



Town of Brunswick

Rensselaer County, New York

Regular Town Board Meeting

Agenda

June 11, 2026

www.brunswickny.gov

Elected Officials

Supervisor: Philip H. Herrington
 Council Members:
 James Sullivan Gordon Christian
 Mark Balistreri Mark Cipperly
 Town Clerk: Alicia Saunders
 Receiver of Taxes: Jayne Tarbox
 Town Justices:
 Terrance Buchanan
 Gary Gordon

Call to Order *Hon. Philip H. Herrington Presiding*

Salute to the Flag

Business Meeting

Minutes of previous meetings

Regular Town Board: May 14, 2026

Reports by Elected Officials and Department Heads:

Town Clerk (*Alicia Saunders*)
 Highway Department (*Mike Bayly*)
 Water Department (*Bill Bradley*)
 Building & Zoning Supervisor (*Kevin Mainello*)
 Town Historian (*Tracy Broderick*)
 Recycling Coordinator (*Tom Engster*)
 Brunswick Community Library (*Sara Hopkins*)
 Town of Brunswick Ambulance

Resolutions 53

Old Business

New Business

Warrants

General	\$ 100,378.69
Highway	\$ 433,481.08
Water	\$ 9,863.63
Sewer	\$ 1,802.18
Special Sewer #6	\$ 3,956.69
Special Fire	\$ 5,135.00
Trust & Agency Fund TE	\$ 2,359.52
Trust & Agency	<u>\$ 193,718.00</u>
TOTAL	\$ 750,694.79

Comments from Visitors

(Please proceed to podium and clearly state name and street name.)

Adjournment

TOWN OF BRUNSWICK
REGULAR TOWN BOARD MEETING

May 14, 2026 7:00 P.M.

TOWN HALL

The following is a summary of the Town Board Meeting as recorded by the Town Clerk.

To view a recording of the full meeting, please see the YouTube link below:

[05-14-26 Town Board Meeting](#)

Board Members Present: Supervisor Herrington, Councilman Cipperly and Councilman Balistreri, Councilman Sullivan, Councilman Christian.

Also Present: Town Attorney, Dave Gruenberg, Town Clerk, Alicia Saunders.

Supervisor Herrington called the meeting to order at: 7:18

The Pledge of Allegiance was recited.

Minutes of Previous Meetings:

Councilman Balistreri made a motion to accept the minutes of the regular Town Board meeting on April 09, 2026. Motion was seconded by Councilman Sullivan. Unanimously approved.

Reports by Elected Officials and Department Heads:

Town Clerk: Alicia Saunders

The Town Clerk's office processed, 153 hunting and fishing licenses, for a total of \$2,460, of which our share was \$78.16, 47 dog licenses for a total of \$300, and 9 EZ passes for a total of \$225, 60 Summer camp applications received to which we collected a total of \$40,425, 4 reservations made for the Community Center which brought a total of \$800 and 5 Pavilion rentals for \$500 collected.

The Town Clerk's office commissioned \$285 for Vital Statistics and \$117.97 in Bingo & Games of Chance proceeds.

The office remitted \$46,169.73 to the Supervisors office, \$45 to the NYS Department of Health, \$57 to the NYS Ag & Markets and \$2,3981.84 to the DEC and \$15 to the State Comptroller's Office.

Motion to accept the report was made by Councilman Christian and seconded by Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

Highway Superintendent: Michael Bayly

Mr. Bayly reported that one man did recycling pulls for two days, three men did shop work for seven days, two men did sign work for one day, two men helped out the water crew for one day, three men did work at the ballfields for one day, four men did ditching for three days, two men picked up bags for nine days, four men did MS4 and lawn work for three days, 4 men did patch work for six days, nine men did dirt roads for seven days, six men did brush pick up for eight days, one man did mowing for eleven days, four men did Route 7 cleanup for two days, three men did Banners for one day and two men did work on Picnic tables for four days.

Motion to accept the report was made by Supervisor Herrington and seconded by Councilman Christian. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

Water & Sewer: Bill Bradley

Mr. Bradley explained why there are two resolutions for February water and sewer collection roll. The reason there is two is because Town Law requires a verified accounting of water and sewer rents owed to the Town Supervisor and by historical practice the Town has done this by resolution. Normally there would be a resolution showing the Water and Sewer rents owed when the water and sewer bills are generated and then an amended collection of water and sewer rents owed by resolution when the collection period is closed. There is normally always adjustment made to the bill as a result of incorrect readings entered, one-time adjustments to high water bills and the addition of penalties. Mr. Bradley went on to explain the initial resolution had not been provided to be included in the March 14, 2026 Town Board Meeting. The adjustments are normally reasonably small in comparison to the total billing. However, during the recent collection period the department missed two incorrect \$60,000 dollar water and sewer bills which then out to our customers. Our Town Attorney, Mr. Gruenberg advised after reviewing the resolution and asking questions of such a large adjustment for transparency purposes to include an explanation of these resolutions in my report to the Town Board. Mr. Bradley assured that again, for transparency all adjustments are documented and accounted for in their billing program and all supporting documentation for the billing period is also stored on a shared common drive accessible by approved personnel.

Mr. Bradley informed the Town Board that the Town's MS4 program was audited by the NYSDEC in March and we received the result in early May. The NYSDEC audit identified some deficiencies in our program and the Town is responsible for correcting those in an expedited fashion. Primarily we need to do a better job of documenting our observation at construction sites, we need to provide additional training to employees and town officials, and we need to do a

better job of housekeeping at our municipal facilities and documenting activities the highway department does to clean streets, catch basins and recycling.

The Water Department employees have spent a tremendous amount of time doing mark outs for the National Grid gas main and service line replacements in the Town. The water leak detection system we purchased in December and have been installing between normal day to day activities is showing results. The system was able to detect a service line leak off the 16" water main and several leaking hydrants. Mr. Bradley is confident this system will help to capture more of the loss water that remain underground and unseen.

Motion to accept the report was made by Councilman Sullivan and seconded by Councilman Christian. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

Building & Zoning Supervisor: Kevin Mainello

Mr. Mainello reported there were 98 building and property inspections, 426 active building permits, 16 permits issued and/or renewed, there were 8 meetings, 2 Planning board meetings and 1 combined with the Zoning board, 1 Zoning board meeting, there were no court cases but we did have 2 fire inspections, there were no follow-up complaint, follow-up complaint inspections and follow up code call out inspections and other meetings and phone calls and letters, no code call outs or fire calls, 2 code complaints, 2 code complaints and code call out inspections or addressed, as well as vacant/abandoned properties (first time inspections) done by the Building Department, there were no vacant abandon properties identified or suspected with the Assessor's Department, 8 Planning board projects or agendas, 3 Zoning board projects or agendas and there were 9 FOIL request searches received as well as other searches.

Motion to accept the report was made by Councilman Balistreri and seconded by Councilman Christian. Unanimously approved. A copy of the written report in on file in the Town Clerk's office.

Town Historian: Tracy Broderick

Ms. Broderick reported the continuation of her research on the men of Brunswick who served in the Revolutionary War. With Memorial Day a few weeks away, she wanted to take a moment to share the stories of a few local men who gave their lives to our country.

Private Brainard Miller was born in Cropseyville in 1896. During World War I, he served in the Army as part of the 75th Company. On October 12, 1918, he was mortally wounded during the Meuse-Argonne Offensive in France and died later that same day. That Offensive was one of the final most significant Allied campaigns of the war. Lasting 47 days, it became the deadliest operation in American military history at the time, with more than 26,000 American soldiers killed. That campaign played a major role in forcing Germany toward surrender and helped bring World War I to an end.

Second Lieutenant William Cole, originally from Eagle Mills, enlisted in the Army and served with the 636th Tank Battalion during World War II. He died in Italy on June 4, 1944. Although the exact circumstances surrounding his death were unable to be determined, records show that his unit was heavily involved in the Italian Campaign. Around the time of his death, Allied forces had broken through the German defensive line known as the Hitler Line and were continuing their advance toward Rome.

Willard Bulson was born in Center Brunswick and enlisted in the Navy on December 10, 1943. He served as a Seaman Second Class aboard the aircraft carrier USS *Franklin*. Before his death, Bulson had already participated in four invasions and two major naval battles in the Pacific Theater. On March 19, 1945, at just 28 years old, he was killed aboard the *Franklin* off the coast of Japan. The *Franklin* was preparing to launch a major strike against Japanese forces when an enemy dive-bomber broke through defenses and dropped two 500-pound bombs onto the flight deck. The explosions ignited 22 fully fueled aircraft that were preparing for takeoff. More than 100 secondary explosions ripped through the carrier, turning the ship into an inferno. Sailors were blown from the flight deck into the sea as fires and explosions spread throughout the vessel. More than 800 crew members lost their lives that day. Despite the devastation, the crew saved the ship. Other than the USS *Arizona* at Pearl Harbor, no U.S. ship suffered a greater loss of life during that war.

Motion to accept the report was made by Councilman Sullivan and seconded by Supervisor Herrington. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

Recycling Coordinator: Thomas Engster

Mr. Engster informed the Board that there was a total of 457 of blue bags purchased collecting a total of \$1,371, 600 blue bags purchased from vendors for a total of \$1,530, 128 purple bags purchased for a total of \$256, 4.88 tons of baled cardboard for a total of \$97.60, 9.38 tons of metal and light iron collecting \$1,636.50, 11 large appliances, 4 tires, 1 propane tank, 3 AC's and 1 dehumidifier to which \$232.50 collected bringing in a total revenue of \$5,123.

Mr. Engster went on to present the general expenses for the month which there were 19.49 tons of refuse landfill to which we paid \$5,1983.70, 10.09 tons of SSR to which we paid \$3,961.79, 100 fluorescents to which we paid \$60, 160 Alkaline batteries to which we paid \$160 and 1 smoke detector to which we paid \$28 bringing the total amount of expenses to \$9,145.40.

Mr. Engster closed with the total amount of recycling and landfill for April was 43.84 tons.

Motion to accept the report was made by Councilman Christian and seconded by Councilman Cipperly. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

Brunswick Community Library: Sara Hopkins

Ms. Hopkins gave the report for the month of February. The library had 2,217 visitors, 343 reference questions, 182 Wi-Fi users averaging 19 per day, 417 study space users, 117 visitors helped with tech use and other assistance, and 13 new BRUN Patrons. There was a total of 3,289 services rendered. There were also 3,339 physical items checked out, 2,022 overdrive, 18 comics plus, 966 News Bank. The total items checked out across of the services was 6,345. There were 20 different programs. Ms. Hopkins gave a brief overview of all of the upcoming events for the month of April.

Ms. Hopkins closed with an announcement promoting the UHLS library app where it allows you to store your family's library cards on your phone, view library events on the "What's Up" calendar, view the catalog, renew books and order books. The UHLS app shows the catalog for Physical items and the Libby app shows the catalog for digital items.

Motion to accept the report was made by Councilman Cipperly and seconded by Councilman Sullivan. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

Town of Brunswick Ambulance: Ryan French

Councilman Balistreri gave the monthly report for April. There were a total of 97 EMS calls in which 95 were the Town of Brunswick and 2 Hoosic Valley Rescue Squad. Of the 97 EMS calls, 94 arrived at the scene and 3 of the calls were canceled prior to arrival. The average response time for all 97 calls from mean dispatch to arrival was 9:18. These calls consisted of 71 high priority calls with an average response time from mean dispatch to arrival being 9:02.

Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's office.

RESOLUTIONS:

RESOLUTION NO. 48, 2026

**RESOLUTION REQUESTING NATIONAL GRID TO INSTALL A
NEW STREET LIGHT AND AUTHORIZING NATIONAL GRID
TO ADD THE NEW STREET LIGHT TO THE TOWN'S ACCOUNT**

WHEREAS, the Town having received comments and concerns from residents in the vicinity of 5 Denise Drive regarding the need for an additional street light in the area for safety reasons; and

WHEREAS, the Town having confirmed that said concerns are warranted and that the area could benefit from the installation of an additional street light;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Brunswick, in Regular Session duly convened, upon due consideration, as follows:

1. The Town of Brunswick does hereby request that National Grid install a new 100w street light on an existing utility pole (Pole #11-2) located at 5 Denise Drive, in the Town of Brunswick.
2. That the Town of Brunswick does hereby authorize National Grid to add the said new street light to its existing account #36550-80106.
3. That the Town Clerk be and hereby is directed to provide forthwith a certified copy of this Resolution to National Grid.

The foregoing Resolution, offered by **COUNCILMAN CIPPERLY** and seconded by **COUNCILMAN BALISTRERI**, was duly put to a roll call vote as follows:

COUNCILMAN CHRISTIAN	VOTING	<u>AYE</u>
COUNCILMAN SULLIVAN	VOTING	<u>AYE</u>
COUNCILMAN CIPPERLY	VOTING	<u>AYE</u>
COUNCILMAN BALISTRERI	VOTING	<u>AYE</u>
SUPERVISOR HERRINGTON	VOTING	<u>AYE</u>

The foregoing Resolution was thereupon declared duly adopted.

RESOLUTION NO. 49, 2026

**RESOLUTION TO ACCEPT THE WATER AND SEWER MAINTENANCE ROLL FOR THE PERIOD OF 06/30/2025 THROUGH 12/31/2025
FEBRUARY BILLING 2026, WATER, SEWER and SEWER 6 ROLL**

BE IT RESOLVED, that the Town of Brunswick does hereby accept the water rent and sewer maintenance rolls for the period from 06/30/2025 through 12/31/2025

FEBRUARY BILLING RECEIVABLES 02_27_2026

Billing		
S6	\$	183.60
S6c	\$	34,562.10
Off At Curb	\$	1,560.60
Late Fee	\$	-
Sewer	\$	31,638.45
Water	\$	752,994.75
Adjustments	\$	-
TOTAL:	\$	820,939.50

The foregoing Resolution, offered by **COUNCILMAN SULLIVAN** and seconded by **COUNCILMAN CHRISTIAN**, was duly put to a roll call vote as follows:

COUNCILMAN CHRISTIAN	VOTING	<u>AYE</u>
COUNCILMAN SULLIVAN	VOTING	<u>AYE</u>
COUNCILMAN CIPPERLY	VOTING	<u>AYE</u>
COUNCILMAN BALISTRERI	VOTING	<u>AYE</u>
SUPERVISOR HERRINGTON	VOTING	<u>AYE</u>

The foregoing Resolution was thereupon declared duly adopted.

RESOLUTION NO. 50, 2026

RESOLUTION TO ACCEPT THE WATER AND SEWER MAINTENANCE ROLL AS AMENDED FOR THE PERIOD OF 06/30/2025 THROUGH 12/31/2025 FEBRUARY BILLING 2026, WATER, SEWER and SEWER 6 ROLL

BE IT RESOLVED, that the Town of Brunswick does hereby accept the water rent and sewer maintenance rolls as amended for the period from 06/30/2025 through 12/31/2025

ADJUSTED FEBRUARY BILLING 2026

Billing

S6	\$	183.60
S6c	\$	34,562.10
Off At Curb	\$	1,560.60
Late Fee	\$	14,243.86
Sewer	\$	31,638.45
Water	\$	752,994.75
Adjustments	\$	(128,468.41)
TOTAL:	\$	706,714.95

Collection

UNAPPLIED	\$	26.93
OFF AT CURB	\$	826.20
LATE FEE WATER	\$	1,908.76
LATE FEE SEWER	\$	94.07
LATE FEE OAC	\$	9.18
WATER	\$	516,596.77
SEWER	\$	22,103.49
SEWER 6 RESIDENTIAL	\$	165.24
SEWER 6 COMMERCIAL	\$	30,943.56
TOTAL	\$	572,674.20

The foregoing Resolution, offered by COUNCILMAN CHRISTIAN and seconded by COUNCILMAN SULLIVAN, was duly put to a roll call vote as follows:

COUNCILMAN CHRISTIAN	VOTING	<u>AYE</u>
COUNCILMAN SULLIVAN	VOTING	<u>AYE</u>
COUNCILMAN CIPPERLY	VOTING	<u>AYE</u>
COUNCILMAN BALISTRERI	VOTING	<u>AYE</u>
SUPERVISOR HERRINGTON	VOTING	<u>AYE</u>

The foregoing Resolution was thereupon declared duly adopted.

CORRESPONDENCE:

There was no correspondence read during the meeting for the month of April.

OLD BUSINESS:

Councilman Cipperly addressed the board regarding inquiries he had received about the Beach and reservoir. Mr. Cipperly spoke with Superintendent Bradley of the water department and there was an issue due to the top of the valve on the track. Everything is still on track and will be ready for the Summer Camp.

NEW BUSINESS:

Councilman Sullivan asked if Pat Poletto was working on the concerts. Supervisor Herrington confirmed that they were being worked on and a report would be given at the next meeting.

WARRANTS:

The warrants were offered by Councilman Sullivan and seconded by Councilman Balistreri, and were duly put to a roll call vote as follows: Councilman Cipperly, Voting Aye; Councilman Christian; Councilman Sullivan, Voting Aye; Supervisor Herrington, Voting Aye. The foregoing warrants were thereupon declared duly adopted.

VISITORS WHO WISHED TO SPEAK:

Tim Gilchrist, Creek Rd, expressed appreciation from the public hearing earlier that there was a mine going through the necessary steps and process.

Mary Ellen Adams, Cooper Ave, informed the board that she appreciated the ambulance service and the great job that they were doing. Suggested that with all the new projects that were going on in the Town of Brunswick that maybe they should find extra help in the building department due to the current work load this department is undergoing. She also informed the board on the Rensselaer Public forum where she learned about a letter from Assemblyman McDonald to the best of her knowledge of a 2024 Reconnecting Neighborhood grant that encompassed the redesign of Hoosick Street and was looking to see if the Town Board was aware of this grant. Ms. Adams referenced her correspondence that was sent at the end of April asking the Board in an email to add the Comprehensive plan to the agenda. She expressed the need for the board to look more at the Comprehensive plan especially concerning Solar projects and other facilities. She provided other examples as to how other Towns reference their plans at meetings. Councilman Sullivan spoke briefly regarding the Comprehensive plan in response to Ms. Adams.

Jim Tzacik, Brunswick Road, addressed the board regarding the current Comprehensive plan, stressing the need for guidance regarding Commercial Solar projects. Mr. Tzacik brought with him information he had researched from NYSERDA along with the NY Solar guide book. These guides being great tools to use in relation to our Comprehensive plan. He also spoke briefly on other Towns and the troubles that they have had in these situations. Mr. Tzacik spoke briefly on moratoriums and referencing the last one being three years ago in the Town and

having no follow up. Lastly, A NY Battery Energy and Storage information sheet was held up with information on local fire department training and fire safety. Mr. Tzacik closed with the Town needing to be open about these ideas and best practices. Suggesting a new or revised Comprehensive plan and taking action on the situations.

ADJOURNMENT:

Councilman Balistreri made a motion to adjourn the meeting, seconded by Councilman Christian. Unanimously approved. The meeting adjourned at 8:14 p.m.

Respectfully,

Alicia Saunders
Town Clerk

TOWN BOARD
TOWN OF BRUNSWICK

2026

FILED RESOLUTIONS

Number	Title
53	RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2026 RELATING TO THE APPLICATION OF GRAFTION QUARRY, LLC FOR AN AMENDMENT TO THE ZONING LAW TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTY

RESOLUTION NO. 53, 2026

**TOWN OF BRUNSWICK
TOWN BOARD MEETING**

June 11, 2026

**RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2026
RELATING TO THE APPLICATION OF GRAFTION QUARRY, LLC
FOR AN AMENDMENT TO THE ZONING LAW TO CHANGE
THE ZONING CLASSIFICATION OF CERTAIN PROPERTY**

WHEREAS, Grafton Quarry, LLC submitted an Application to the Town Board pursuant to Article 16 of the Town of Brunswick Zoning Law requesting an amendment to the Zoning Law to change the zoning classification of certain parcels of real property; and

WHEREAS, the Application requests that the Town Board change the zoning classification of four (4) parcels of real property, designated and identified as Tax Map Nos. 83.-4-12.2, 93.-3-2, 93.-3-3, and 83.4-12.12 and comprising a total of 30.02 acres, from Agricultural (A-40) to Industrial Heavy (IND-H); and

WHEREAS, pursuant to Town Code § 160-123, the Town Board referred the Application to the Town Planning Board for its recommendation and to the Rensselaer County Department of Economic Development and Planning for its recommendation pursuant to General Municipal Law § 239-m; and

WHEREAS, the Town Board has received the recommendations of the Town Planning Board and the Rensselaer County Department of Economic Development and Planning in response to the referrals; and

WHEREAS, proposed Local Law No. 1 of 2026 was introduced before the Town Board on April 9, 2026, which would amend the Zoning Law of the Town of Brunswick and the Zoning Map of the Town of Brunswick to rezone the subject four (4) parcels from the Agricultural (A-40) Zoning District to the Industrial Heavy (IND-H) Zoning District; and

WHEREAS, following the publication, posting, and circulation of a Notice of Public Hearing, a public hearing on proposed Local Law No. 1 of 2026 was held by the Town Board on May 14, 2026, at which time all interested persons were afforded the opportunity to be heard;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, acting as Lead Agency under the State Environmental Quality Review Act (SEQRA), and for the reasons set forth in Exhibit A to Part 3 of the Full Environmental Assessment Form, hereby determines that the proposed action will not result in any significant adverse environmental impacts and, therefore, issues a Negative Declaration under SEQRA; and it is further

RESOLVED, that pursuant to Zoning Law § 160-126(C), the Town Board has considered the proposed zoning amendment in relation to the Town of Brunswick Comprehensive Plan in deliberating on whether to adopt proposed Local Law No. 1 of 2026, and finds that the proposed amendment is consistent and in accordance with the Comprehensive Plan; and it is further

RESOLVED, that proposed Local Law No. 1 of 2026 is hereby adopted.

The foregoing Resolution, offered by _____ and seconded by _____, was duly put to a roll call vote as follows:

COUNCILMAN CIPPERLY	VOTING _____
COUNCILMAIL CHRISTIAN	VOTING _____
COUNCILMAN SULLIVAN	VOTING _____
COUNCILMAN BALISTRERI	VOTING _____
SUPERVISOR HERRINGTON	VOTING _____

The foregoing Resolution was (was not) thereupon declared duly adopted.

Dated: June 11, 2026

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only (If applicable)
 Project: Grafton Quarry LLC
 Date: May 14, 2028

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.	D2g, 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"/>
----------------------------------	--	--------------------------	--------------------------

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. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</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 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.	D2e, 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. (See Part 1. E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</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 development in a designated floodway.	E2l	<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?	B1e	<input type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
----------------------------------	--	--------------------------	--------------------------

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 I, 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.	E1a, 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.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</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. 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.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</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 occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State 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"/>		

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 - f. 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 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, B1d	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input 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.)
If "Yes", answer questions a - m. If "No", go to Section 17.

NO 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. <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES (See Part 1. C.1, C.2, and C.3.) 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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input checked="" 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 checked="" 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, D2o, D2d D2j	<input checked="" 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 checked="" 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. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES (See Part 1. C.2, C.3, D.2, E.3) 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"/>

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.

See attached Exhibit A

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 EAP, as noted, plus this additional support information

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Town Board of the Town of Brunswick 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 617.7(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: Re-Zoning of Certain Parcels from Agricultural (A-40) to Industrial Heavy (IND-H)

Name of Lead Agency: Town Board of the Town of Brunswick

Name of Responsible Officer in Lead Agency: Phil Herrington

Title of Responsible Officer: Town Supervisor

Signature of Responsible Officer in Lead Agency:

Date:

Signature of Preparer (if different from Responsible Officer)

Date:

For Further Information:

Contact Person: Phil Herrington, Town Supervisor

Address: Town of Brunswick Town Hall, 336 Town Office Road, Troy, NY 12180

Telephone Number: 518-279-3461

E-mail: pherrington@townofbrunswick.org

For Type I 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/enb.html>

PRINT FULL FORM

EXHIBIT A

TOWN OF BRUNSWICK TOWN BOARD
336 Town Office Road, Troy, New York

State Environmental Quality Review Act
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

June 11, 2026

This Notice is issued pursuant to the New York State Environmental Quality Review Act, Article 8 of the New York State Environmental Conservation Law and its implement regulations set forth in Part 617 of the New York State Code of Rules and Regulations (collectively, "SEQRA").

The Town Board of the Town of Brunswick ("Town Board"), as Lead Agency under SEQRA, has determined that the proposed action described below will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Proposed Action: Re-Zoning of Certain Parcels from Agricultural (A-40) to Industrial Heavy (IND-H)

SEQRA Classification: Type I

Conditioned Negative Declaration: No

I. DESCRIPTION OF PROPOSED ACTION

By application dated and received on November 12, 2025, Applicant Grafton Quarry, LLC, applied to the Town Board pursuant to Article 16 of the Town of Brunswick Zoning Law for an amendment of the Zoning Law so as to change the zoning classification of four (4) parcels of real property located within the Town of Brunswick from their current zoning classification of Agricultural (A-40) to the zoning classification of Industrial Heavy (IND-H) ("Proposed Action").

The four (4) parcels are identified as Rensselaer County Tax Map Nos. 83.-4-12.2, 83.-4-12.12, 93.-3-2, and 93.-3-3, and collectively comprise +/- 30.02 acres. The four (4) parcels abut the boundary line between the Town of Brunswick and the Town of Grafton.

The Applicant currently operates a mine in the Town of Grafton – known as the Grafton Quarry – which is adjacent to the subject parcels and which is operated pursuant to a permit issued by the New York State Department of Environmental Conservation (NYSDEC) under the Mined Land Reclamation Law (MLRL) and the regulations promulgated thereunder (Mine ID 40693).

The Applicant seeks to have the four (4) parcels re-zoned to the zoning classification Industrial Heavy (IND-H) – which permits mining as an allowed use – so as to allow the Applicant to apply to NYSDEC for a modification of its existing MLRL permit to expand Grafton Quarry mining operations onto the subject parcels.

II. EVALUATION OF POTENTIAL ENVIRONMENTAL IMPACTS

The Town Board, as SEQRA Lead Agency, has considered the criteria for determining the significance of potential environmental impacts from the Proposed Action as set forth in the SEQRA regulations at 6 NYCRR § 617.7(c), has reviewed the Application and Part 1 of the Full Environmental Assessment Form (“FEAF”) and has completed Part 2 of the FEAF to provide the basis for its SEQRA determination. In completing Part 2 of the FEAF, the Town Board has taken a “hard look” at each potential impact and determined that “no, or small impact may occur” with respect to each consideration.

Based on its consideration of foregoing, it is the Town Board’s determination that the Proposed Action will not create any significant adverse environmental impacts and that a Negative Declaration under SEQRA is warranted for the Proposed Action.

In reaching its determination, the Town Board notes that the Proposed Action – the re-zoning of the four (4) parcels from their current zoning classification of Agricultural (A-40) to the zoning classification of Industrial Heavy (IND-H) – will not in and of itself result in any change to the subject parcels, and does not authorize or permit the Applicant to engage in any particular activity on or use of the parcels, including mining. Rather, the Proposed Action is only one step what may be fairly characterized as a single project – that is, the Applicant’s stated intention to apply to NYSDEC for a modification of its current MLRL permit so as to allow expansion of the existing Grafton Quarry to include the subject parcels. In order for the Applicant to apply to NYSDEC for a modification of its current MLRL permit, however, the subject parcels must first be re-zoned so as to permit mining as an allowable use. The Proposed Action therefore facilitates the Applicant’s ability to apply to NYSDEC for a modification of its current MLRL permit.

The Town Board further notes that details regarding the scope of the Applicant’s proposed mine expansion are not presently before the Town Board and, therefore, an analysis of the potential environmental impacts, if any, associated with the proposed expansion is not feasible at this time. Such details will be developed by the Applicant and submitted as part of the Applicant’s intended application to NYSDEC in the future for a modification of its current MLRL permit. As part of its review of that modification application, and with the details of the proposed expansion developed, NYSDEC will conduct in its own SEQRA review and evaluate the significance of all potential environmental impacts associated with the proposed expansion – including, as may be appropriate, requiring the preparation of a Draft and Final Environmental Impact Statement – prior to approving any permit modification.

The Town Board further notes that the Local Law developed to approve the Proposed Action includes conditions which are intended to preclude another project or a different owner from taking advantage of the re-zoning. First, the Local Law provides that the only allowed use

of the subject parcels following the re-zoning shall be that of a “mine”, and expressly provides that no other uses, whether or not otherwise generally permitted in an Industrial Heavy (IND-H) Zoning District, shall be allowed. Second, the Local Law provides that the re-zoning is expressly conditioned on (i) the owner submitting an application to NYSDEC for modification of the existing Mined Land Reclamation Permit issued for the Grafton Quarry (NYSDEC Mine ID 40693) so as to allow the proposed expansion of mining activities onto all or a portion of the subject parcels; (ii) the issuance of a finding by NYSDEC pursuant to the SEQRA that the proposed expansion of mining activities onto all or a portion of the subject parcels will not have an adverse impact on the environment; and (iii) the issuance by NYSDEC of all necessary permit modifications and/or approvals authorizing the proposed expansion of mining activities onto all or a portion of the subject parcels. The Local Law provides that the zoning of the subject parcels shall automatically revert to their original zoning classification of Agricultural (A-40) if these conditions are not satisfied by April 1, 2029.

III. CONCLUSION

Based on its review of the Proposed Action and the FEAF, and after consideration of the criteria set forth in the SEQRA regulations at 6 NYCRR § 617.7(c), the Town Board has determined to issue a Negative Declaration for the Proposed Action under SEQRA based on its conclusion that the Proposed Action will not result in any significant adverse environmental impacts.

VI. CONTACT INFORMATION

For additional information, please contact:

Contact Person: Phil Herrington, Town Supervisor

Address: Town of Brunswick Town Hall
336 Town Office Road
Troy, New York 12180

Telephone: 518-279-3461

TOWN OF BRUNSWICK

LOCAL LAW NO. 01 OF THE YEAR 2026

A LOCAL LAW AMENDING THE ZONING LAW OF THE TOWN OF BRUNSWICK AND THE ZONING MAP OF THE TOWN OF BRUNSWICK TO REZONE TAX MAP PARCEL NOS. 83.-4-12.2, 83.-4-12.12, 93.-3-2, AND 93.-3-3 FROM THE AGRICULTURAL (A-40) ZONING DISTRICT TO THE INDUSTRIAL HEAVY (IND-H) ZONING DISTRICT

Section 1. Title

This Local Law shall be referred to as the “A Local Law Amending the Zoning Law of the Town of Brunswick and the Zoning Map of the Town of Brunswick to Rezone Tax Map Parcel Nos. 83.-4-12.2, 83.-4-12.12, 93.-3-2, and 93.-3-3 from the Agricultural (A-40) Zoning District to the Industrial Heavy (IND-H) Zoning District.”

Section 2. Purpose and Intent

The Town Board of the Town of Brunswick declares its intent to rezone the four (4) parcels identified as Rensselaer County Tax Map Nos. 83.-4-12.2, 83.-4-12.12, 93.-3-2, and 93.-3-3 from their current zoning classification of Agricultural (A-40) to the zoning classification of Industrial Heavy (IND-H), subject to the conditions set forth in Section 3 herein. The rezoning will encompass approximately 30.02 acres of land immediately adjacent to an existing mine operated by RJ Valente Gravel Inc. and known as the Grafton Quarry (NYSDEC Mine ID 40693), and is intended to facilitate the owner’s proposed application to the New York State Department of Environmental Conservation (NYSDEC) for a modification of its existing Mined Land Reclamation Permit so as to authorize the expansion of the Grafton Quarry mining activities onto portions of the subject parcels.

Section 3. Amendment to Brunswick Zoning Law and Zoning Map

The Zoning Map of the Town of Brunswick, adopted and made a part of the Zoning Law of the Town of Brunswick pursuant to Section 160-14 thereof, is hereby amended to amend the zoning district classification for the property identified as Rensselaer County Tax Map Nos. 83.-4-12.2, 83.-4-12.12, 93.-3-2, and 93.-3-3, containing 30.02 acres of land more or less, from Agricultural (A-40) to the zoning classification of Industrial Heavy (IND-H), subject to the following conditions:

- a. The only allowable use of the subject parcels shall be that of a “mine.” No other uses, whether or not otherwise generally permitted in an Industrial Heavy (IND-H) Zoning District, shall be allowed.
- b. This rezoning is expressly conditioned upon the following, and the zoning of the subject parcels shall automatically revert to the former Agricultural (A-40) zoning classification in the event that one or more of these conditions are not satisfied by April 1, 2029:

- i. Submission by the owner of the subject parcels of an application to NYSDEC for modification of the existing Mined Land Reclamation Permit issued for the Grafton Quarry (NYSDEC Mine ID 40693) so as to allow the proposed expansion of mining activities onto all or a portion of the subject parcels;
- ii. Issuance of a finding by NYSDEC pursuant to the State Environmental Quality Review Act that the proposed expansion of mining activities onto all or a portion of the subject parcels will not have an adverse impact on the environment; and
- iii. Issuance by NYSDEC of all necessary permit modifications and/or approvals authorizing the proposed expansion of mining activities onto all or a portion of the subject parcels

Section 4. Authority

This Local Law is enacted pursuant to the authority of Section 10 of the New York State Municipal Home Rule Law.

Section 5. Severability

If any part or provision of this Local Law is judged invalid by any Court of competent jurisdiction, such judgment shall be confined in application to the part or provision directly on which judgment shall have been rendered and shall not affect or impair the validity of the remainder of this law or the application thereof to other persons or circumstances. The Town hereby declares that it would have enacted the remainder of this law even without such part or provision or application.

Section 6. Effective Date

This Local Law shall become effective immediately upon filing in the Office of the New York Secretary of State pursuant to Section 27 of the New York State Municipal Home Rule Law.