

VILLAGE BOARD MEETING  
MAY 10, 2011

RESOLUTION # 28-11  
ACCEPTANCE OF ENVIRONMENTAL ASSESSMENT FORM

WHEREAS: the Village of Newark Valley has submitted a short environmental assessment form in regard to Critical Environmental Area; and

WHEREAS: the environmental assessment form has been reviewed in a public meeting of the Village Board, and the members of the Board have given full consideration to the environmental assessment form and comments made at the public meeting,

NOW on MOTION by Inderwies and SECOND by Carlin, it is hereby,

RESOLVED: that the Village Board accepts the environmental assessment form; it is further,

RESOLVED: that a negative declaration shall be issued and the Mayor is hereby authorized to execute the same.

ROLL CALL:

Blee Y Carlin J Inderwies J Tornatore Y



**Reasons Supporting This Determination:**

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

The action will not have any adverse impact on any air, ground or water quality , effect erosion or drainage or flora or fauna.

The action will not adversely effect the environmental characteristics the the Critical environmental area to be established.

The action will not effect the usage of the land, change in population, short or long term.

The action will not create any demand for other actions that would substantially effect the forgoing.

**If Conditioned Negative Declaration**, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication In the ENB)

**For Further Information:**

Contact Person: Mertie Pozzi, Village Clerk/Treasurer

Address: 9 Park Street, PO Box 398, Newark Valley, NY 13811

Telephone Number: 607 642-3330

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

Chief Executive Officer , Town / City / Village of

Other involved agencies (If any)

Applicant (If any)

Environmental Notice Bulletin, 625 Broadway, Albany NY, 12233-1750 (Type One Actions only)

## Appendix C

## State Environmental Quality Review

**SHORT ENVIRONMENTAL ASSESSMENT FORM**

For UNLISTED ACTIONS Only

**PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)**

1. APPLICANT/SPONSOR Village of Newark Valley	2. PROJECT NAME CEA Designation - Wellhead Protection Area
3. PROJECT LOCATION: Municipality Village of Newark Valley County Tioga	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) See attached map	
5. PROPOSED ACTION IS: <input checked="" type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: Critical Environmental Area Designation for single source water supply.	
7. AMOUNT OF LAND AFFECTED: Initially _____ acres Ultimately _____ acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly N/A	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input checked="" type="checkbox"/> Residential <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Park/Forest/Open Space <input type="checkbox"/> Other Describe: Mixed uses	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: Village of Newark Valley, James Tornatore, Mayor Date: _____ Signature: _____	

**If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment**

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**PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)**

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.  
 Yes  No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.  
 Yes  No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:  
 No. It will help to ensure water quality.

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:  
 NONE

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:  
 NONE

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:  
 NONE

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:  
 NONE

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:  
 NONE

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:  
 NONE

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?  
 Yes  No If Yes, explain briefly:  
 This will create a CEA for the water source

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?  
 Yes  No If Yes, explain briefly:

**PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)**

**INSTRUCTIONS:** For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

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 **AND** provide, on attachments as necessary, the reasons supporting this determination

Village of Newark Valley

_____	_____
Name of Lead Agency	Date
James Tornatore	Mayor
_____	_____
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
<i>Jim P. Tornatore</i>	
_____	_____
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different from responsible officer)

**Reset**

VILLAGE BOARD MEETING  
MAY 10, 2011

RESOLUTION # *29*-11  
RESOLUTION FOR APPROVING THE DESIGNATION  
OF THE VILLAGE OF NEWARK VALLEY WELLHEAD PROTECTION AREA  
CRITICAL ENVIRONMENTAL AREA PURSUANT TO 6 NYCRR PART 617

At a regular meeting of the Board of Trustees of Village of Newark Valley, Tioga County, New York, held at the Village Hall, 9 Park Street, in said Village of Newark Valley, on the 10th day of May, 2011, at 7 o'clock, there were:

PRESENT: *Trustee Blee, Trustee Carlin, Trustee Anderson, Mayor Ferratore*  
ABSENT: *None*

Trustee *Blee* offered the following resolution and moved its adoption:

**WHEREAS**, it is within the responsibility of the Village of Newark Valley as a public water supplier to protect the health and safety of its citizens; and

**WHEREAS**, it is desirable to preserve and protect the quantity and quality of our ground water resources to ensure a continued safe, adequate, and usable supply, now and in the future; and

**WHEREAS**, the Village of Newark Valley Wellhead Protection Area is where ground water is reasonably likely to move toward and reach the Village's critical drinking water supply wells; and

**WHEREAS**, 6 NYCRR Part 617.14, the State Environmental Quality Review Act (SEQRA), allows a local agency such as the Village of Newark Valley to designate a specific geographical area within its boundaries as a critical environmental area (CEA); and

**WHEREAS**, the Board of Trustees of the Village of Newark Valley believes that the Village of Newark Valley Wellhead Protection Area has exceptional or unique environmental characteristics under Section 6 NYCRR Part 617.14 (g); and

**WHEREAS**, the Board of Trustees of the Village of Newark Valley believes that the unique environmental characteristics of the Village of Newark Valley Wellhead Protection Area merit designation as a CEA; and

**WHEREAS**, the boundaries of the Village of Newark Valley CEA are shown on the attached map titled "Village of Newark Valley Wellhead Protection Area (Within Village Jurisdiction)," as prepared by the New York Rural Water Association; and

**WHEREAS**, previously pursuant to 6 NYCRR Part 617.3 and 6 NYCRR Part 617.14(g), the Board of Trustees of the Village of Newark Valley as Lead Agency determined the proposed action of CEA designation would not have a significant adverse impact or effect on the environment such that a negative declaration was approved; and

VILLAGE BOARD MEETING  
MAY 10, 2011

RESOLUTION # 29-11  
RESOLUTION FOR APPROVING THE DESIGNATION  
OF THE VILLAGE OF NEWARK VALLEY WELLHEAD PROTECTION AREA  
CRITICAL ENVIRONMENTAL AREA PURSUANT TO 6 NYCRR PART 617  
(CONTINUED)

**WHEREAS**, the Board of Trustees of the Village of Newark Valley held a public hearing on May 10, 2011 pursuant to the requirements of 6 NYCRR Part 617.14 and at such hearing, all members of the public were heard on the proposed action of designating the CEA.

**NOW, THEREFORE, BE IT RESOLVED**, the Board of Trustees of the Village of Newark Valley hereby determines that it is appropriate and in the best interests of its citizens to designate the Village of Newark Valley Wellhead Protection Area within the boundaries of the Village of Newark Valley as shown on the attached map as a critical environmental area (CEA) pursuant to 6 NYCRR Part 617.14; for the following reasons:

**Reasons Supporting the Designation of CEA**

1. The designation of the Village of Newark Valley Wellhead Protection Area will assist in protecting and preserving this area that has inherent geologic and hydrological sensitivity to change; and
2. Designation of the Village of Newark Valley Wellhead Protection Area as a CEA will benefit the health and safety of Newark Valley's citizens through increased awareness of critical ground water resources; and it is further

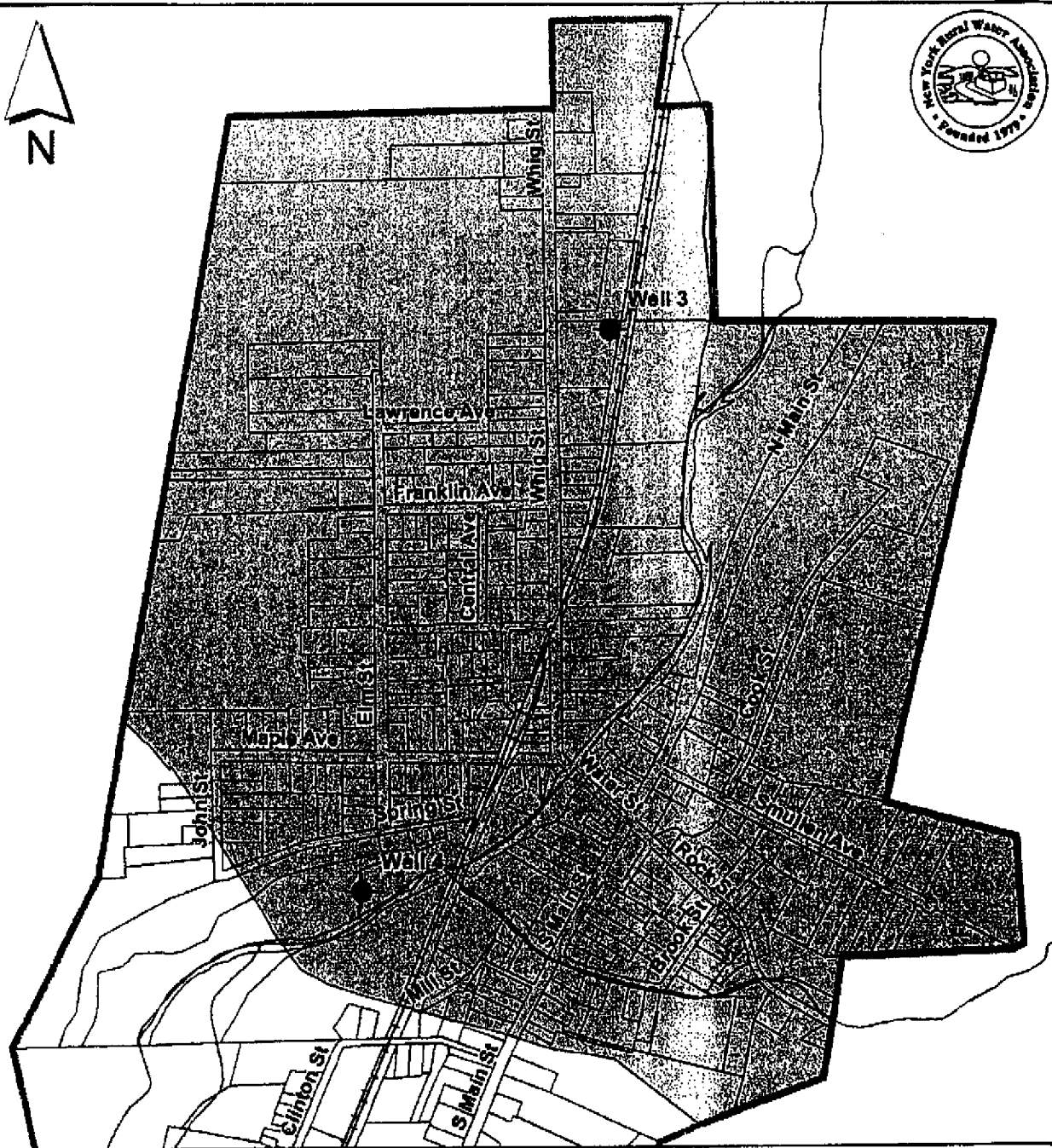
**RESOLVED**, that the Village Attorney is hereby directed to provide a copy of this determination to the New York State Department of Environmental Conservation and to file all necessary paperwork pursuant to 6 NYCRR Part 617.14 (g) in support of this action.

Seconded by Trustee Inderwies and duly put to a vote, which resulted as follows:




ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

Village of Newark Valley  
CEA Designation and Wellhead Protection Area Delineation



**Legend**

-  Village Supply Well
-  Wellhead Protection Area (in Village)
-  Village Boundary

**Village of Newark Valley  
Wellhead Protection Area  
(Within Village Jurisdiction)**

Village of Newark Valley  
CEA Designation and Wellhead Protection Area Delineation



Scale

**Legend**



- Village Boundary
- Village Supply Well



**Village of Newark Valley Wellhead Protection Area**

- Zone 1
- Zone 2
- Zone 3

**Village of Newark Valley  
Wellhead Protection Area**

Village of Newark Valley  
CEA Designation and Wellhead Protection Area Delineation




Scale




**Legend**

 Village Boundary

**Village of Newark Valley Wellhead Protection Area**

 Zone 1

 Zone 2

 Zone 3



**Village of Newark Valley  
Wellhead Protection Area  
(Full Extent of Zone 3)**

VILLAGE BOARD MEETING  
MAY 10, 2011

RESOLUTION # 30 -11  
ADDITION TO FEE SCHEDULE

WHEREAS: It is most efficient for residents to inform the Village for their needs of a building permit. Thusly, a resident without informing Code Enforcement may cause additional cost for the resident and for the Village by not identifying those needs to Code Enforcement. This resolution known by the residents will lower the chance of unsafe construction and costs to everyone concerned.

RESOLVED: that residents will be charged a double building permit fee if construction is commenced without a building permit, and fee will be added to the fee schedule per Village Code Chapter 62-12.4.

MOTION Carlin SECOND Inderwies

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

RESOLUTION # 31 - 2011  
LIBRARY TRUSTEE RECOMMENDATION

WHEREAS: That Doug Gorsline's term as trustee on the Library Board expired February 28, 2011, and

WHEREAS: Laura Brodfuehrer has expressed an interest in filling that position and is qualified to do the same, now therefore be it:

RESOLVED: That the Board of Trustees of the Village of Newark Valley hereby appoints Laura Brodfuehrer as a library trustee to fill the vacant position with term of office ending February 28, 2017.

MOTION Tornatore SECOND Blee

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

VILLAGE BOARD MEETING  
MAY 10, 2011

RESOLUTION # 32-11  
MAYOR TO SIGN AGREEMENT WITH MUNICIPAL SOLUTIONS

RESOLVED: That the Mayor is hereby authorized to sign the proposal for financial advisory services, dated April 15, 2011, with Municipal Solutions.

MOTION Blee SECOND Inderwies

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

RESOLUTION # 33-11  
COMMENCE PROCEEDINGS FOR BUILDING DEMOLITION

RESOLVED: That pursuant to Chapter 66.9 of the Village of Newark Valley Code, Code Enforcement Officer shall commence proceedings to demolish building at 29-33 South Main Street.

RESOLVED: That pursuant to Resolution #69-10, the Village of Newark Valley will cooperate with Tioga County in the planning and implementation of demolition.

MOTION Blee SECOND Inderwies

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

VILLAGE BOARD MEETING  
MAY 10, 2011

RESOLUTION # 34-11  
PLANNING BOARD APPOINTMENT

WHEREAS: Bonnie Geisenhof was previously appointed to the Village Planning Board for a term to expire in May of 2011; therefore be it

RESOLVED: That Bonnie Geisenhof is appointed to the Village Planning Board for a term to expire May 2016.

MOTION Carlin

SECOND Inderwies

ROLL CALL:

Blee y Carlin y Inderwies y Tornatore y