



RESOLUTION No. 563

SEQRA NOTICE OF COMPLETION OF A FINAL GENERIC ENVIRONMENTAL IMPACT STATEMENT 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

On motion of Councilman Condon, seconded by Councilman Guinan, the following resolution was adopted:

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

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 has initiated 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 (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 July 9, 2018 (Resolution No. 408), the Town Board determined that, in accordance with New York's SEQRA regulations, the Town Board was established as the SEQR Lead Agency empowered to conduct a coordinated environmental review of the proposed Action under SEQRA; and

WHEREAS, on July 9, 2018 (Resolution No. 408), the Town Board determined that, in accordance with New York's SEQRA regulations, 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 that a Positive Declaration would therefore be issued; and

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WHEREAS, on July 9, 2018 (Resolution No. 408), the Town Board determined that, in accordance with New York's SEQRA regulations, the environmental impact statement to be prepared would be a "Generic" environmental impact statement, as defined under SEQRA; and

WHEREAS, on August 13, 2018 (Resolution No. 435), the Town Board accepted, in accordance with New York's SEQRA regulations, the proposed Draft Generic Environmental Impact Statement ("DGEIS") prepared by LaBella Associates and CPL as adequate with respect to its scope and content for the purpose of commencing public review; and

WHEREAS, following the Town Board's August 13, 2018 adoption of Resolution No. 435 the Town Clerk, assisted by the Town Engineer, filed, on behalf of the Town Board and in accordance with New York's SEQRA regulations, a SEQR Notice of Completion of the DGEIS; and

WHEREAS, both Town Board Resolution No. 435 and the SEQR Notice of Completion of the DGEIS filed on the Town Board's behalf indicated: 1) that the period during which comments on the DGEIS would be accepted by the Town Board would commence immediately upon the adoption of Town Board Resolution No. 435; 2) that a Public Hearing to receive comments on the DGEIS would be held on September 10 at 7:30 pm EDT at the Town of Victor Town Hall; and, 3) that the period during which comments on the DGEIS would be accepted by the Town Board would cease at 5:00 pm EDT on September 20, 2018; and,

WHEREAS, as some Involved Agencies were not properly notified of the initial comment period which period began with the acceptance of the DGEIS on August 13, 2018 and ended on September 20, 2018, the Town Board subsequently, on October 9, 2018, established a second period for the receipt of additional comments on the DGEIS (Town Board Resolution No. 497) and had filed on its behalf a second SEQR Notice of Completion of the DGEIS; and

WHEREAS, both Town Board Resolution No. 497 and the second SEQR Notice of Completion of the DGEIS filed on the Town Board's behalf indicated: 1) that the period during which additional comments on the DGEIS would be accepted by the Town Board would commence immediately upon the adoption of Town Board Resolution No. 497 on October 9, 2018; and, 2) that the period during which additional comments on the DGEIS would be accepted by the Town Board would cease at 5:00 pm EDT on November 9, 2018; and

WHEREAS, the initial period designated in Town Board Resolution No. 435 for the receipt of comments on the DGEIS has since expired, the Public Hearing called for in Town Board Resolution No. 435 has since been held and duly closed, and the second period designated in Town Board Resolution No. 497 for the receipt of additional comments on the DGEIS has also since expired; and

WHEREAS, LaBella Associates, the Town Engineer, in conjunction with CPL, the Town Traffic Engineer, has now prepared and submitted a proposed Final Generic Environmental Impact Statement ("FGEIS") for consideration by the Town Board; and

WHEREAS, the Town Board has now reviewed the FGEIS prepared by LaBella Associates and CPL; now, therefore, be it

RESOLVED, that the Town Board hereby accepts, in accordance with New York's SEQRA regulations, the FGEIS prepared by LaBella Associates and CPL; and, be it

FURTHER RESOLVED, that the Town Clerk shall, on the Town Board's behalf and assisted by the Town Engineer, prepare, in accordance with New York's SEQRA regulations, a Notice of Completion of the Final Generic Environmental Impact Statement ("Notice of Completion") prepared in accordance with Article 8 of the Environmental Conservation Law; and, be it

FURTHER RESOLVED, that the Notice of Completion shall further indicate that copies of the FGEIS can be obtained at the office of the Town of Victor Town Clerk at the Victor Town Hall located at 85 E. Main Street, Victor, NY; and, be it

FURTHER RESOLVED, that the Notice of Completion shall include the name and address of the lead agency; the name, address and telephone number of a person who can provide additional information; a brief description of the action; the SEQR classification; and, the location of the action, as the same were included and described in the SEQR Positive Declaration filed relative to this Action pursuant to Town Board Resolution No. 408, adopted July 9, 2018; and, be it

FURTHER RESOLVED, that the Town Clerk, assisted by the Town Engineer, shall file, in accordance with New York's SEQRA regulations, the prepared Notice of Completion: 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 Clerk, assisted by the Town Engineer, shall, in accordance with New York's SEQRA regulations, publish the FGEIS and file it: 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) as otherwise required by Section 617.12 of New York's SEQRA regulations; and, be it

FURTHER RESOLVED, that copies of this resolution be forwarded to LaBella Associates, Clark Patterson Lee, and the Town Clerk

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 November 26, 2018.

Given under my hand and official seal



*Renee McConnell, Deputy Town Clerk,
of the Town of Victor, New York*

