



**8-C COMMUNICATIONS**

1. (continued)

RESOLVED, that the Town Supervisor is authorized to execute a grant agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the Town of West Seneca's obligations under the Engineering Planning Grant Agreement.

Ayes: All

Noes: None

Motion Carried

2. Grantwriter re Local match for \$100,000 Engineering Planning Grant

Motion by Supervisor Meegan, seconded by Councilman Hanley, to adopt the following resolution to appropriate a minimum of 20% local match as required by the Engineering Planning Grant Program:

WHEREAS, the Town of West Seneca was awarded an Environmental Facilities Corporation's Engineering Planning Grant in the amount of \$100,000 for the I/I Study of the Town's wastewater treatment system; and

WHEREAS, the Town of West Seneca will utilize Technical Force Account Labor from the Town's Sewer Division to provide the 20% match required by this grant contract; and

WHEREAS, Clark Patterson Lee Architects and Engineers will supervise the Town's Sewer Division staff, who will provide a minimum of \$25,000 worth of work related to this study; now, therefore, be it

RESOLVED, that the Town of West Seneca authorizes and appropriates a minimum of 20% local match as required by the Engineering Planning Grant Program for the Environmental Facilities Corporation's \$100,000 Sewer Study Grant, and be it further

RESOLVED, under the Engineering Planning Grant Program, this local match must be at least 20% of the total project cost, and be it further

RESOLVED, the maximum local share appropriated subject to any changes agreed to by the Town Supervisor shall not exceed \$25,000 based upon a total estimated maximum project cost of \$125,000, and be it finally

RESOLVED, the Town Supervisor may increase this local match through the use of in kind services without further approval from the Town of West Seneca.

Ayes: All

Noes: None

Motion Carried



**8-C COMMUNICATIONS**

7. Town Engineer re Bid award for Rosewood Section Reconstruction Project
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to award the bid for the Rosewood Reconstruction Project to D and H Excavating, Inc., Arcade, NY, at their low bid of \$2,355,285 and authorize the Supervisor to sign the appropriate paperwork, noting this company was the low bidder out of three bids received.

On the question, Councilman Hanley stated the town bonded \$5 million for 2016 road projects with \$3.7 million already awarded. This project will complete the 2016 proposed projects.

Ayes: All

Noes: None

Motion Carried

8. Town Engineer re SEQRA determination for 2016 Phase 5 sewer improvements
- Motion by Supervisor Meegan, seconded by Councilman Hart, to adopt the attached SEQRA resolution and determination of Type 2 action relative to the phase 5 sewer study.

Ayes: All

Noes: None

Motion Carried  
\*APPENDICES\*

9. Highway Sup't. re Bid date for Emergency Light Repair Call out Contract
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to set a bid date of May 12, 2016 at 10 A.M. in the Town Clerk's Office for receipt of bids on the Emergency Light Repair Call out Contract.

On the question, Highway Sup't. Matthew English stated this is for street lights the town electricians are unable to repair and the contract has stipulations on timeframes for repairs.

Ayes: All

Noes: None

Motion Carried

10. Highway Sup't. re Appointment of part-time seasonal laborers in the Sanitation Dept.
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint Eric Anderson and Frank Courtney as part-time seasonal laborers in the Sanitation Department at a rate of \$9 per hour effective April 26 – October 28, 2016 contingent upon passing of drug and alcohol testing and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

**8-C COMMUNICATIONS**

11. Highway Sup't. re Status change for part-time laborers in Sanitation Dept. to seasonal
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of the following part-time Sanitation Department laborers to part-time seasonal effective May 5 – October 28, 2016 at a rate of \$9 per hour:

Steve Amoia, Jr.  
Norman Locher  
Timothy Stevenson

Austin Boehm  
Kevin O'Shaughnessy  
MacKenzie Szakacs

Adam Karyczyk  
Matthew Schultz  
Robert Walsh

and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

On the question, Councilman Hart stated he was abstaining from this vote because Robert Walsh is his second cousin.

Ayes: (2) Supervisor Meegan, Councilman Hanley

Noes: None

Abstentions: (1) Councilman Hart

Motion Carried

12. Chief Denz re Budgetary transfer request
- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the transfer of \$3,414 from Asset Seizure Trust Fund Acct. #004.0004.0072 to Police Budget Acct. #001.3120.0440, noting this covers a previous purchase of equipment for the detective bureau.

Ayes: All

Noes: None

Motion Carried

13. Chief Denz re Attendance at NYS Association of Hostage Negotiators training conference
- Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize three (3) officers to attend the NYS Association of Hostage Negotiators training conference May 18 – 20, 2016 in Rochester at a cost not to exceed \$2,000 with funds budgeted in the Police Training Courses Acct. #1.3120.0459.

Ayes: All

Noes: None

Motion Carried



**8-C COMMUNICATIONS**

18. Youth Service Coordinator re Status change for Emily Baker to part-time seasonal
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of Emily Baker from part-time to part-time seasonal effective May 8 – September 3, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

19. Senior Code Enforcement Officer re Approval of LED sign for the Olive Branch Restaurant
- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve an LED sign for the Olive Branch Restaurant at 2343 Union Road.

On the question, Councilman Hart questioned if the restaurant will be open 24/7 and how the town will know if the owner is complying with restrictions.

Richard Johnson of X-Press Signs stated the restaurant is open 24/7, but the sign will have an auto dimmer which dims 30 percent at dark.

Code Enforcement Officer Jeff Baksa commented the owner is aware of restrictions including the stipulation that the sign cannot be used to advertise any other business. Code Enforcement Officers take notice of LED signs when they are out at night, but they have to use their judgment on the level of brightness.

Councilman Hanley suggested code enforcement request a light meter in next year’s budget.

Ayes: All                      Noes: None                      Motion Carried

**8-D REPORTS**

- John Gullo, Senior Code Enforcement Officer, Building and Plumbing reports for March 2016 received and filed.

**8-E APPROVAL OF WARRANT**

Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the vouchers submitted for audit, chargeable to the respective funds as follows: General Fund - \$175,524.64; Highway Fund - \$58,506.03; Special Districts - \$11,836.65; Capital Fund - \$52,969.78 (vouchers 93423 - 93972); Trust & Agency - \$46,559.68 (vouchers 93876-93899)

Ayes: All                      Noes: None                      Motion Carried

**PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS**

**GRASS PICKUP**

Highway Sup't. Matthew English announced grass pickup will begin Monday, May 2<sup>nd</sup> and reminded residents to use any returnable container, but not the new recycling totes.

**RECREATION PROGRAM UPDATES**

Youth Service Coordinator Lauren Masset stated there is only one opening remaining for weeks 1, 2 & 6 of Summer Day Camp with the remaining weeks being wait list only. Registration is currently open for the Summer Fun Program and swim lessons.

**ZOMBIE PROPERTIES**

Supervisor Meegan announced an icon will be on the town's website to report Zombie home properties. Residents can fill out and submit the information which Assemblyman Michael Kearns will then take to the NYS Assembly.

**8-B HELD OVER PUBLIC HEARING**

"A PUBLIC HEARING TO HEAR ALL PERSONS REGARDING THE PROPOSED UPDATED TOWN COMPREHENSIVE PLAN" in the Town of West Seneca.

Motion by Councilman Hart, seconded by Councilman Hanley, to remove the public hearing from the table.

Ayes: All

Noes: None

Motion Carried

John Steinmetz of Steinmetz Consulting reviewed the Comprehensive Plan update which articulates what is important to West Seneca in the next 10 years, noting it should be considered a living document that is broad in scope and can be changed as needed. He stated good feedback was received from the community and there is enthusiasm on how to implement certain components of the Plan.

Nora Mikes questioned the current status of the library project. She further asked that board members table any action on the Comprehensive Plan at this meeting and questioned how many comments were received and how they will be incorporated into the plan.

Councilman Hart responded the library project is in the engineering stages.

Town Clerk Jacqueline Felser stated she received four email comments on the Comprehensive Plan update.

**8-B HELD OVER PUBLIC HEARING** (continued)

Mr. Steinmetz stated there are four key changes to the Comprehensive Plan based on feedback received: 1) addition of an executive summary; 2) an action item added under the Natural Resources section – “consider developing a Wildlife Management Plan for the purpose of natural resource and habitat conservation;” 3) an objective added under the Neighborhoods section – “utilize existing paper streets running through neighborhoods to create off street bicycle and pedestrian connections;” and 4) under the Transportation section - in response to a comment and request from Erie County, the plan now references the Greater Buffalo-Niagara Regional Transportation Council Plan and states the town’s Plan is consistent with it.

Ms. Mikes questioned if the steering committee and comprehensive plan committee are the same body and the date and manner the committee was created.

Councilman Hart responded the steering committee is referred to in a document received from New York State, but the Town Board referred to it as the Comprehensive Plan Review Committee. He did not recall the date the committee was created but stated this could be researched through the Town Clerk’s office.

Ms. Mikes commented on her interpretation of a response she received from the Committee on Open Government (COOG) with regard to whether meetings of the Comprehensive Plan Review Committee were required to be held in accordance with the Open Meetings Law.

Councilman Hart disagreed with Ms. Mikes’ interpretation and stated he also received the COOG’s letter and it clearly supported the town’s position and actions.

Town Attorney John Fenz referred to the advisory opinion from COOG and stated the Town Board appointed a committee that was advisory in nature. No minutes or meeting notices were required and a third party consultant was hired to draft the update.

Doug Kroll expressed his concern about reducing Union Road to two lanes. He felt it was a dangerous thing to do and referred to instances he had seen in Williamsville where there is parking allowed on the street. He believes parked cars should not be on the highway as it is not safe for people, noting the stores have adequate parking off the road.

Councilman Hart clarified if Union Road is reduced it will only be from Center Road to Seneca Street. Their goal is to calm the traffic on Union Road and Williamsville is also being restructured for that purpose.

Councilman Hanley commented that currently pedestrians must cross five lanes of traffic on Union Road. He referred to the successful outcome of changes made in the City of Buffalo on Fillmore Avenue near Martin Luther King Park where the road was narrowed from four lanes to two lanes.

**8-B HELD OVER PUBLIC HEARING** (continued)

Paula Minklei questioned if a public hearing is required to change speed limits and narrow roads.

Councilman Hart responded that New York State will have their own public hearings on proposed changes and having a good Master Plan in place will prevent the state from unilaterally making changes in the town.

Mr. Steinmetz referred to specific pages in the Plan that indicate the town wants something different for Union Road and NYSDOT will be compelled to collaborate with the town.

Councilman Hart noted the Union Road problem is not exclusive to West Seneca. Every community has problems and complaints about Union Road and is trying to get NYS to do something. He further commented their goal was to make the Comprehensive Plan a balanced plan and this Plan is stronger regarding environmental issues. Although it is not possible for the town to do everything that is in the Plan, it is full of a lot of great ideas.

Evelyn Hicks stated she was involved in 2006 when the last Comprehensive Plan was adopted and also served on the current committee. Mrs. Hicks commented the current process was more formal and the new Plan is far more superior, precise and concise. Although she does not agree with everything in the Plan, it is a collaboration of a community with a variety of interests and it is not possible to agree on everything. Mrs. Hicks sees this as a working document that will allow the town to consider new ideas that did not exist in 2006 and it is a great tool to use going forward as a resource for grant applications. She is looking forward to reviewing zoning and land use to make it more cohesive throughout the town and implement new techniques. Mrs. Hicks further commented on the opportunities to connect neighborhoods with paths and stated the plan is representative of the people she spoke to and what they want to see in it.

Supervisor Meegan commented having a Comprehensive Plan in place brings the town to the top of the list for grant funding.

Mr. Steinmetz agreed and stated language is in the Plan that is needed for grant applications and it should be appropriate for 8 – 10 years into the future.

Michael Truscott referred to the proposal for Union Road and commented on the need for people to adhere to laws regarding pedestrian crosswalks and passing on the right.

Motion by Councilman Hart, seconded by Supervisor Meegan, to close the public hearing.

Ayes: All

Noes: None

Motion Carried

**8-B HELD OVER PUBLIC HEARING** (continued)

Mr. Fenz questioned if board members reviewed Parts 1, 2 & 3 of the Environmental Assessment Form and they responded that they had.

Motion by Councilman Hart, seconded by Supervisor Meegan, to adopt the attached resolution adopting the Comprehensive Plan Strategic Update as modified as the town's official Comprehensive Plan.

Ayes: All

Noes: None

Motion Carried  
\*APPENDICES\*

**ISSUES OF THE PUBLIC**

**PROPOSED DEVELOPMENT AT UNION & INDIAN CHURCH ROADS**

Dolores Stefanacci commented on the proposed Tim Horton's at Indian Church Road and Union Road and stated it will still be a problem even if the exit on Indian Church Road is right turn only. She further commented the area is too congested and suggested the town find other ways to generate tax revenue.

Councilman Hart advised a public hearing will be held at the May 9<sup>th</sup> Town Board Meeting to review the project. The rezoning will be considered by the Town Board, and if approved, the project will go back to the Planning Board for site plan approval.

**DEER MANAGEMENT PLAN**

Leslie Just commented on the deer population control plan and asked that rather than killing deer the town look at other alternatives. Ms. Just suggested property owners use alternative gardening methods as a possible solution.

Chief Denz responded the Town Board did not propose that deer be shot, but they did ask him to work with the DEC to develop a solution to the problem. There are social issues with the town divided on what to do and there is no immediate solution to the problem. Chief Denz stated the DEC also has limited resolutions.

Valerie Will of Animal Advocates of WNY stated she is pleased that West Seneca is not ready to kill the deer and is still looking into solutions for the deer nuisance problem. Ms. Will also distributed information from Laura Simon, a Wildlife Ecologist from the Humane Society of the United States.

Chief Denz stated he has consulted with sportsman groups and the DEC and wants to thoroughly research the issue, noting he is not even close to a resolution.

**ISSUES OF THE PUBLIC**

**EVERY OTHER WEEK RECYCLING PICKUP**

Amy Carpenter questioned the status of a proposal to have recycling totes picked up every other week.

Councilman Hart responded the proposal is still in the planning stage, but it is anticipated the savings will be over \$100,000. There will be an extensive public relations campaign to address the changes and an opportunity to exchange recycling totes for a larger size.

Susan Kims questioned if there will be a fee for exchanging the size of recycling totes.

Supervisor Meegan responded that has not yet been determined as the financial burden is unknown at this point.

**LIBRARY AND COMMUNITY CENTER PROJECT**

Amy Carpenter referred to the proposed library and community center and asked for confirmation on the figures of \$9.4 million as the total for the project, \$1.2 million in grant money received and \$1.4 million from energy savings with the balance being bonded.

Town Attorney John Fenz responded he is waiting on the final figures from engineering and financial advisors.

Mrs. Carpenter further questioned the timeline for the project.

Councilman Hart responded it will most likely be 2018 and confirmed there will be additional opportunities for public input.

**DORRANCE AVENUE RECONSTRUCTION**

Susan Kims questioned the cones and disturbance in the pavement on Dorrance Avenue and if Covington Drive is on the list for being repaved.

Councilman Hanley responded the Highway Department is going to repair the sewers and mill and pave Dorrance Avenue one year ahead of schedule. He will check with Highway Sup't. Matthew English on the timeframe for Covington Drive and relay that information to Mrs. Kims.

**WEST SENECA TOWN OFFICES**  
1250 Union Road  
West Seneca, NY 14224

**TOWN BOARD PROCEEDINGS**  
Minutes #2016-08  
April 25, 2016  
Page thirteen . . .

**ISSUES OF THE PUBLIC**

**YOUTH THEATRE**

Susan Kims questioned insurance coverage for the Youth Theatre program and why fees are the same for residents and non-residents.

Supervisor Meegan stated the instructors are employees of the town so they are covered under the town's insurance. Every town is welcome to participate in the Youth Theatre program and along with students from West Seneca schools it encompasses children that live in Orchard Park and Cheektowaga among others. The cost of participation is over \$100 per participant.

**EXECUTIVE SESSION**

Motion by Supervisor Meegan, seconded by Councilman Hanley, to recess to executive session at 8:50 P.M. to discuss two personnel issues with Chief Denz.

Ayes: All

Noes: None

Motion carried

The board members returned from executive session at 9:25 P.M.

**ADJOURNMENT**

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 9:25 P.M.

Ayes: All

Noes: None

Motion Carried

  
**JACQUELINE A FELSER, TOWN CLERK**

# TOWN OF WEST SENECA TOWN BOARD SEQRA DETERMINATION FOR PHASE 5 SEWER IMPROVEMENTS STUDY

WHEREAS, the Town of West Seneca Town Board (the "Board") has considered the impact to the environment of following Scope of Work to be completed:

- **PHASE 5 SEWER IMPROVEMENTS STUDY**
  - Study and recommendations for improvements to sewer subsystems in the Town of West Seneca
  - Work includes, but not limited to, Town Sewer Crews taking video of the phase 5 area, Engineer reviewing the video and making recommendations for sewer improvements, review of manhole conditions and recommendations for improvements and smoke testing of specific areas in phase 5 to further investigate problem areas discovered through video investigation

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 project involves:

- Study of sewer improvements that would result in replacement, rehabilitation or reconstruction of infrastructure or facility, in kind, on the same site,

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

- 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 Highway Garage, and, therefore, does not exceed the thresholds for a Type II Action established under 6 N.Y.C.R.R. Part 617.
- The Board hereby determines the Proposed Action is a Type II action in accordance with SEQRA regulations.
- No further review of the Proposed Action is required under SEQRA.
- This resolution shall be effective immediately.

## **RESOLUTION ADOPTING COMPREHENSIVE PLAN**

**WHEREAS**, in accordance with the provisions of Section 272-a of New York State Town Law, the Town Board established an advisory Steering Committee to review the Town's existing Comprehensive Plan adopted in 2006 ("2006 Plan") and to make recommendations for updates to that Plan for Town Board consideration and adoption; and

**WHEREAS**, the Comprehensive Plan Steering Committee was comprised of members of the Town Board, Planning Board, Zoning Board of Appeals, Town employees and other residents and community members who represented a broad range of community perspectives; and

**WHEREAS**, the Steering Committee, supported by Clark Patterson & Lee, Steinmetz Planning Group and other professionals and stakeholders, reviewed the 2006 Plan and developed a Comprehensive Plan Strategic Update setting forth a vision for the Town and identifying policies, objectives and implementation strategies in regarding community identity and livability; natural resources and sustainability; neighborhoods; economic development and reinvestment; transportation, access and connectivity; public health and wellness; governmental partnerships and decision-making; and community development; and

**WHEREAS**, throughout the process the Steering Committee fully engaged residents of the Town of West Seneca in the planning process by means of a community preference survey, stakeholder interviews, public workshops, information meetings, media releases, and information posted on the Town web site; and

**WHEREAS**, the Steering Committee adopted a resolution on March 15, 2016 recommending the Draft Comprehensive Plan Strategic Update to the Town Board for review and adoption; and

**WHEREAS**, pursuant to General Municipal Law Section 239-m, the Town transmitted a complete statement of the Draft Comprehensive Plan Strategic Update to the Erie County Department of Environment and Planning, which agency on March 31, 2016 concluded that the proposed adoption of the Plan was a matter of local concern, but which also recommended a minor modification to the Plan's future land use map and that the Draft Comprehensive Plan Strategic Update should be expressly connected to regional plans such as the Greater Buffalo Niagara Regional Transportation Council's Long Range Transportation Plan and the One Region Forward Plan; and

**WHEREAS**, on March 22, 2016 the Steering Committee and the Town Board hosted an Open House to provide an overview of the Draft Comprehensive Plan Strategic Update, followed by a properly noticed Public Hearing to receive public comments on the Draft Comprehensive Plan Strategic Update, which Public Hearing was held open until April 25, 2016; and

**WHEREAS**, the Town posted a complete copy of the Draft Comprehensive Plan Strategic Update on the Town's website and accepted written and electronic comments on the Draft Plan until April 25, 2016 ; and

**WHEREAS**, the Town Board has considered the recommendations of the Erie County Department of Environment and Planning and all of the comments received by the public, and has made certain modifications to the Draft Comprehensive Plan Strategic Update in response thereto, including incorporating an executive summary, adding a new objective to the Transportation, Access and Connectivity section related to off-street bicycle and pedestrian connections, adding an Implementation Item to the Natural Resources & Environmental Sustainability section related to wildlife, and adding an additional express reference to regional planning documents; and

**WHEREAS**, pursuant to the State Environmental Quality Review Act (SEQRA) and Town Law Section 272-a(8), the Town Board, as SEQRA lead agency, prepared a Full Environmental Assessment Form (EAF) identifying and evaluating the potential environmental impacts that could result from adoption of the Draft Comprehensive Plan Strategic Update; and

**WHEREAS**, upon consideration of the completed EAF and all of the public comments received concerning the Plan, and following a careful evaluation of the criteria for making a determination of significance as provided in 6 NYCRR Section 617.7(c), the Town Board has concluded that adoption of the Draft Comprehensive Plan Strategic Update will not result in any significant adverse environmental impacts;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby adopts a SEQRA Negative Declaration with respect to the adoption of the West Seneca Comprehensive Plan Strategic Update pursuant to 6 NYCRR Section 617.7 for the reasons set forth in Part 3 of the EAF, which is expressly incorporated by reference herein; and

**BE IT FURTHER RESOLVED**, pursuant to Town Law Section 272-a(7), the Town Board hereby adopts the Comprehensive Plan Strategic Update, as modified, as its official Comprehensive Plan.

Project : \_\_\_\_\_

Date : \_\_\_\_\_

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

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

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

**Reasons Supporting This Determination:**

To complete this section:

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

The Town Board, upon completion of Parts 1 and 2 of this EAF, consideration of all of the comments received by other interested agencies and the public, and evaluation of the criteria set forth in 6 NYCRR Section 617.7(c), has not identified any potentially significant adverse environmental impacts that would result from the adoption of the Comprehensive Plan Update (CPU). The CPU is a general planning document and does not commit the Town to any specific actions or authorize any specific projects that could result in adverse environmental impacts. Any specific projects and actions that may be undertaken will undergo individual review and determinations of significance pursuant to SEQRA, as applicable. Moreover, in general, the Town Board finds that the planning objectives and strategies outlined in the CPU will improve environmental conditions within the Town by, among other things, promoting environmental quality and sustainability, protecting the Town's natural and historic resources, promoting healthy active lifestyles, and encouraging more compact, mixed use and walkable development in appropriate locations within the Town.

Since the Plan does envision potential changes to parts of the Town's transportation network by improving accommodations for pedestrian and bicycle traffic, some impacts to existing traffic patterns are possible, but the Town Board finds that such potential impacts are not likely to result in significant adverse environmental impacts. The proposed traffic calming and "complete street" measures identified in the CPU are generally expected to have positive environmental impacts by reducing reliance on the automobile as the exclusive means of transportation, promoting safety, reducing emissions, and accommodating active transportation options. However, any such modifications will be subject to further environmental review before being funded, approved or undertaken.

**Determination of Significance - Type 1 and Unlisted Actions**

SEQR Status:       Type 1                       Unlisted

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

Upon review of the information recorded on this EAF, as noted, plus this additional support information  
Comments from the public and by the Erie County Department of Environment and Planning

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the  
Town Board of the Town of West Seneca as lead agency that:

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

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

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

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

Name of Action: Adoption of the Town of West Seneca 2016 Comprehensive Plan

Name of Lead Agency: Town Board of the Town of West Seneca

Name of Responsible Officer in Lead Agency: Sheila M/ Meegan

Title of Responsible Officer: Supervisor

Signature of Responsible Officer in Lead Agency:

Date: 4-25-2016

Signature of Preparer (if different from Responsible Officer)

Date:

**For Further Information:**

Contact Person: John Fenz, Esq.

Address: 1250 Union Road, West Seneca, NY 14224

Telephone Number: 716-558-3252

E-mail: [jfenz@TWSNY.org](mailto:jfenz@TWSNY.org)

**For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:**

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/cnb.html>