

County of Albany

Harold L. Joyce
Albany County Office Building
112 State Street - Albany, NY 12207



Meeting Agenda

Tuesday, April 26, 2022

6:00 PM

Held Remotely

Conservation, Sustainability and Green Initiatives **Committee**

PREVIOUS BUSINESS:

1. APPROVING PREVIOUS MEETING MINUTES
2. LOCAL LAW NO. "M" FOR 2021: A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES
3. PUBLIC HEARING ON LOCAL LAW NO. "M" FOR 2021 A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES
4. LOCAL LAW NO. "A" FOR 2022: A LOCAL LAW ESTABLISHING THE SUSTAINABLE TECHNOLOGY AND GREEN ENERGY ACT ("STAGE ACT")

CURRENT BUSINESS:

5. AMENDING RESOLUTION 415 FOR 1997 AND UPDATING THE PUBLIC USE PLAN FOR THE LAWSON LAKE PROPERTY FACILITATING PUBLIC ACCESS
6. ESTABLISHING A TREE PRESERVATION POLICY FOR DEVELOPMENT OF ALBANY COUNTY OWNED PARCELS
7. PUBLIC HEARING ON PROPOSED MODIFICATIONS TO AGRICULTURAL DISTRICT NOS. 2 AND 3
8. ADOPTING THE PROPOSED MODIFICATIONS TO AGRICULTURAL DISTRICT NO. 1

County of Albany

Harold L. Joyce
Albany County Office Building
112 State Street - Albany, NY 12207



Meeting Minutes

Tuesday, March 29, 2022

6:00 PM

Conservation, Sustainability and Green Initiatives Committee

PREVIOUS BUSINESS:

Present: William Reinhardt, Beroro T. Efekoro, Frank J. Commisso, Samuel I. Fein, Patrice Lockart, Matthew J. Miller, Jeff S. Perlee, Victoria Plotsky and Merton D. Simpson

1. APPROVING PREVIOUS MEETING MINUTES

A motion was made that the previous meeting minutes be approved. The motion carried by a unanimous vote.

2. LOCAL LAW NO. "M" FOR 2021: A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES

This Local Law was tabled at the request of the Sponsor.

3. PUBLIC HEARING ON LOCAL LAW NO. "M" FOR 2021 A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES

This proposal was tabled at the request of the Sponsor.

CURRENT BUSINESS:

4. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "A" FOR 2022: A LOCAL LAW OF THE COUNTY OF ALBANY ESTABLISHING THE SUSTAINABLE TECHNOLOGY AND GREEN ENERGY ACT ("STAGE ACT")

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

5. LOCAL LAW NO. "A" FOR 2022: A LOCAL LAW ESTABLISHING THE SUSTAINABLE TECHNOLOGY AND GREEN ENERGY ACT ("STAGE ACT")

This Local Law was tabled at the request of the Committee.

LOCAL LAW NO. “M” FOR 2021

A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES

Introduced: 11/8/21

By: Messrs. Perlee, Drake, Grimm, Langdon, Ms. Lockhart, Messrs. Mauriello, Tunny and Ms. Whalen

SECTION 1.

Legislative Intent.

Trees play an essential role in the survival of our planet. Trees mitigate temperature fluctuation and lower air temperatures. Trees prevent soil erosion, regulate the hydrology of soil and groundwater levels and absorb surface water, preventing it from flowing into built up and paved areas that contain pollutants that contaminate our waterways. Trees provide aesthetic comfort to urban landscapes and help delineate and buffer areas of current and future development. Through photosynthesis trees sequester harmful carbon dioxide and release life giving oxygen. Certain species which were once abundant in our County, such as the White Pine and Black Locust, are particularly effective at carbon sequestration. By regulating the exchange of energy and water between earth’s surface and atmosphere, trees are our planet’s primary defense in the battle against global warming. If the present rate of tree removal and death is not addressed, we will lose our last tree, and with it the planet, in less than 200 years' time. It is the intent of this law to create a replacement protocol related to the cutting of forested lands of one-half acres or more owned by Albany County and to create an Albany County Forest Preserve which shall serve to help ensure the preservation and enhancement of the total amount of forest land within Albany County.

SECTION 2.

Protocol related to the cutting of forest lands owned by Albany County.

No area of forested land of one-half acre or greater owned by the County shall be disturbed and developed unless:

(a) an inventory of trees to be disturbed and /or removed is made and filed with the Albany County Soil and Water Conservation District (“ACSWCD”). The survey will conform with generally accepted standards of professional tree surveying and will comprehensively and accurately indicate the species and size of all trees 4” and greater diameter at breast height; and

(b) the ASCWCD will determine the value of the trees to be removed (“tree replacement value”) using the Basic Formula Method from the *Guide for Plant Appraisal 10th Edition* by the International Society of Arboriculture;

(c) the County Executive shall place, or cause to be placed an amount equal to two times the tree replacement value (“replacement payment”) into a special Forest Replacement Reserve Fund (“Reserve Fund”) established for the purpose of purchasing replacement forest property;

(d) upon confirmation of deposit of the replacement payment, the ASCWCD shall certify compliance with this section and issue an authorization to proceed with disturbance and/or removal.

SECTION 3.

Purposes of the Reserve Fund.

Funds deposited within The Reserve Fund shall be utilized exclusively for the following purposes:

(a) to purchase lands suitable for reforestation to be held in fee simple by the County (b) costs directly associated with planting said purchased lands with tree species known to possess high carbon dioxide sequestration capabilities;

SECTION 4.

Acquisition and Maintenance of Replacement Forest Property.

No more than one year following an authorization to disturb county forest lands, the County Executive shall identify and caused to be purchased real property suitable for replacement forest. Said property shall:

(a) be designated as Albany County Forest Preserve and shall be operated and maintained as natural open space in accordance with New York State General Municipal Law, Section 247;

(b) be no smaller in area than two times the area of the parcel containing the disturbed forest land it replaced;

(b) be suitable for reforestation;

(d) be located in an area of the County otherwise underserved by County facilities;

(e) be located where it can serve as a permanent green buffer to existing or proposed development;

(f) be contiguous or in proximate vicinity to lands designated as County Forest Preserve, if applicable;

(g) be forever kept as forest lands;

(h) be capable of use for nature education programs, nature trails and other County recreation purposes.

SECTION 5.

State Environmental Quality Review Act Compliance.

This County Legislature determines that the adoption of this Local Law constitutes a “Type II action” as said term is defined in the State Environmental Quality Review Act (“SEQRA”), and that no further action with respect to same is required under SEQRA.

SECTION 6.

Severability.

If any section, subsection, sentence, clause, phrase or other portion of this law is, for any reason, declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this law, which remaining portions shall continue in full force and effect.

SECTION 7.

Effective Date.

This local law shall take effect upon filing with the New York Secretary of State.

Referred to Conservation, Sustainability and Green Initiatives and Law Committees – 11/8/21

RESOLUTION NO. 53

PUBLIC HEARING ON LOCAL LAW NO. “M” FOR 2021 A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES

Introduced: 2/14/22

By Mr. Perlee:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “M” for 2021, “A LOCAL LAW CONCERNING THE CUTTING, REPLACING AND PRESERVATION OF FOREST LANDS BY COUNTY AUTHORITIES” will be held remotely by the Albany County Legislature at 7:15 p.m. on Tuesday, March 29, 2022, with participation information to be made available on the Albany County website, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

Referred to Conservation, Sustainability, and Green Initiatives and Law Committees – 2/14/22

LOCAL LAW NO. “A” OF 2022

A LOCAL LAW ESTABLISHING THE SUSTAINABLE TECHNOLOGY AND GREEN ENERGY ACT (“STAGE ACT”)

Introduced: 3/14/22

By Messrs. A. Joyce, Feeney, Efekoro, Fein, Reinhardt and Simpson:

BE IT ENACTED by the County Legislature of the County of Albany as follows:

(1) Title:

This Local law shall be known as the “Sustainable Technology and Green Energy Act”.

(2) Declaration of Legislative Findings & Intent:

In 2019, the State of New York enacted the Climate Leadership and Community Protection Act (CLCPA), thereby creating one of the most ambitious and comprehensive climate and energy laws in the country. The CLCPA calls for nothing less than the decarbonization of the NYS economy and calls on each and every municipality in the state to collaboratively work to significantly increase the green energy business infrastructure in their municipalities to the greatest extent possible. New York has set aggressive goals through the CLCPA, and has established a target of reaching a point where no less than 70% of the state’s electricity consumption will be derived from renewable power generation by the year 2030.

The Albany County Legislature finds that local municipalities are uniquely situated to address the climate goals noted in the CLCPA through local economic development efforts, which prioritize the shift towards clean renewable energy systems and green business that will fuel our economy in the next century. Through collaborative efforts amongst neighboring municipalities, and local economic development agencies, Albany County intends to provide the resources through which business can find a partner in the fight for a healthier environment that brings long-term job investment and employment to our community.

The Albany County Legislature further finds that as our national, state, and local governments emerge from the COVID-19 pandemic the need for an economy driven by green economic development has become more apparent than ever. Only through sustainable investment in long-term clean energy businesses can we hope to stem the tide of decades of environmental devastation brought on by a much prolonged dependence on petroleum-based economies. The County Albany County Legislature determines that the County of Albany and its arms of municipal government can act as a promoter of this type of economic development and intends to commit significant resources to the development of green economic development projects across the County.

The intention of the Albany County Legislature is to establish a [Green Economic Development Plan] Sustainable Technology and Green Energy Plan, which will invigorate and diversify the green business industry in the County of Albany for years to come and contribute to significant economic development, job retention, and development.

(3) Definitions:

- (a) **“STAGE Plan”**: shall mean the [Green Economic Development Plan] Sustainable Technology and Green Energy Plan within Albany County that is authorized and established by Section 4 this Local Law.
- (b) **“Commissioner”**- shall mean the Commissioner of the Office of Management and Budget as established by Article 5, §§501 & 502 of the Albany County Charter.
- (c) **“Comptroller”**- shall mean the Albany County Comptroller as established by Article 4, §401 of the Albany County Charter.
- (d) **“County”**- shall mean the County of Albany, NY.
- (e) **“County Executive”**- shall mean the Albany County Executive as established by Article 3, §§ 301 & 302 of the Albany County Charter.
- (f) **“Director”**- shall mean the Director of the Albany County Department of Economic Development, Conservation, and Planning as established by Article 11, §§1101 & 1102 of the Albany County Charter.
- (g) **“Economic development project”**- shall mean a project undertaken by local development agencies (as defined herein) which is for the purpose of improvement of economic development, job retention, job growth, or business growth within the County.
- (h) **“Green Business”**- shall mean any entity that is a for-profit business that produces goods or provides services that benefit the environment, conserve natural resources, or reduce greenhouse gas emissions. Green businesses include, but are not limited to, corporations that manufacture, produce, build, engineer, service, supply, and/or distribute any product which produces clean energy sources or reduces emissions in other sectors of the economy, such as building or transportation, in order to meet local, state, and federal sustainability goals and contribute demonstrably to the green business footprint in the County.
- (i) **“Financial Assistance”**- shall mean assistance that is provided to the covered entity for the improvement or development of real property,

economic development, job retention and growth, or other similar purposes that is provided either (i) directly by the County, or (ii) indirectly by local economic development agencies. Financial assistance as defined in this section shall include, but not be limited to: grants, bonds, financing, real property tax abatements or exemptions (including, but not limited to, abatements or exemptions from real property taxes, mortgage recording taxes, sales and uses taxes, or payments in lieu of taxes).

- (j) **“Local Economic Development Agencies”**- shall mean an entity that has been constituted and/or established to provide or administer economic development benefits on behalf of the County including, but not limited to : (i) a not-for profit local development corporation established pursuant Section 1411 of the New York State Not-For Profit Corporation Law; (ii) an industrial development agency established pursuant to Sections 856 and/or 903-b of the New York State General Municipal Law; or (iii) any urban development corporation as defined by the New York State Urban Development Corporation Act and/or a public benefit corporation as authorized by the laws of New York. [authorized to be established pursuant to NYS Law which is a state entity.]

(4) Green Economic Development Plan Established:

- (a) The Albany County Legislature hereby establishes an economic development program within Albany County, which shall hereinafter be known as the Sustainable Technology and Green Energy Plan (the “STAGE Plan”). The STAGE Plan, is intended to contribute to the revitalization of the [Albany] County economy, in part, through the support and development of green businesses which bring innovation in the green energy sector and work to diversify our local green business community in contribution to the goals set forth in the Climate Leadership and Community Protection Act (CLCPA) which was adopted by the New York State Legislature in 2019.
- (b) The Director is hereby [empowered] authorized to exercise all powers granted to them pursuant to Article 11, §§1101 &1102 of the Albany County Charter to establish and develop the STAGE Plan and encourage related green business economic development priorities as established by this local law. The Director is encouraged to work collaboratively with the County Executive, Comptroller, Commissioner in the development of the [an economic development Plan] STAGE Plan which prioritizes the retention and attraction of green business in the County.
- (c) Included in the STAGE Plan shall be primary goals, including but not limited to:

- (i) the fostering of, expansion towards, and development of green businesses in the County of Albany;
 - (ii) the development and promulgation of rules and regulations which are geared towards the encouragement of green business the County of Albany;
 - (iii) the development of inter-municipal agreements as well as agreements with local development agencies for the purpose of attracting green business to the County of Albany and providing financial assistance thereto; and
 - (iv) the prioritization of economic development projects which increase the amount of green business, and related employment opportunities created by each in the County of Albany.
- (d) In furtherance of establishing a robust economy with a thriving green energy sector, the Director is further authorized to take any all steps necessary and required to collaborate with local development agencies which are already established and operating in the County to support local economic development goals noted above. This support includes, but in not limited to financial assistance to green business, and economic development projects as defined by this l[L]ocal l[L]aw.
- (e) No later than January 1, 2023, the Director shall promulgate and implement rules and regulations as appropriate and authorized by this section that are necessary required to establish the STAGE Plan. The Director is authorized to work in collaboration and consultation with the County Executive, Comptroller, Commissioner, the Legislature, the Albany County Attorney, and their representatives, as deemed necessary and appropriate to implement the purposes of this local law. The Albany County Legislature shall approve the final STAGE Plan when it is submitted by the Director.
- (f) The Comptroller and/ or the Albany County Legislature may inspect the records and documents related to the STAGE Plan upon written request to the Director and/or the County Executive. Once a properly submitted written request is filed, the Director and/or County Executive must respond within thirty (30) business days with records which respond to a request related to the STAGE Plan.

(5) Funding and Annual Budgetary Appropriation:

- (a) On an annual basis, the Director shall, in conjunction with the Commissioner, incorporate into the County's [of Albany's] yearly budget proposal a fund or appropriation sufficient to support all purposes of this

law including, but not limited to, the necessary community outreach to the green business, to provide for financial assistance as authorized by this law, and to encourage economic development projects prioritized by this local law.

- (b) The Commissioner of Management and Budget is further authorized pursuant to this local law, and consistent with Article 6 of the Albany County Charter and relevant New York State law, to establish any and all necessary funds within each annual County budget proposal which funds all programs and goals as outlined in this local law.

(6) SEQRA Determination:

- (a) The Albany County Legislature hereby determines that the adoption of this Local Law constitutes a “Type II action” as defined in the State Environmental Quality Review Act (“SEQRA”), and that no further action with respect to the same is required under SEQRA.

(7) Severability:

- (a) If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by a court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgement is rendered.

(8) Effective Date:

- (a) This Local Law shall be effective upon filing with the NYS Secretary of State.

Referred to Conservation, Sustainability, and Green Initiatives and Law Committees – 3/14/22

LEGISLATIVE FISCAL IMPACT STATEMENT

Type of Legislation: Local Law: _____ Resolution: 101 for 22

Title of Legislation: **ESTABLISHING A POLICY THAT ALL COUNTY OFFICE BUILDINGS BE EQUIPPED WITH LACTATION ROOMS FOR NURSING EMPLOYEES AND AMENDING THE 2022 ALBANY COUNTY BUDGET**

Requested By: Mauriello

Sponsor (s): Cunningham

FISCAL IMPACT

1. Projected cost of proposed legislation, if any:
\$75,000 (see amendment in legislation) (~~annually~~)

2. Method of financing (general revenues, short term notes, bonding, state funding, federal funding, etc.) Contingent Account
 - A. If federally funded, state length of time federal funding is available. _____
 - B. If state funded, state length of time funding is available.

 - C. If bonded, state amount of total indebtedness this legislation will create and projected cost over course of borrowing.

3. Length of projected cost (one time only, ongoing, etc.)
Ongoing

4. Justification for the appropriation/expenditure requested.
Baseline amount set aside to allow for the any modifications needed to transform our facilities into lactation rooms consistent with state and federal law. There is no mandate that all monies be spent.

5. Funding options: _____

A. Joyce
Sponsor/Department Head

RESOLUTION NO. 415

AUTHORIZING A LICENSE AGREEMENT REGARDING THE LAWSON LAKE PROPERTY AND CAMP OPPORTUNITIES, INC. AND ADOPTING A PUBLIC USE PLAN FOR THE LAWSON LAKE PROPERTY FACILITATING PUBLIC ACCESS FOR PASSIVE USE

Introduced: 12/22/97

By Conservation and Improvement Committee, Messrs. Richardson, Clouse, Gordon, Collins, Donohue and Ms. McKnight:

WHEREAS, The County of Albany owns a parcel of land located in the Towns of Coeymans and New Scotland known as Lawson Lake, this property includes a lake, trails, a number of cabins, lodges, recreational facilities and a house, and

WHEREAS, The property and facilities are used by community groups, school districts and other organizations for recreational and educational activities, and

WHEREAS, A day camp program benefiting urban youth and their families has been operated at the Lawson Lake property since 1967 by Camp Opportunities, Inc., a not-for-profit corporation servicing more than 700 families each year, and

WHEREAS, There exists the potential to develop new, passive use recreational facilities open to the general public in a cooperative manner that does not interfere with the continued operation of the programs of Camp Opportunities, Inc., and

WHEREAS, Camp Opportunities, Inc., in consideration for its use of the property, has in the past and currently continues to provide resources for a significant share of the necessary maintenance, management, oversight and security of this Albany County property and its facilities, including the employment of an on-site caretaker, and

WHEREAS, Since the County purchase of the property in 1979, a formal use agreement has never existed between the operators of Camp Opportunities, Inc. and Albany County, and such an agreement is now deemed necessary and prudent for the maximum public use of the Lawson Lake property, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a license agreement on behalf of the County of Albany with Camp Opportunities, Inc. for the use of the Lawson Lake property in accordance with the terms set forth in the licensing agreement and the public use plan approved and adopted herein, and, be it further

RESOLVED, That the term of the license agreement shall be for five years commencing on January 1, 1998 and ending on December 31, 2002, and, be it further

RESOLVED, That the Albany County Legislature hereby adopts the Public Use Plan for the Lawson Lake Property, attached hereto as Appendix "A", and, be it further

RESOLVED, That the County Attorney is authorized to approve said license agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Resolution was amended by Mr. Richardson as follows: On page 3 of Appendix "A" under the Parking paragraph, amend the second sentence to read: "Contingent upon the same enumerated considerations, a backup parking site will be located south of the west side day camp road and west of Lawson Lake Road, within the gate if practicable, and if not practicable, as close as possible to the gate."

Amendment was passed by unanimous vote.

On roll call vote on the resolution as amended the following voted in favor: Mss. Barlette, Benedict, Messrs. Bray, Cannizzaro, Clouse, Collins, Commisso, Ms. Connolly, Messrs. Crummey, Darbyshire, DeCecco, Dennis, Ms. Denison, Messrs. Domalewicz, Donohue, Ethier, Gordon, Graziano, Grudecki, Houghtaling, Infante, Joyce, Laudato, Mss. Maffia-Tobler, McKnight, Mr. Nowicki, Ms. Reed, Messrs. Richardson, Riddick, Ms. Robinson, Messrs. Ross, Rueckert, Russo, Sherman, Ward, Ms. Wiley and Mr. Young -- 37.

Those opposed: -0-.

Resolution was adopted. 12/22/97

Appendix “A” Resolution No. 415 for 1997

PUBLIC USE PLAN FOR THE LAWSON LAKE PROPERTY

INTRODUCTION

This plan is intended to identify steps to be taken by the County to provide public access and passive recreational use of the Lawson Lake property. Since 1980, the property has been used regularly by Camp Opportunities, Inc., an organization that provides inner-city children with summer recreational programs, in addition to short-term use by schools, organizations, and groups.

PUBLIC ACCESS

Loop-trail

A newly developed loop trail will be accessible year round at the south end of the property on the west side of Lawson Lake Road. The loop trail will be accessible from a trail head adjacent to a parking area.

East Shoreline

The lake’s east shoreline will be accessible year-round from two points: a drop-off point located on an improved pull-off along Lawson Lake Road and via an existing cleared shoreline access path starting just inside the main gate to the west side day camp.

West Shoreline

During those times of the year when Camp Opportunities is not in session and at other times when the camp is not in operation, such as on weekends during the summer months, public access to the west shoreline will be available for the purpose of shoreline fishing and launching canoes and other cartop vessels.

West Side Day Camp

Public access to the west side day camp will be available when Camp Opportunities is not in operation, including weekends during the summer months when the facility is not in use by Camp Opportunities. Use of the west side day camp by local schools, organizations, and groups will be by reservation only, following review by the County Office of Natural Resources in consultation with the County Department of Law and the County Department of Public Works. Applications will be processed within ten (10) business days of the submission of a fully completed application form.

East Side Day Camp

Public access to the east side day camp will be available when Camp Opportunities is not in operation. Use of the east side day camp by local schools, organizations, and groups will be by reservation only, following review by the County Office of Natural Resources in consultation with the County Department of Law and the County Department of Public Works. Applications will be processed within ten (10) business days of the submission of a fully completed application form.

Drop-Off Sites

Two new drop-off access points to the lake shore will be developed. One will be located at an improved, widened pull-off along the shoulder of Lawson Lake Road with immediate access to the east shoreline fishing area. This site will include a stairway or other means as needed to provide convenient, year-round access for cartop vessel drop off and shoreline fishing. The second site will be established near the existing beach area adjacent to the west side day camp. This site will be available for use when Camp Opportunities is not in operation. The site will include two handicap parking spaces, while other visitors will return their vehicles to the new parking area as described in the Implementation section below.

ALLOWABLE USES AND ACTIVITIES

Trail Use

The public will be afforded the opportunity to engage in a wide variety of multi-seasonal, passive recreational uses on the Lawson Lake property. Hiking, bird watching, nature study, snowshoeing, and cross-country skiing will be provided on a loop trail to be developed in the wooded area south of the lake.

Fishing (including ice fishing)

Shoreline fishing will be available year-round from the lake's east shore and from the west shore during the months when Camp Opportunities is not in session. Fishing from canoes and other cartop vessels will also be available on a year-round basis. In addition, use of the lake as a locally popular ice fishing area will continue to be available during the winter months.

Boating

This plan provides for the use of canoes and similar portable, cartop craft on the lake. In order to facilitate this use, a readily accessible drop-off point will be located at each of the respective lake shores. As with shoreline fishing, the east shore drop-off will be accessible year-round; however, use of the west shore drop-off will be available when Camp Opportunities day camp program is not in operation. It is important to note that no motorized craft or larger vessels requiring trailers will be allowed under any circumstances. Prohibition on the use of boat trailers is intended to preclude the possible introduction of problematic species such as water

chestnut and zebra mussel which can be readily picked up in area waters such as the Hudson and Mohawk rivers.

Camp Opportunities Day Camp

Use of the facility by Camp Opportunities for the purpose of operating its summer day camp program shall be in accordance with a License Agreement executed between Camp Opportunities and the County.

Other Uses

Use of Lawson Lake for outdoor education and recreation programs and activities by schools, organizations and other groups is encouraged. Use of the west side and east side day camp facilities for these purposes is available by reservation. Family picnicking will be allowed in designated areas of the west side and east side of the lake.

Prohibited Uses and Activities

Given the aforementioned permitted uses, various uses and activities will be expressly prohibited. These include, but are not necessarily limited to, swimming, open fires, overnight camping, hunting, trapping, motorized vehicles, motorized boats and large craft requiring trailers, and consumption of alcoholic beverages*. All such prohibited uses and activities will be clearly posted on public informational signs to be placed at strategic locations on the property. *The consumption of alcohol may only be allowed under special permit approved by the County.

IMPLEMENTATION

The immediate objectives of this plan, which include provision of public access to the property for passive recreational use and parking for facility users, will be satisfied by implementation of the following components:

Boundary Posting

The irregular nature of the park boundaries, private ownership of two inholdings, and presence of numerous existing trails that cross property lines will require meeting with adjacent landowners to address questions of trail use and access and to assist in the accurate placement of boundary postings. Preliminary boundary posting will rely upon deed directions, tax maps and landowner feedback.

Parking

A gravel-based parking area of approximately 10 spaces will be constructed at a preferred site located within the gate, south of the west side day camp road in an area currently covered by trees, contingent upon the following considerations; Traffic safety; Environmental factors; Engineering factors; and Cost considerations. Contingent upon the same enumerated considerations, a backup parking site will be located south of the west side day camp road and west of Lawson Lake Road, within the gate if practicable, and if not practicable, as close as possible to the gate. The

general location of the parking area will be designed in concert with the siting of the trail head and connector spur for the loop trail as discussed below, in addition to providing maximum oversight of facility use by the property caretaker. The exact placement of the parking area will be determined following consideration of site specific conditions including area requirements and existing grade.

Trails

A loop trail in the southern portion of the property on the west side of Lawson Lake Road will be developed utilizing portions of an existing trail system at its base. While the majority of the existing trail is clearly discernible and in need of minimal improvements, certain portions demonstrating wet, slippage prone, or otherwise sensitive conditions will be realigned and/or rehabilitated as necessary. Trail access will be through a linkage extending from a trail head in the vicinity of the parking area to the loop trail itself. A warming shed will be provided by the County located in close proximity to the parking lot.

Public access to the lake, and particularly, to the shoreline fishing area on the east shore, will be afforded by an existing path beginning just inside the main gate at the entrance to the west side day camp. Portions of this path may be seasonally wet following snow melt or heavy rains; however, no improvements are planned at this time due to cost and regulatory constraints.

Specifically, the most cost-effective remedial measure, involving placement of substantial fill to raise the grade above seasonally wet conditions, would be prohibited under provisions of State and Federal wetland regulations. Furthermore, the only feasible alternative deemed acceptable to the NYS Department of Environmental Conservation would involve installation of a raised boardwalk over wetland areas. Based on preliminary design undertaken by the County Division of Plans and Projects, the cost estimate for such a boardwalk is considered prohibitive under current fiscal conditions. As a future consideration, however, fiscal constraints to constructing this boardwalk may be alleviated by securing outside funding support such as subsequent rounds of 1996 Clean Water/Clean Air Bond Act assistance.

Signage

In addition to boundary posting, trail markers will be placed at regular intervals on the loop trail to guide trail users along the intended route. This is particularly important given that the existing trail forming the basis of the loop trail is only one portion of an unmarked trail network located south of the lake.

In order to ensure public safety and safeguard the natural and structural integrity of the facility, public informational signs will be posted at strategic locations throughout the property clearly detailing prohibited uses and activities (e.g. swimming, open fires, camping, hunting, trapping, motorized vehicles, alcoholic beverages, etc.), as well as signs indicating that this is a "carry in, carry out" facility

relative to the absence of rubbish bins. In addition, a large informational sign will be erected at the parking area to assist in educating the public about the property and how it should be used. This may include a list of regulations, map of the trail, hours when the park is open to the public, and other pertinent information.

East Shore Lake Access

In compliance with environmental and other pertinent regulations, the County Department of Public Works (DPW) will widen a shoulder area along Lawson Lake Road for use as a drop-off point for canoes and other portable, cartop craft, but actual parking will be prohibited at this site and limited to the new parking area discussed above. In addition, DPW will install a wooden stepway or other suitable means to negotiate the steep slope from the drop-off point at road level to the shoreline to facilitate lake access. It should be noted that implementation of these measures is dependent on satisfactory compliance with any applicable environmental regulations. As mentioned above, shoreline fishing will continue to be provided from the east shore and will be accessible from the designated parking area via an existing path along the shoreline.

West Shore Lake Access

This plan will accommodate lake access for the purpose of fishing and use of canoes and other portable, cartop craft from the west shoreline when Camp Opportunities' is not in operation. At these times, vehicle access will be permitted through the main gate to a second drop-off point at the existing beach area where cartop vessels may be unloaded and picked up. With the exception noted below, actual parking will be prohibited at this site and limited to the new parking area discussed above.

As an added provision of this plan, two designated handicap parking spaces will be located proximate to the west shore drop-off site, thereby providing ready access to the lake for physically disadvantaged individuals. Only vehicles with official handicap parking license plates or displaying other acceptable demonstration of a visitor's physical disability will be allowed to utilize these spaces while at the facility. As mentioned above, all other users must park their vehicles in the designated public lot.

Other Considerations

In order to afford use of the loop trail for cross-country skiing and other passive winter activities, snow plowing of the parking area will be carried out by County DPW crews during routine plowing of County Route 109.

Finally, as relates to security issues, the proximity of the Caretaker's house to the parking area will facilitate oversight and policing of the park by the facility caretaker. Additionally, the property should be periodically checked by the Albany County Sheriff's Department during regular patrols in the Lawson Lake vicinity.

Local law enforcement officials will be notified of events involving special use permits.

Annual Review

There shall be an annual review of this public use plan by the Albany County Conservation and Improvement Committee. This review shall include, but not be limited to, an evaluation of the implementation status of this plan and subsequent enhancements to same as well as reports concerning the annual receipts and disbursements records for the facility and compliance with the federal acquisition agreement dated 5/31/79, Land and Water Conservation Fund Grants manual and subsequent revisions of same.

RESOLUTION NO. 136

AMENDING RESOLUTION 415 FOR 1997 AND UPDATING THE PUBLIC USE PLAN FOR THE LAWSON LAKE PROPERTY FACILITATING PUBLIC ACCESS

Introduced: 4/11/22

By Messrs. A. Joyce, Cleary, Ms. Lekakis, Mr. Miller, Ms. Plotsky and Mr. Ward:

WHEREAS, by Resolution No. 415 for 1997, this Honorable Body adopted a Public Use Plan for the Lawson Lake Property which allowed, among other things, certain recreational activities to take place on the property, and

WHEREAS, in recent years the County has invested greatly to enhance and update the Lawson Lake Property, which is enjoyed year round by the citizens of the County, and

WHEREAS, among the recent enhancements made to the property is the treatment of the waterbody, to improve both the quality of the water and ensure the property is a destination in the county, and

WHEREAS, the improvements to the waterbody have been so significant that swimming may be safely allowed in limited instances, now, therefore be it

RESOLVED, By the Albany County Legislature that the Public Use Plan for the Lawson Lake Property, adopted by Resolution No. 415 for 1997, is hereby amended to read as follows:

“Prohibited Uses and Activities

Given the aforementioned permitted uses, various uses and activities will be expressly prohibited. These include, but are not necessarily limited to, swimming*, open fires, overnight camping, hunting, trapping, motorized vehicles, motorized boats and large craft requiring trailers, and consumption of alcoholic beverages*. All such prohibited uses and activities will be clearly posted on public informational signs to be placed at strategic locations on the property. *Swimming and the consumption of alcohol may only be allowed under special permit approved by the County.”

and, be it further

RESOLVED, that the Commissioner of the Albany County Department of Recreation shall be charged with administering the special permit program to ensure

the protection of the water quality as well as the safety of any persons using the waterbody for swimming, and, be it further

RESOLVED, That these amendments to the Public Use Plan for the Lawson Lake Property shall take effect immediately, and be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this Resolution to the appropriate County Officials.

*Referred to Conservation, Sustainability, and Green Initiatives Committee –
4/11/22*

RESOLUTION NO. 137

ESTABLISHING A TREE PRESERVATION POLICY FOR DEVELOPMENT OF ALBANY COUNTY OWNED PARCELS

Introduced: 04/11/22

By Messrs. Reinhardt, Perlee, Mss. Lekakis and Plotsky:

WHEREAS, Trees play an essential role in the survival of our planet by sequestering carbon in the atmosphere and at the same time also serve a variety of other beneficial functions, including – among many others – mitigating temperature fluctuation, preventing soil erosion, and providing buffer areas between developed parcels and undisturbed areas, and

WHEREAS, It is the intent of this Policy to require a tree inventory where there is a proposal to cut and/or remove one half acre or more of non-invasive trees greater than four inches in diameter on any parcel owned by Albany County, and to require replacement of such trees by means of either planting a tree sapling or placing replacement funds into an account created for the purpose of furthering permanent carbon sequestration within the County, now, therefore, be it

RESOLVED, By the Albany County Legislature, that it shall be the Policy of Albany County that:

Where there is a proposal to cut and/or remove more than one-half of an acre of non-invasive trees of four inches or greater in diameter on any Albany County owned parcel as part of a single project, cutting and/or removal of such trees is prohibited until the following conditions have been met:

(a) the County shall prepare or cause to be prepared an inventory of trees to be cut and/or removed which indicates the species and diameter of all non-invasive trees (as invasive trees are designated by New York State Department of Environmental Conservation) four inches or greater in diameter; and

(b) the County Executive shall cause the planting of a non-invasive tree sapling as a replacement on a parcel owned by Albany County, or alternatively, shall place an amount equal to two times the trees' replacement value into an account created and designated for the purpose of furthering permanent carbon sequestration within the County, and, be it further

RESOLVED, That the County Executive is hereby authorized to take any and all steps necessary to effectuate this County policy as soon as possible, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

*Referred to Conservation, Sustainability, and Green Initiatives Committee –
4/11/22*

DANIEL P. MCCOY
COUNTY EXECUTIVE



COUNTY OF ALBANY
ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING
112 STATE STREET ROOM 1310
ALBANY, NEW YORK 12207-2021
(518) 447-5670 - FAX (518) 447-5662

March 28, 2022

Hon. Andrew Joyce, Chairman
Albany County Legislature
112 State St., Rm. 710
Albany, NY 12207

Dear Chairman Joyce:

Please find enclosed a Request for Legislative Action to be considered at the April 2022 Conservation, Sustainability and Green Initiatives Committee meeting.

In accordance with NYS Agriculture and Markets Law, a public hearing on the proposed annual additions to Albany County Agricultural Districts must be held in order to receive comments on the recommended modifications.

If you have any questions, please feel free to contact me at 447-5670.

Sincerely,

Laura DeGaetano
Sr. Natural Resource Planner

cc: Dennis Feeney, Majority Leader
Frank Mauriello, Minority Leader
Rebekah Kennedy, Majority Counsel
Arnis Zilgme, Minority Counsel



County of Albany

Harold L. Joyce
Albany County Office
Building
112 State Street - Albany,
NY 12207

Legislation Text

File #: TMP-3238, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Request public hearing on annual Agricultural District additions

Date: 03/28/22

Submitted By: Laura DeGaetano

Department: Economic Development, Conservation and Planning

Title: Sr. Natural Resource Planner

Phone: 518-447-5670

Department Rep.

Attending Meeting: Laura DeGaetano

Purpose of Request:

- Adopting of Local Law
- Amendment of Prior Legislation
- Approval/Adoption of Plan/Procedure
- Bond Approval
- Budget Amendment
- Contract Authorization
- Countywide Services
- Environmental Impact/SEQR
- Home Rule Request
- Property Conveyance
- Other: (state if not listed) Public hearing

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- Contractual
- Equipment
- Fringe
- Personnel

- Personnel Non-Individual
- Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- Change Order/Contract Amendment
- Purchase (Equipment/Supplies)
- Lease (Equipment/Supplies)
- Requirements
- Professional Services
- Education/Training
- Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- Settlement of a Claim
- Release of Liability
- Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes No
If Mandated Cite Authority: Agriculture and Markets Law 25AA

Is there a Fiscal Impact: Yes No
Anticipated in Current Budget: Yes No

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.

Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.

State: Click or tap here to enter text.

County: Click or tap here to enter text.

Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.

Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation

Yes No

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 149

Date of Adoption: 05/10/21

Justification: (state briefly why legislative action is requested)

The Albany County Legislature has established an annual thirty-day period beginning February 1, during which, landowners can request inclusion of lands in an Agricultural District. In accordance with NYS Agriculture and Markets Law, a public hearing on proposed annual addition to a District must be held to receive comment.



Albany County Agricultural and Farmland Protection Board

Recommendations of the Albany County Agricultural and Farmland Protection Board Annual Agricultural District Review 2022

Prepared by Laura DeGaetano – Albany County Department of Economic Development, Conservation and Planning March 2022

Pursuant to Article 25-AA section 303-b of NYS Agricultural and Markets Law, the Albany County Legislature established an annual review period beginning on February 1 during which property owners may apply to add land to any of the County’s three Agricultural Districts. On behalf of the County Legislature, the County Office of Natural Resource Conservation conducted a review of all landowner applications for inclusion in a District. The findings of this review, which relied on information provided by the landowner, analysis of aerial photos, and in some cases, a field assessment of the subject parcels, have been reviewed by the Agricultural and Farmland Protection Board. Based on this review, the following report and recommendations are submitted for consideration by the County Legislature.

A total of eight (8) parcels were submitted for consideration to be included in Albany County Agricultural Districts during the 30-day annual review period beginning February 1, 2022. Of the parcels submitted, all were found to be consistent with the intent of agricultural districting and are recommended for inclusion in the appropriate Agricultural District.

TOWN	PARCEL	# OF ACRES	AG DISTRICT	Recommendation Of AFPB	Principal Enterprise
Bethlehem	86.00-2-22.21 97.08-1-41	14.4 1.20	3	ADD	Hay
Coeymans	129.-2-15	139.5	3	ADD	Hay
New Scotland	61.-3-4.1	63.5	3	ADD	Hay/Veg/Poultry
Guilderland	60.00-2-1.2	20	3	ADD	Equine/Hay
Rensselaerville	124.-1-8 124.-1-7 124.-1-10	13.8 37.90 7.40	2 2 2	ADD ADD ADD	Hay
Total Acres Added		297.7			

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: Annual review of proposed additions to Albany County Agricultural Districts			
Project Location (describe, and attach a location map): Agricultural Districts #2, #3			
Brief Description of Proposed Action: Pursuant to Article 25-AA section 303-b of NYS Agricultural and Markets Law, the Albany County Legislature established an annual review period beginning on February 1 during which property owners may apply to add land to any of the County's three Agricultural Districts. A total of eight parcels totaling 297.7 acres are recommended for inclusion in the Districts. This action would modify the Albany County Agricultural District Boundaries to include the subject parcels (see attached narrative and map).			
Name of Applicant or Sponsor: Albany County Legislature		Telephone: 518-447-7168	
		E-Mail: andrewcjoyce@gmail.com	
Address: 112 State St. Room 710			
City/PO: Albany		State: NY	Zip Code: 12207
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

<p>5. Is the proposed action,</p> <p>a. A permitted use under the zoning regulations?</p> <p>b. Consistent with the adopted comprehensive plan?</p>	<p>NO</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>N/A</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>
<p>6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?</p> <p>If Yes, identify: _____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>8. a. Will the proposed action result in a substantial increase in traffic above present levels?</p> <p>b. Are public transportation services available at or near the site of the proposed action?</p> <p>c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?</p>	<p>NO</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	
<p>9. Does the proposed action meet or exceed the state energy code requirements?</p> <p>If the proposed action will exceed requirements, describe design features and technologies:</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>10. Will the proposed action connect to an existing public/private water supply?</p> <p>If No, describe method for providing potable water: _____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>11. Will the proposed action connect to existing wastewater utilities?</p> <p>If No, describe method for providing wastewater treatment: _____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p>	
<p>12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic 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?</p> <p>b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?</p>	<p>NO</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	
<p>13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?</p> <p>b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?</p> <p>If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____</p> <p>_____</p> <p>_____</p>	<p>NO</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	<p>YES</p> <p><input type="checkbox"/></p> <p><input type="checkbox"/></p>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	<input type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	NO	YES
If Yes, explain the purpose and size of the impoundment: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>Hon. Andrew C. Joyce</u> Date: _____		
Signature: _____ Title: <u>Chairman</u>		

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"/>

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.

The proposed modification of Albany County Agricultural Districts will result in an additional 297.7 acres included within the district boundary. The findings of this review, relied on information provided by the landowner, analysis of aerial photos, and in some cases, a field assessment of the subject parcels, and review by the Albany County Agricultural and Farmland Protection Board. The recommended additions below were found to be consistent with the intent of agricultural districting as described in NYS Agricultural and Markets Law 25AA and compatible with the goals and objectives of the Agricultural Districts Law. Based on the information and analysis conducted, the modification of the agricultural district boundary was found not to have any significant adverse environmental 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.

Albany County Legislature

 Name of Lead Agency
 Hon. Andrew C. Joyce

 Date
 Chairman

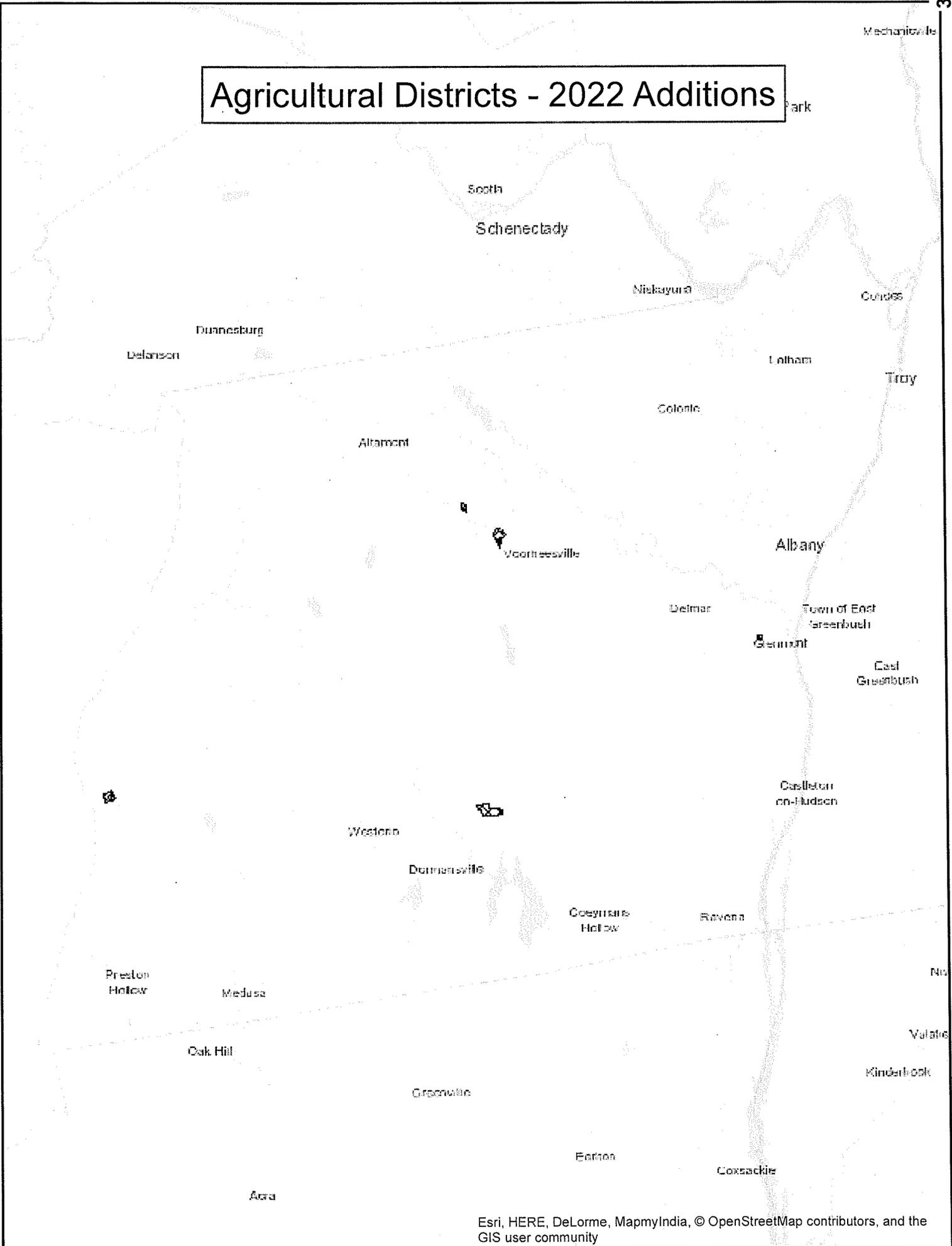
 Print or Type Name of Responsible Officer in Lead Agency

 Title of Responsible Officer

 Signature of Responsible Officer in Lead Agency

 Signature of Preparer (if different from Responsible Officer)

Agricultural Districts - 2022 Additions





Albany County Agricultural and Farmland Protection Board

Recommendations of the Albany County Agricultural and Farmland Protection Board Annual Agricultural District Review 2022

Prepared by Laura DeGaetano – Albany County Department of Economic Development, Conservation and Planning March 2022

Pursuant to Article 25-AA section 303-b of NYS Agricultural and Markets Law, the Albany County Legislature established an annual review period beginning on February 1 during which property owners may apply to add land to any of the County's three Agricultural Districts. On behalf of the County Legislature, the County Office of Natural Resource Conservation conducted a review of all landowner applications for inclusion in a District. The findings of this review, which relied on information provided by the landowner, analysis of aerial photos, and in some cases, a field assessment of the subject parcels, have been reviewed by the Agricultural and Farmland Protection Board. Based on this review, the following report and recommendations are submitted for consideration by the County Legislature.

A total of eight (8) parcels were submitted for consideration to be included in Albany County Agricultural Districts during the 30-day annual review period beginning February 1, 2022. Of the parcels submitted, all were found to be consistent with the intent of agricultural districting and are recommended for inclusion in the appropriate Agricultural District.

TOWN	PARCEL	# OF ACRES	AG DISTRICT	Recommendation Of AFPB	Principal Enterprise
Bethlehem	86.00-2-22.21	14.4	3	ADD	Hay
	97.08-1-41	1.20			
Coeymans	129.-2-15	139.5	3	ADD	Hay
New Scotland	61.-3-4.1	63.5	3	ADD	Hay/Veg/Poultry
Guilderland	60.00-2-1.2	20	3	ADD	Equine/Hay
Rensselaerville	124.-1-8	13.8	2	ADD	Hay
	124.-1-7	37.90	2	ADD	
	124.-1-10	7.40	2	ADD	
Total Acres Added		297.7			

RESOLUTION NO. 149

PUBLIC HEARING ON PROPOSED MODIFICATIONS TO AGRICULTURAL DISTRICT NOS. 1 AND 3

Introduced: 5/10/21

By Conservation, Sustainability, and Green Initiatives Committee:

WHEREAS, Section 303-b of the Agriculture and Markets Law mandates an annual thirty-day review period, when landowners can request inclusion of land in an agricultural district prior to the County established review period, and

WHEREAS, Such review has been conducted and modifications are proposed regarding the inclusion of actively viable farm land into the agricultural districts located in the Towns of Guilderland, Knox, and New Scotland, and

WHEREAS, In connection with such review, a proposal for the modification of Albany County Agricultural Districts has been submitted, and

WHEREAS, In conducting such review, Section 303-b of the Agriculture and Markets Law requires this Honorable Body to hold a public hearing on the additions to Agricultural Districts upon notice as prescribed therein, now, therefore, be it

RESOLVED, By the Albany County Legislature, that a public hearing be held remotely, with participation instructions available on the Albany County website, at 7:15 p.m. on Tuesday, May 25, 2021, for the purpose of receiving the comments of any interested persons regarding the proposed modifications to Agricultural District Nos. 1 and 3 within Albany County, and, be it further

RESOLVED, That notice of said public hearing be given in accordance with the requirements of the Agriculture and Markets Law, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

DANIEL P. MCCOY
COUNTY EXECUTIVE



COUNTY OF ALBANY
ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING
112 STATE STREET - ROOM 1310
ALBANY, NEW YORK 12207-2021
(518) 447-5670 - FAX (518) 447-5662

March 28, 2022

Hon. Andrew Joyce, Chairman
Albany County Legislature
112 State St., Rm. 1310
Albany, NY 12207

Dear Chairman Joyce,

Please find enclosed, a Request for Legislative Action to be considered at the March Conservation Sustainability and Green Initiatives Committee meeting.

As required by Agriculture and Markets Law 25AA Section 303-a(2) all Agricultural Districts must be reviewed every eight(8) years. As part of this review process for Agricultural District #1, the County Legislature, after receiving the reports and recommendations of the County Agricultural and Farmland Protection Board and after a public hearing has been held, shall make a finding whether the district should be continued with the proposed modifications.

Sincerely,

Laura DeGaetano
Sr. Natural Resource Planner

cc: Dennis Feeney, Majority Leader
Frank Mauriello, Minority Leader
Rebekah Kennedy, Majority Counsel
Arnis Zilgme, Minority Counsel



County of Albany

Harold L. Joyce
Albany County Office
Building
112 State Street - Albany,
NY 12207

Legislation Text

File #: TMP-3243, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

Approval of modifications to Agricultural District #1 - 8year review

Date: March 30, 2022

Submitted By: Laura DeGaetano

Department: Economic Development, Conservation and Planning

Title: Sr. Natural Resource Planner

Phone: 518-447-5670

Department Rep.

Attending Meeting: Laura DeGaetano

Purpose of Request:

- Adopting of Local Law
- Amendment of Prior Legislation
- Approval/Adoption of Plan/Procedure
- Bond Approval
- Budget Amendment
- Contract Authorization
- Countywide Services
- Environmental Impact/SEQR
- Home Rule Request
- Property Conveyance
- Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- Contractual
- Equipment
- Fringe
- Personnel
- Personnel Non-Individual

Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- Change Order/Contract Amendment
- Purchase (Equipment/Supplies)
- Lease (Equipment/Supplies)
- Requirements
- Professional Services
- Education/Training
- Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- Settlement of a Claim
- Release of Liability
- Other: (state if not listed) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Click or tap here to enter text.

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: Click or tap here to enter text.
Scope of Services: Click or tap here to enter text.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes No
If Mandated Cite Authority: NYS Department of Agriculture and Markets Law 25AA

Is there a Fiscal Impact: Yes No
Anticipated in Current Budget: Yes No

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.
Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.
Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: Click or tap here to enter text.
County: Click or tap here to enter text.
Local: Click or tap here to enter text.

Term

Term: (Start and end date) Click or tap here to enter text.
Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation Yes No
If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: 143
Date of Adoption: April 8, 2019

Justification: (state briefly why legislative action is requested)

As required by Agriculture and Markets Law 25AA section 303-a (2) all Agricultural Districts must be reviewed every eight years. As part of this review process for Agricultural District #1, the County Legislature, after receiving the reports and recommendations of the County Agricultural and Farmland Protection Board and after a public hearing which was held on March 29, 2022, shall make a finding whether the district should be continued with the proposed modifications.



**Recommendations by the Albany County
Agricultural and Farmland Protection Board
Pertaining to the Eight Year Review of Agricultural District #1 2022**

In fulfilling its responsibility on behalf of the Albany County Legislature, the Albany Agricultural and Farmland Protection Board has completed a review of staff recommendations pertaining to the eight-year review of Albany County Agricultural District #1 located in the towns of Berne and Knox.

The review of Agricultural District #1 was performed in conjunction with the Cornell Cooperative Extension of Albany County and the Albany County Office of Natural Resource Conservation. Resources utilized in this review included analysis of aerial photographs, field assessment, state and local maps, tax maps and tax rolls for the respective municipalities, the extensive knowledge of Cooperative Extension agents and Board members, and feedback from local farmers. In addition, Agricultural District #1 boundaries were adjusted using updated 2021 digital tax map data.

Specific factors considered by the Albany County Agricultural and Farmland Protection Board were as identified in Circular 1150 on Article 25AA-Agricultural Districts and are as follows:

The nature of farming and farm resources within the district.

Applications from landowners seeking inclusion in the District make up all of the acreage proposed for addition. Proposed additions to the District include approximately 361.74 acres of active farmland and related adjacent areas in addition to the 387.14 acres that have been added through the annual review process under 303B.

Approximately 145.2 acres were found to be either developed or otherwise not in agriculture and, therefore, proposed for removal from the District. Lands removed from the district consisted primarily of residences that were originally included as part of the adjacency requirement that has since been eliminated, or had been subdivided and developed. All removals proposed are at the request of the landowner.

Prior to the 8-year review, Agricultural District #1 totaled approximately 27,739 acres. The above-proposed modifications plus the annual additions will result in a net increase of 603.68 acres. The resulting District includes 28,342.68 acres of predominantly viable farmland.

Nearly half of the land in the District is comprised of prime soils or soils of statewide importance. Farmers reported a total of 4630 acres cropped in the District and eight reported growing vegetable as their primary or secondary enterprise. There is also a good deal of open land available for hay and for grazing.

Based on the Agricultural District Worksheets returned, hay is the most prevalent principal farm enterprise. Many farmers also reported that hay was their principle (38) or secondary (8) enterprise. Livestock is the second with at least one large-scale dairy operator. Other types of farm enterprises include cash crop, vegetable, horticulture, sugarbush, orchard, Christmas trees, poultry, and apiary. Most producers identified more than one principal and secondary farm enterprise. This is most likely because the District is characterized by small family farms that have had to diversify and rely on income from multiple products.

The extent to which the district has achieved its original objectives.

The District, as proposed achieves its original objectives specifically, encouraging the continued use of land for farming and protecting and enhancing agriculture in Albany County. Farming continues to be the dominant land use throughout Albany County Agricultural District #1. Open, contiguous, active and productive land keeps farming a viable industry in the District. By maintaining these areas as primarily agricultural, the number of conflicts with potentially non-compatible land uses can be avoided. In addition, the proximity of farms to each other and the availability of land to rent within the District remains important to many farmers who rely on rental land for hay, for growing corn for feed, and for manure management.

The extent to which county and local comprehensive plans, policies and objectives are consistent with and support the district

In 2008, the Town of Berne received grant funding from the New York State Department of Agriculture and Markets to develop a town-level agricultural and farmland protection plan. The Town decided the most appropriate planning process was to incorporate that agricultural oriented strategic planning into a full update of the Town's comprehensive plan. Although this planning process included a comprehensive look at all issues facing Berne, special emphasis was given to agriculture. The plan committee inventoried and documented current conditions of farms and farmland, surveyed the public and farms on attitudes toward agriculture, identified trends, needs and opportunities, developed a priority ranking system and strategies to meet the Town's goals and agricultural vision. The Comprehensive Plan was adopted April 12, 2017.

The Town of Knox began a Comprehensive Plan update in 2014 and a survey was distributed to collect input from residents. A workshop was also held to discuss various topics including: commercial and economic development in Knox; agriculture; open space and the natural environment; community character; cultural, recreational, and historic resources; and town government, infrastructure, and

community services. While the plan has not yet been completed and adopted, an Agricultural Advisory Committee was formed to promote agriculture in the town, serve as a support system and provide technical resources, information and advice for those involved in agriculture. They also offer advice and expertise to town boards and committees.

Since completion of the last review, Albany County completed and adopted an updated Agricultural and Farmland Protection Plan that builds on the strength of the Agricultural Districts. The County also passed a Right to Farm Law in 2007 which supports and enhances protections under NYS Agricultural Districts Law. In addition, the County Planning Board routinely considers potential adverse impacts on agriculture during the course of their review of development proposals referred by municipalities under GML section 239.

As recommended in the County Agricultural and Farmland Protection Plan, the county is in the third year of partnership with Hudson Valley Agribusiness Development Corporation to provide business development and farmland conservation support to farmers.

The degree of coordination between local laws, ordinance rules and regulations that apply to farm operations in such district and their influence on farming

The integration of agricultural preservation tools in local laws and regulations was studied as part of the Agricultural and Farmland Protection Plan update. A questionnaire was distributed to towns to evaluate their local laws. Both Berne and Knox were found to have supportive components in their zoning, subdivision regulations and comprehensive plans. Communities are also currently considering the impact of solar on farmlands.

Recommendations to continue, terminate or modify the district.

Based on this review, the Albany County Agricultural and Farmland Protection Board finds that the continuance of Agricultural District #1 is consistent with the provisions and intent of Article 25-AA of the New York State Agriculture and Markets Law and should be approved with the proposed modifications.

Members of the Albany County Agricultural and Farmland Protection Board Include:

Mr. Tom DellaRocco	Farmer, Chairman AFPB
Ms. Laura DeGaetano	Albany County Department of Economic Development, Conservation and Planning
Mr. Thomas Gallagher	Cornell Cooperative Extension of Albany County
Hon. Chris Smith	County Legislator
Mr. Michael McGuire	Albany County Real Property Tax Service

Mr. Edward Kleinke III	Soil and Water Conservation District Board,
Mr. Mark Stanton	Farmer
Mr. Gary Kleppel	Farmer
Mr. Michael Zakens	Albany County Farm Bureau
Mr. Harold Hahn	Farmer
Mr. John O'Pezio	Agribusiness

Report prepared by Laura DeGaetano
Sr. Natural Resource Planner
Albany County Office of Natural Resource Conservation

Tom DellaRocco – Chairman / Michael McGuire / Laura DeGaetano / Ed Kleinke / Harold E. Hahn / Tom Gallagher / Gary Kleppel / John O’Pezio / Chris Smith / Mark Stanton / Michael Zakens

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project:			
Project Location (describe, and attach a location map):			
Brief Description of Proposed Action:			
Name of Applicant or Sponsor:		Telephone:	
		E-Mail:	
Address:			
City/PO:		State:	Zip Code:
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO <input type="checkbox"/>	YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic 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? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO <input type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO <input type="checkbox"/> <input type="checkbox"/>	YES <input type="checkbox"/> <input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest Agricultural/grasslands Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
49. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: _____ Date: _____ Signature: _____ Title: _____		

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?		
2. Will the proposed action result in a change in the use or intensity of use of land?		
3. Will the proposed action impair the character or quality of the existing community?		
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
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?		
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?		
7. Will the proposed action impact existing:		
a. public / private water supplies?		
b. public / private wastewater treatment utilities?		
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

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.

Name of Lead Agency

Date

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)

RESOLUTION NO. 143

ADOPTING THE PROPOSED MODIFICATIONS TO AGRICULTURAL DISTRICT NO. 3

Introduced: 4/8/19

By Conservation, Sustainability, and Green Initiatives Committee and Mr. Miller:

WHEREAS, Section 303-a of the Agriculture and Markets Law mandates the review of an agricultural district every eight years, and

WHEREAS, In connection with such review, a proposal for the modification of Agricultural District No. 3 has been submitted by the Agricultural Farmland Protection Board, and

WHEREAS, In conducting such review, Section 303 of the Agriculture and Markets Law requires this Honorable Body to hold a public hearing at a place within or readily accessible to Agricultural District No. 3, which public hearing was held in the Legislative Chambers, Albany County Courthouse, Albany, New York for the purpose of receiving the comments of any interested persons regarding the proposed modification of Agricultural District No. 3, now, therefore be it

RESOLVED, By the Albany County Legislature that the plan submitted by the Agricultural Farmland Protection Board regarding the proposed modification of Agricultural District No. 3 is hereby approved and adopted, and Agricultural District No. 3 shall be continued with the proposed modifications contained therein, and, be it further

RESOLVED, That a copy of the plan shall be submitted to the Commissioner of Agriculture and Markets, along with a certified copy of this resolution, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote – 4/8/19

State of New York
County of Albany

This is to certify that I, the undersigned, Clerk of the Albany County Legislature, have compared the foregoing copy of the resolution and/or local law with the original resolution and/or local law now on file in the office, and which was passed by the Legislature of said County on the 8th day of April, 2019, a majority of all members elected to the Legislature voting in favor thereof, and that the same is a correct and true transcript of such original resolution and/or local law and the whole thereof.



IN WITNESS THEREOF, I have hereunto set my hand and the official seal of the County Legislature this 10th day of April, 2019.

A handwritten signature in cursive script, appearing to read "Paul J. Deane", is written over a horizontal line.

Clerk, Albany County Legislature