



Engineer

RESOLUTION No. 408

**SEQRA DETERMINATION OF SIGNIFICANCE FOR THE ADOPTION
AND IMPLEMENTATION OF THE ROUTE 96 TRANSFORMATIVE
CORRIDOR STRATEGIC INFRASTRUCTURE PLAN**

TOWN SUPERVISOR
742-5020

TOWN CLERK
TAX RECEIVER
742-5080

TOWN COURT
924-5775
924-5262

ASSESSMENT
742-5010

ECONOMIC
DEVELOPMENT
742-5073

FINANCE
742-5025

HIGHWAY
924-3323

HISTORIAN
742-5065

PARKS & RECREATION
742-0140

PLANNING &
BUILDING
742-5035

PLANNING / ZONING
742-5040

By motion of Councilman Tantillo, seconded by Councilman Kahovec, the following resolution was adopted:

5 Ayes: Marren, Guinan, Condon, Tantillo, Kahovec

WHEREAS, the Town Board has been presented with the "Route 96 Transformative Corridor Strategic Infrastructure Plan" ("the Plan") which the Town will now consider both adopting and implementing; and

WHEREAS, the Plan calls for the development of six "High Priority Projects" ("the Projects") as well as the potential establishment of a Transportation Development District ("the TD District", a type of Development Facilitation Improvement District under NYS law), and the Town Board is therefore considering undertaking, funding and/or approving the Projects and establishment of the TD District in addition to formal adoption of the Plan; and

WHEREAS, in order to comply with the NY State Environmental Quality Review Act and its regulations promulgated at 6 N.Y.C.R.C. Part 617 (collectively referred to as "SEQRA"), the Town Board proposes conducting an environmental review of a proposed action ("the proposed Action") that includes all of the foregoing components, namely, 1) formal adoption of the Plan, 2) approving, undertaking and/or funding of the Projects, and 3) establishment of the TD District; and

WHEREAS, construction of the Projects would likely require approval, undertaking and/or funding from other local, regional and state government agencies needing to comply with SEQRA, including the Village of Victor, the County of Ontario, the New York State Department of Transportation (NYS DOT), and the New York State Department of Environmental Conservation (NYS DEC), and

WHEREAS, on June 4, 2018 by Resolution No. 233, the Town Board accepted the Part 1 Environmental Assessment of the proposed Action, prepared by LaBella Associates, and determined that the proposed Action is a Type I action as defined under SEQRA; and

WHEREAS, on June 4, 2018 by Resolution No. 233, the Town Board also determined that because the proposed Action may involve one or more other agencies, that an environmental review coordinated with other involved agencies and necessitating establishment of a lead agency would be required under SEQRA, and announced its intent to serve as Lead Agency in the environmental review of the proposed Action; and

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(585) 742-5080 | Fax (585) 924-0202 | www.victorny.org**

WHEREAS, on June 4, 2018 by Resolution No. 233, the Town Board resolved that the Town Clerk, assisted by the Town Engineer, should notify other identified involved agencies of the Town Board's intent to be established as Lead Agency for this review, provide each with a copy of the Part 1 Environmental Assessment Form, and request that the those agencies consent to establishment of the Town Board as Lead Agency; and

WHEREAS, as of July 6, 2018, no involved agencies have objected to establishment of the Town Board as Lead Agency despite thirty days having passed since the identified involved agencies were notified of the Town Board's intent to serve as Lead Agency and requested to consent; and

WHEREAS, the Environmental Assessment Form Part 2, prepared by LaBella Associates, kept in the subject file in the Town Clerk's office, identifies several instances in which moderate to large environmental impacts may occur as a consequence of the proposed Action including impacts on: land; surface water; transportation; noise, odor and light; and, consistency with community plans; and

WHEREAS, Environmental Assessment Form Part 3, prepared by LaBella Associates, kept in the subject file in the Town Clerk's office, evaluates and assesses multiple potential impacts to the environment that could occur as a consequence of the proposed Action; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the Environmental Assessment Parts 2 and 3 of the proposed Action, prepared by LaBella Associates; and, be it further

RESOLVED, that the Town Board has determined that, in accordance with the New York's SEQRA regulations, the Town Board has now been established as the SEQR Lead Agency empowered to conduct a coordinated environmental review of the proposed Action under SEQRA; and, be it further

RESOLVED, that in accordance with the New York's SEQRA regulations, the Town Board has further determined that the proposed Action may result in one or more significant adverse impacts on the environment, as described in the Environmental Assessment Parts 2 and 3 prepared by LaBella Associates, and that an environmental impact statement must therefore be prepared to further assess the impacts and possible mitigation and to explore alternatives to avoid or reduce those impacts; and, be it further

RESOLVED, that in accordance with the New York's SEQRA regulations, the Town Board has further determined that a Positive Declaration should therefore be issued; and, be it further

RESOLVED, that the Town Clerk, assisted by the Town Engineer, shall file the attached Environmental Assessment Form Part 3 Evaluation and Determination of Significance: 1) with the Chief Executive Officer of any political subdivision within which the proposed Action would be principally located; 2) with other involved agencies; and, 3) with the Environmental Notice Bulletin at <http://www.dec.ny.gov/enb/enb.html>; and, be it further

RESOLVED, that the Town Board has further determined that the proposed Action: 1) consists of a number of separate actions in a given geographic area which, if considered singly may have minor impacts, but if considered together may have significant impacts; 2) includes a sequence of actions contemplated by the Town of Victor as well as other agencies; 3) includes separate actions having generic or common impacts; 4) represents an entire program or plan having wide application; and, 5) represents an entire program or plan which will restrict the range of future alternative policies or projects; and, be it further

RESOLVED, that in accordance with the New York's SEQRA regulations, the Town Board has further determined that the environmental impact statement to be prepared shall be a "Generic" environmental impact statement, as defined under SEQRA; and, be it further

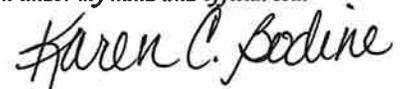
RESOLVED, that LaBella Associates, the Town Engineer, in conjunction with CPL, the Town Traffic Engineer, shall prepare for consideration by the Town Board a proposed Draft Generic Environmental Impact Statement that is consistent with the accepted Environmental Assessment Parts 2 and 3; and, be it further

RESOLVED, that a copy of this resolution be forwarded to the Town Clerk, **Town Engineer**, CPL, Village of Victor, Ontario County, NYSDEC, and NYSDOT.

State of New York)
County of Ontario)

I do hereby certify that I have compared the preceding with the original thereof, on file in the Office of the Clerk of the Town of Victor, New York, and that the same is a correct transcript there from and of the whole of said original; and that said original was duly adopted at a meeting of the Town Board of the Town of Victor, New York on July 9, 2018.

Given under my hand and official seal



*Karen C. Bodine Town Clerk
of the Town of Victor, New York*