discharge? _____
 v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:
 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)
 HEAVY EQUIPMENT (EXCAVATOR, DUMP TRUCKS, ETC.) NECESSARY FOR INSTALLATION OF WATER MAIN
 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: _____
- iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____
- iv. Does the proposed action include any shared use parking? Yes No
- v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within 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: _____
- ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____
- iii. Will the proposed action require a new, or an upgrade to, an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 7 AM TO 4 PM
- Saturday: NA
- Sunday: NA
- Holidays: NA

ii. During Operations:

- Monday - Friday: NA
- Saturday: NA
- Sunday: NA
- Holidays: NA

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:
 HEAVY EQUIPMENT OPERATION WILL CREATE NOISE LEVELS HIGHER THAN AMBIENT DURING CONSTRUCTION PERIOD FOR WATER MAIN INSTALLATION DURING DAYLIGHT WORKING HOURS

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:
 DIESEL ENGINE EXHAUST DURING TIMES OF EXCAVATION FOR UTILITY INSTALLATION

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

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

- Construction: _____
- Operation: _____

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

- Construction: _____
- Operation: _____

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

If Yes:

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

ii. Anticipated rate of disposal/processing:

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

iii. If landfill, anticipated site life: _____ years

t. Will 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:
 AKK WORK WILL OCCUR ON EXISTING SITES OR WITHIN EXISTING R.O.W.s

b. Land uses and covertsypes on the project site.

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

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

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

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

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

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

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

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ NA 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: _____ %
 _____ %
 _____ %

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

e. Drainage status of project site soils: Well Drained: _____ % of site
 Moderately Well Drained: 100 % of site
 Poorly Drained _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: 100 % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

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

h. Surface water features.

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

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

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

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

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

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

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No

If yes, name of impaired water body/bodies and basis for listing as impaired: _____

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

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

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

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No

If Yes:
 i. Name of aquifer: _____

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

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

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

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

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

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

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

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

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
 If Yes:
 i. CEA name: _____
 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?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District	
ii. Name: _____	
iii. Brief description of attributes on which listing is based: _____	
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?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site?	
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?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes:	
i. Identify resource: _____	
ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____	
iii. Distance between project and resource: _____ miles.	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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?	
<input type="checkbox"/> Yes <input type="checkbox"/> No	

F. Additional Information

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

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

G. Verification

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

Applicant/Sponsor Name TOWN OF NEWBURGH TOWN BOARD Date JUNE 11, 2014

Signature _____ Title DEPUTY SUPERVISOR

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

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

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

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

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

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. NO YES
 (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.

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

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

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

g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air The proposed action may include a state regulated air emission source. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. D.2.f., D.2.h, D.2.g) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>			
	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)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
ii. More than 3.5 tons/year of nitrous oxide (N ₂ O)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
iv. More than .045 tons/year of sulfur hexafluoride (SF ₆)	D2g	<input type="checkbox"/>	<input type="checkbox"/>
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	<input type="checkbox"/>	<input type="checkbox"/>
vi. 43 tons/year or more of methane	D2h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>			
	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 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 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 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 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 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 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 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 type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input 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.)
If "Yes", answer questions a - g. If "No", go to Section 10.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources
 The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)
If "Yes", answer questions a - e. If "No", go to Section 11.

NO YES

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

d. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Yes", 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 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 result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input checked="" 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 checked="" 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. NO YES
 (See Part 1. D.2.j)
 If "Yes", answer questions a - g. 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 type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input 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. NO YES
 (See Part 1. D.2.k)
 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 type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____			

15. Impact on Noise, Odor, and Light
 The proposed action may result in an increase in noise, odors, or outdoor lighting. NO YES
 (See Part 1. D.2.m., n., and o.)
 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.) <i>If "Yes", answer questions a - m. If "No", go to Section 17.</i>			
		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____			

17. Consistency with Community Plans
 The proposed action is not consistent with adopted land use plans.
 (See Part 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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