

**TOWN OF WESTERLO  
TOWN BOARD MEETING &  
CONTINUATION OF PUBLIC HEARING RE-PROPOSED LOCAL LAW 1-2019  
REVISION TO THE ZONING LAW AS IT PERTAINS TO ARTICLE 18- SOLAR ENERGY  
OF  
TUESDAY, JUNE 4, 2019**

The Town of Westerlo Town Board held the continuation of the Public Hearing from May 21<sup>st</sup> and Regular Town Board meeting on Tuesday, June 4, 2019 at the Town Hall located at 933 County Route 401, Westerlo, NY. Acting Supervisor Bichteman opened the meeting at 7:00 PM with the Pledge of Allegiance to the Flag.

Attending were:           Acting Supervisor William Bichteman Jr.  
                                  Councilman Anthony W. Sherman  
                                  Councilwoman Amie L. Burnside  
                                  Councilman Richard Filkins  
                                  Councilman Joseph J. Boone

Also attending were: Highway Employee Salvatore Spinnato IV & Justin Case, Zoning Board of Appeals Chairman John Sefcik and member Jillian Henck, Town Historian Dennis Fancher, Clerk to the Supervisor Patricia Boice, Clerk to the Assessor Claire Marshall, Planning Board Chairperson Dorothy Verch and member Edwin Stevens, Deputy Town Clerk II Karla Weaver, Town Clerk/Tax Collector Kathleen Spinnato and approximately 32 residents.

**CONTINUATION OF PUBLIC HEARING FROM 5/21/19**

The public hearing from 5/21/19 resumed with the final suggested changes to proposed Local Law 1-2019 which were available to the public (see attached). Part 2 & 3 of the SEQR (see attached) was reviewed and it was found that there was no negative impact to the environment.

Town resident Anita Marone submitted a letter to the Town Board regarding her comments on commercial solar.

South Westerlo residents expressed their concerns and distaste for the solar farms going in the South Westerlo area along SR 32. They also commented on the Planning Board's lack of communication regarding these projects and lack of bringing awareness to residents in that area. Mr. Bichteman gave a brief history of how the town zoning law came to address solar farms. He mentioned that the current decommissioning plan that this proposed law will replace required unenforceable regulations which are why it had to be changed. A resident suggested that a moratorium be put in place immediately until the Comprehensive Plan Committee can address solar farms. Acting Supervisor Bichteman mentioned that a moratorium seems appropriate for any future projects but he has no vote and the current solar projects were approved by the Planning Board and are completed with the exception of collecting the insurance certificates and the bonds.

Susan Cunningham a South Westerlo resident believed to stay informed, residents should be responsible, attend meetings and read public notices that are published in the Altamont Enterprise.

Councilwoman Burnside made a motion to close the public hearing, seconded by Councilman Filkins, all in favor motion carried.

### **REGULAR TOWN BOARD MEETING**

#### **LOCAL LAW 1 OF 2019 TO REPEAL AND REPLACE ARTICLE 18 OF LOCAL LAW 1 OF 1989 AS IT RELATES TO SOLAR ENERGY SYSTEMS**

Councilwoman Burnside made a motion to open the regularly scheduled Town Board meeting. Seconded by Councilman Filkins, all in favor motion carried.

Councilwoman Burnside made a motion to adopt the following resolution:

**WHEREAS:** the Town of Westerlo has held a Public Hearing on proposed Local Law #1 of 2019, be it hereby

**RESOLVED:** the Town Board adopt Local Law # 1 of 2019 with the changes (attached) made during the public hearing portion of the meeting

Seconded by Councilman Filkins. A vote resulted as follows:

**AYES:** Councilman Boone, Councilman Sherman, Councilwoman Burnside, Councilman Filkins

**NAYS:** None

**RESOLUTION # 34 -2019 was thereby duly adopted.**

#### **MINUTES/SUPERVISOR'S REPORT/TOWN CLERK'S REPORT/PAYMENT OF MONTHLY BILLS**

Councilman Sherman made a motion to accept the Town Board meeting minutes of 5/21/19, the Supervisor's report for April and Town Clerk's monthly report for May 2019 all as submitted and a motion to adopt the following resolution:

**WHEREAS:** the Town Board has audited the monthly bills, be it hereby

**RESOLVED:** the following bills be paid Voucher # 280 through Voucher # 318 in the amount of \$80,990.67.

Councilman Filkins seconded the motion, a vote resulted as follows:

**AYES:** Councilman Boone, Councilman Sherman, Councilwoman Burnside, Councilman Filkins

**NAYS:** None

**RESOLUTION # 35-2019 was thereby duly adopted.**

#### **ALBANY COUNTY VETERANS BUREAU**

Mr. Bichteman mentioned that Director Ken Secor had a conflict this evening and will instead be attending the July 2<sup>nd</sup> Town Board meeting to discuss Veteran services.

#### **OLD BUSINESS**

##### **PROPOSED REVISION TO LOCAL LAW #2 OF 1992- ARTICLE 1, SOLID WASTE FACILITY**

Acting Supervisor Bichteman spoke with Attorney Afzali who believed the latest revision to the proposed local law had some flaws. Mr. Afzali provided a format that Councilmen Filkins and Boone and Highway Superintendent Jody Ostrander could work with and hopefully discuss at the next Town Board workshop meeting.

### **HIGHWAY SUPERVISOR TRUCKS BIDS/FUNDING**

Mr. Bichteman announced that the garbage truck which was approved at the December 4, 2018 Town Board meeting via resolution # 62-2018 is ready to be picked up.

At the May Town Board meeting the Highway Superintendent provided pricing for the future purchases of an F-350 1 ton pickup truck with plow/sander & assembly (bid est. \$40,915.00), F-350 1 ton dually dump truck with plow/sander & assembly (bid est. \$51,966.00) and a 2020 Western Star 4700 Cab & Chassis truck (\$121,669.00) with a dump body/plow/sander & assembly (\$73,663.00) at State Contracting price. It is estimated that the total for the additional vehicles will cost roughly \$288,213.00.

Councilwoman Burnside made a motion to adopt the following resolution:

**WHEREAS:** The Town Highway Department needs to replace aged and unserviceable vehicles and

**WHEREAS:** The Highway Supervisor has come before the Town Board with a proposal detailing the proposed purchases estimated at a cost of \$437,323.55, be it hereby

**RESOLVED:** That the Town of Westerlo Highway Superintendent be authorized to purchase the detailed vehicles at a cost not exceeding \$450,000.00 in total and, be it further

**RESOLVED:** That the Acting Supervisor is authorized to issue Bond Anticipation notes to fund the purchase.

Councilman Sherman seconded the motion, a vote resulted as follows:

**AYES:** Councilman Boone, Councilman Sherman, Councilwoman Burnside, Councilman Filkins

**NAYS:** None

**RESOLUTION # 36-2019 was thereby duly adopted.**

### **COMPREHENSIVE PLAN /COMMITTEE/CHAIRPERSON**

Mr. Bichteman announced that he received nine (9) applications/resumes and is awaiting three (3) more for members of the Comprehensive Plan Committee. Nan Stolzenburg will be attending the Workshop meeting on June 18<sup>th</sup> to give some guidance for those positions. It is anticipated that interviews will be held after the Town Board meeting in July.

### **UPDATE ON PAYROLL SYSTEM CONTRACT**

Acting Supervisor Bichteman signed a contract with ADP for payroll services for the town with service beginning in July. He took advantage of discounts offered to the town and he has received guaranteed pricing for three (3) years at a savings of about \$1,500.00 annually.

### **UPDATE ON TELEPHONE SYSTEM**

Mr. Bichteman announced that the new phone systems will be installed on June 12<sup>th</sup> with no loss in service. There will be one call in number with an auto attendant directing calls.

### **BRC CLERK APPOINTMENT**

At the May 21<sup>st</sup> Town Board meeting discussion ensued regarding the hiring of a clerk to record minutes for the BRC, no action was taken. Councilman Sherman made a motion to adopt the following resolution:

**WHEREAS:** the Chairperson of the BRC has requested a clerk to record minutes, be it hereby

**RESOLVED:** the Town Board appoints Jennifer Bungay as the Clerk to the Broadband Research Committee, be it further

**RESOLVED:** the Clerk be retroactively paid an hourly rate to match the salary as Clerk to the

Boards

Councilman Boone seconded the motion, a vote resulted as follows:

**AYES:** Councilman Boone, Councilman Sherman, Councilwoman Burnside

**NAYS:** None

**RESOLUTION # 37-2019 was thereby duly adopted**

**CDRPC-NYSERDA GRANT**

Jill Henck spoke with Acting Supervisor Bichteman, Grant Writer Dr. Nicole Ambrosio and her colleague Greg Mumby regarding possible options for use of the awarded NYSEDA grant monies. The first priority is the second phase of the Highway Garage roof and insulating the ceiling however an application will need to be submitted and approved. She suggested backup options including possible energy audits of all the buildings, taking a look at what upgrades need to be made, replace the heating system in the water facility or potentially doing a solar array for the Town Hall.

**NEW BUSINESS**

**POTENTIAL CREDIT CARD PAYMENTS**

Mr. Bichteman asked the Town Board for authorization to begin looking into the possibility of accepting credit card payments in the Town Clerk's Office so customers have another way to pay their bills. It is believed the town will not incur setup or use fees; all fees will be passed onto the customer. Per DEC, credit card payments will not be accepted for DEC licenses as the town is not allowed to pass on fees to those customers. Councilman Boone made a motion to allow the staff to investigate the possibility of obtaining a credit card service in the Town Clerk's Office. Seconded by Councilwoman Burnside, all in favor motion carried.

**CELL TOWER APPLICATION CHANGE**

Mr. Bichteman mentioned that AT&T would like to attach another ring to their tower in South Westerlo. The Code Enforcement Officer (CEO) had explained to him that the town has no jurisdiction over it. Mr. Bichteman has requested that Ingalls Assoc. review the cell tower drawing and provide a contract for their services and has also reached out to the Town Attorney to verify if an engineer's review is even required. He mentioned that the CEO has no vehicle within the Zoning Law to hold escrow money from the applicant unless it goes through the Planning Board.

Acting Supervisor Bichteman suggested that the Town Board consider hiring Ingalls as the engineer of record for the town for Planning, Zoning, CEO and Town Board future projects. He also mentioned as part of the Comprehensive Plan you will need to rely on an engineer to provide Zoning information to help with the plan.

Councilman Boone made a motion to adopt the following resolution:

**WHEREAS:** the AT&T cell tower located at the Fire House in So. Westerlo has a building permit application in front of the town to install another ring to the existing cell tower, and

**WHEREAS:** the proposal submitted by Ingalls regarding the cell tower needs to be signed, be it hereby

**RESOLVED:** the Town Board authorizes Acting Supervisor Bichteman to enter into contract with Ingalls and Assoc. on behalf of the Planning Board

Seconded by Councilman Filkins, a vote resulted as follows:

**AYES:** Councilman Boone, Councilman Sherman, Councilwoman Burnside, Councilman Filkins

**NAYS:** None

**RESOLUTION # 38-2019 was thereby duly adopted**

**GRANT WRITER REPORT**

Mr. Bichteman announced on behalf of grant writer Dr. Ambrosio that she is preparing for a proposed Water District grant. Since funding availability is based on median income below a certain level, Dr. Ambrosio has requested authorization to allow her to sample the water district residents to determine income. Councilwoman Burnside made a motion to adopt the following resolution:

**WHEREAS:** the Grant Writer requests authorization to do a confidential study for potential Water District grant funding, be it hereby

**RESOLVED:** the Town Board authorize Dr. Nicole Ambrosio to survey the Water District residents to determine median income

Seconded by Councilman Boone, a vote resulted as follows:

**AYES:** Councilman Boone, Councilman Sherman, Councilwoman Burnside, Councilman Filkins

**NAYS:** None

**RESOLUTION # 39-2019 was thereby duly adopted**

**ZONING BOARD OF APPEALS REPORT**

Available since 5/21/2019 Town Board meeting

**PLANNING BOARD REPORT**

Chairperson Dorothy Verch submitted and read the following report:

*PLANNING BOARD REPORT  
TO THE  
TOWN BOARD  
JUNE 4, 2019*

*The Planning Board met on May 28<sup>th</sup>. First order of business was to reschedule the June Planning Board meeting from June 25<sup>th</sup> to June 17<sup>th</sup> at 7PM. Jennifer Bungay, PB Clerk, will submit change to Altamont Enterprise, the Town's official newspaper, and Pioneer as well. Members of the Planning Board- Doyle Shaver, Gerry Boone, Rich Kurlyo and myself will be attending the CDRPC Local Government Workshop on May 29<sup>th</sup>.*

*I am asking the Town Board to approve this training- from 2.5 hours to 4.5 hours of training for the members of the Planning Board. Gerry Boone and Doyle Shaver, 2.5 hours and Rich Kurlyo and Dotty Verch 4.5 hours.*

*The meeting was opened with a public hearing for Liebhaber Subdivision 19-001.*

*All of the requirements for the subdivision was met. Mr. MacDonald and myself conducted a site visit on 4/30/19 to verify the subdivision of the property.*

*This was a TYPE II SEQRA which means there is no further review according to NYCRR 617.4. Public hearing was closed and the PB determined a negative declaration and approved the application for the subdivision.*

*Resumed the public hearing for Irwin Application for commercial garage 18-003.*

*Previously, the Special use permit application identified the need for a variance for the rear (west) setback. The setback was 52' and the required setback of 100' was not met.*

*The Planning Board referred Mr. Irwin to the ZBA. On 5/20/19 Mr. Irwin received a 48' variance from the ZBA. Received a letter from Mr. and Mrs. Schloer who had no objection to the construction of the commercial garage. Ms. Myers was present and also had no objection. The public hearing was closed. Based on the ZBA ruling, the Planning Board, unanimously, approved the application for Mr. Irwin's commercial garage.*

*Resumed the public hearing for Medusa A and Westerlo A solar projects collectively.*

*The public hearing was for the addition of the Energy Storage System. Mr. Shanahan rescinded the applications and the Public hearing was closed.*

Mr. Shanahan requested that the Planning Board extend the application date for completion from June 26, 2019 to January 26, 2020 for both projects. The Planning Board approved the extension.

Mr. Shanahan presented revised site plans for Medusa A and Westerlo A identifying the setback for each project from 50' community solar setback to 100' commercial setback.

When both of these projects were presented to the PB for action, the setback of 50' for community solar setback was in the Solar Law. The Law was amended in Dec ~~2017~~ 2018\* to reflect the 100' setback. The application was approved on Jan 23, 2019. The 100' setback was the prevailing law at the time. Therefore, both projects had to readjust their setbacks to abide by the existing law and needed to present site plans reflecting these changes. Both setbacks for Medusa A and Westerlo A were unanimously approved by the Planning Board. Storm Water Protection Plans (SWPPP) need to be submitted and approved by Ingalls Engineering, the Town Designated Engineer, hired to review and validate the revisions.

The Planning Board discussed the height of the arrays that have been proposed for the Solar Law 15' for residential (Tier 2 systems) and 20' for commercial systems (Tier 3 systems). Mr. Boone, who has a residential solar system, stated that the height of his system was 12'. The heights of the Borrego (Shepard Solar) was 8- 8 ½'. Bethlehem and New Scotland laws have height requirements of 12'. 15' is the height of the ceiling in the Town Hall meeting room. 20', according to Joe Shanahan was used in Ma. To allow solar systems to be installed over cranberry bogs which required 8' clearance underneath the array for harvesting. 20' high would be approximately the height of the Town Hall building and totally inappropriate for arrays in Westerlo.

It was suggested that the heights for the solar arrays be reduced suggesting 12-15' max.

NYSERDA suggests 15 and 20' for residential and commercial. These are guide lines for ALL OF NYS. They may NOT be appropriate or apply to Westerlo.

The surrounding townships have limited their heights to 12' and that should be the consideration for Westerlo.

Respectfully submitted,  
Dotty Verch

## **BRC REPORT**

Committee Chairperson Dorothy Verch submitted and read the following report:

*BRC REPORT  
TO THE  
TOWN BOARD  
JUNE 4, 2019*

The BRC met on May 23<sup>rd</sup>. Eric Markson , Dotty Verch and BRC clerk Jen Bungay were present. ( th website listed the wrong date so there was a bit of confusion.)

Discussion regarding Onderdonk and their need for cable/internet.

Last year, the President of the Onderdonk Association, Jay Halayko voiced a request for review of the needs of the residents of Onderdonk. He was given line extension forms for circulation to the residents of Onderdonk Lake community.

He never returned the forms.

I will contact Mr. Halayko and see if that request is still valid.

MidHudson is supposed to have a toll free 24 hr ans. Service for customer service, this doesn't seem to be true.

There is no real person that answers the phone after a certain hour. You leave a message. It is stated in our franchise agreement – 24hr customer service-Section 2C.

Discussion regarding the number of homes required by franchise - 20/mile with a minimum of 15 with commitment. (section 2C and 2D). We have 32 line extension forms to be delivered on the 24<sup>th</sup>. It appears that the # of homes will meet the franchise agreement limit.

We have yet to receive the actual number of homes that are on Mid-hudson cable and according to Section 8 of the franchise agreement, that is a requirement – report with payment.

We (designated by the town) also have, by agreement in the franchise agreement, the authority to audit their records for accuracy. (Section 6).

*We have, politely, requested the opportunity to review the new billing data system and have not received a positive response. We discussed providing our Interim Town Attorney, Mr. Azfali, with the franchise agreement and having him draft a formal request for this information.*

*During the review of the facets of the Franchise agreement, it was identified that all municipal entities of the Town, on Mid-Hudson, were to receive a 33% discount on the monthly bill. (Section 7). Library, Town Hall, Town Highway garage, Town Court, Transfer station, Museum, Fire Department, Rescue Squad. (School, civic, public and municipal entities).*

*I am requesting that the TB authorize the BRC to review and determine whether or not this discount is actually being applied to the various entities. If it is – fine- if not, we should formally request a refund and revamping the billing to reflect this discount.*

*Respectfully submitted,  
Dotty Verch*

Councilman Sherman indicated the accrued hours for training for Planning Board members need to be amended. The Town Board is awaiting the corrected training hours from Mrs. Verch, Councilman Sherman suggested that the Town Board wait until the July Town Board meeting to make that adjustment.

#### **APPROVAL OF REPORTS**

Councilwoman Burnside made a motion to approve the Planning Board report with the correction of the date of the Zoning Law change **from 2017 to 2018\*** and the BRC report. Seconded by Councilman Sherman, all in favor motion carried.

#### **MUSEUM REPORT**

None

#### **HISTORIAN REPORT**

Town Historian Dennis Fancher read and submitted the following report:

***Town Board Meeting  
June 4, 2019***

*I want to update you on a recent meeting with the Helderberg Hilltowns Assoc. hosted by Rensselaerville Historical Society. It is an organization that meets quarterly to discuss how we, as historians, historical societies members, and museum members can educate the public on hilltown history. Our meeting last Saturday, put emphasis on educating elementary and middle school kids on the history of where they live. Local history is not taught in either BKW or GCS. Most teachers in these schools have no knowledge of hilltown history.*

*First, we have to convince the teachers that this is important. We are targeting 4<sup>th</sup> grade and 7<sup>th</sup> grade teachers. Last fall, we, as a group went to Greenville, met with several teachers. We brought hands on artifacts, kitchen items, and early lighting, so they could see what we had in mind. Next fall we will participate in Greenville's historical day in school.*

*This month we will meet with the BKW teachers, along with artifacts to see if they have an interest.*

*Some topics to be developed are:*

- *Indians-Mahicans & Iroquois*
- *Hilltown exploration and settlement*
- *Van Rensselaer effect*
- *Revolutionary & Civil War effect on settlements*

*Also, we brought all our veterans photos that are in the hallway here to the parade. Unfortunately, even with lots of advertising there was little interest. Only about 15 people came in and they were mostly from Berne.*

#### **WESTERLO HOMETOWN HEROES COMMITTEE (WHHC) REPORT**

Chairwoman Burnside indicated that there are 46 new and 16 old banners going up this year and the WHHC is looking for sponsors for the closing ceremony. No meeting will be held in June.

#### **APPROVAL OF REPORTS**

Councilman Filkins made a motion to approve the Historian and WHHC reports. Seconded by Councilman Boone, all in favor motion carried.

#### **COMMUNITY SOLAR**

Acting Supervisor Bichteman indicated he had no issue with a moratorium on commercial solar, especially on battery storage and suggested discussing it further at the next Town Board workshop meeting. He asked the Town Board to inform the residents attending tonight of their intentions. Councilman Boone would like to look into the parameters of a moratorium on commercial solar at the workshop; Councilwoman Burnside and Councilman Filkins agreed. Councilman Sherman is in favor of looking into a moratorium on battery storage but is not in favor of a moratorium on a standard commercial solar system; indicating that a moratorium is not going to stop the projects that have already been approved. He also made note that Central Hudson's substation cannot take on more projects at this time. The resident indicated that if the SEQR process is followed correctly it will protect the community. Acting Supervisor Bichteman announced this will all be discussed at the workshop meeting.

#### **PUBLIC COMMENT**

A resident suggested when there is important information for residents, sending letters or post cards will help with communication.

ZBA Chairman Sefcik commented about minutes for all Boards and getting information and Public Notices on the website to better inform the residents of what is going on in town. Another resident also commented on minutes being published within two weeks per Open Meetings Law.

A resident agreed about having a moratorium for commercial solar until the Comprehensive Plan is completed. Acting Supervisor Bichteman commented that a moratorium would need to have an end date on it. Special Use permits were discussed. The resident also mentioned having a consistent date for the WHHC closing ceremony in the future suggesting right before or on Veterans Day every year. She also commented about opinion articles in the Altamont Enterprise; responses should not be addressed during public meetings.

A resident believed Westerlo residents should benefit from solar energy savings before it is offered to other towns.

Planning Board Chairwoman Verch mentioned that the Costanza Solar Farm was the first application to come before the Planning Board in 2017. She indicated that the Planning Board is required to perform several functions including a SEQR. Mrs. Verch mentioned that a solar farm is considered a type 1 action and needs to be coordinated with Albany County Planning, NYS DEC and sometimes U.S. Army Corp. of Engineers and NYSDOT. The Planning Board is required to notify abutters by first class mail with



verification of delivery and presented at a public hearing, published in the town newspaper. She also indicated that neighboring towns are notified and they have to announce it at their public Town Board meeting. Mrs. Verch mentioned that Planning Board meetings are advertised on the website and town bulletin board. A brief discussion followed regarding battery storage units and Payment In Lieu Of Taxes (PILOT).

A resident commented that the SEQR process is a 12 step process and when it is negatively declared it becomes a 5 step process which is half the work and half the time.

There being no further public comment or business to conduct, Councilman Sherman made a motion to adjourn the meeting. Seconded by Councilman Filkins, all in favor motion carried. Meeting adjourned at 9:10pm.

Respectfully submitted,

Kathleen Spinnato

Town Clerk

Local Law 1 of 2019--- Final revisions

**Under section two. Purpose**

Last sentence after "whole" add a period. Strike "*while promoting development of renewable energy sources.*"

**Section 18.50: Para 2(h) i** omit entire paragraph.

**Section 18.50: Para 2(j) iii** Last sentence to read: "*Final determination of the security amount shall be at the discretion of the Town Board in consultation with an engineer designated by the Town*"

**Section 18.50: Para 3(f)** Last sentence to read: "*Exterior lighting in accordance with "darksky" guidelines may be provided for associated structures and access entrances as may be determined appropriate for security purposes only.*"

**Section 18.50: Para 4(e)ii** First sentence to read: "*The security amount shall be determined by the Town Board in consultation with an engineer designated by the Town.*"

Agency Use Only [If applicable]

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

**Short Environmental Assessment Form  
Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PRINT FORM

Page 1 of 2

SEAF 2019

Agency Use Only [If applicable]

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

**Short Environmental Assessment Form  
Part 3 Determination of Significance**

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Town of Westerlo, New York June 4, 2019 #FB  
~~May 21, 2019~~

\_\_\_\_\_  
Name of Lead Agency

William Bichteman \_\_\_\_\_  
Acting Supervisor

\_\_\_\_\_  
Print or Type Name of Responsible Officer in Lead Agency \_\_\_\_\_  
Title of Responsible Officer

\_\_\_\_\_  
Signature of Responsible Officer in Lead Agency \_\_\_\_\_  
Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Page 2 of 2