

TOWN OF WEST SENECA



ENGINEERING DEPARTMENT

TOWN SUPERVISOR
SHEILA M. MEEGAN
TOWN COUNCIL
EUGENE P. HART
WILLIAM P. HANLEY JR.

April 2, 2014

Honorable Town Board
Town of West Seneca

**Re: 2014 Commerce Parkway Road Reconstruction
SEQRA Review and Determination**

Honorable Board Members,

We have reviewed the State Environmental Quality Review (SEQR) for the scope of road reconstruction work expected to be completed in 2014.

We believe this work shall be considered as a Type II Action according to the criteria set forth in (c)(1, 2, 4, and 5). Type II Actions are actions which have been determined to not have a significant effect on the environment and do not require Environmental Impact Statements or any other determination of procedure under the provisions of SEQR.

Type II actions are exempt and not subject to review. Therefore, no further action is required for the project pertaining to the SEQR.

However, it would be advisable for the Board to recognize, in a formal resolution, that the work is considered a Type II Action under SEQR. We have attached a suggested resolution for your use.

Very truly yours,

A handwritten signature in black ink, appearing to read "D. Johnson".

David H. Johnson, CPESC, CPSWQ
Town Engineer

cc: Files: TB.
Project

SUGGESTED RESOLUTION

TOWN OF WEST SENECA SEQRA DETERMINATION FOR 2014 COMMERCE PARKWAY ROAD RECONSTRUCTION

WHEREAS, the Town of West Seneca Town Board (the "Board") has considered the impact to the environment of the following Scope of Work to be completed on the Commerce Parkway Road Reconstruction Project in the Town of West Seneca;

- Work includes, but not limited to the roadway reconstruction of Commerce Parkway and Ransier Drive, including the complete removal of existing pavement and replacing with full depth pavement section, new concrete curb, gutters and roadside treatment improvements.

WHEREAS, the Board has reviewed the Scope of Work set forth above as one Proposed Action, and has further consulted with its Engineer and legal counsel with respect to the potential for environmental impacts resulting from the Proposed Action,

WHEREAS, the Board has reviewed the Proposed Action with respect to the Type II criteria set forth in 6 NYCRR. Part 617 of the Environmental Conservation Law, Article 8 ("SEQRA") and concluded that the work involves:

- Maintenance or reconstruction involving no substantial changes in an existing facility, structure or infrastructure (6 NYCRR §617.5(c)(1));
- Replacement, rehabilitation or reconstruction of infrastructure or facility, in kind, on the same site, including upgrading buildings and sewer infrastructure (6 NYCRR §617.5(c)(2));
- Repaving of existing highways not involving the addition of new travel lanes (6 NYCRR §617.5(c)(4));
- street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities (6 NYCRR §617.5(c)(5));

THEREFORE, BE IT RESOLVED, by the Board as follows:

1. The Proposed Action, individually and cumulatively, does not constitute substantial changes to the existing facilities or infrastructure and involves routine activities required for proper operation and maintenance of the Town Sewer System, and, therefore, does not exceed the thresholds for a Type II Action established under 6 N.Y.C.R.R. Part 617.
2. The Board hereby determines the Proposed Action is a Type II action in accordance with SEQRA regulations.
3. No further review of the Proposed Action is required under SEQRA.
4. This resolution shall be effective immediately.