ENVIRONMENT

RESOLUTION NO. 2015088

RE: ACCEPTING THE SEQRA DETERMINATION AND FINDINGS FOR THE COUNTY FUNDED PROJECT IDENTIFIED AS CRUM ELBOW ROAD (CR 41) IN THE TOWN OF HYDE PARK

Legislators MICCIO, BOLNER, BORCHERT, SAGLIANO, JETER-JACKSON, FARLEY, and IGNAFFO offer the following and move its adoption:

WHEREAS, the County is considering the project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements located in the Town of Hyde Park, and

WHEREAS, the project consists of designing and providing drainage and safety improvements for a portion of Crum Elbow Road (CR 41) between Cardinal Road and Horn's Park Road in the Town of Hyde Park, and

WHEREAS, the Dutchess County Department of Public (DPW) has identified the proposed action as an Unlisted Action pursuant to SEQRA (6NYCRR 617) and has determined that the project will have no significant adverse environmental impact based on the Short Environmental Assessment Form, and

WHEREAS, based upon the Short Environmental Assessment Form, Part 3 Determination of Significance, attached hereto, this Legislature approves the acceptance of the SEQR Determination and Findings for the County funded project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements, Town of Hyde Park, now therefore, be it

RESOLVED, that the Dutchess County Legislature hereby accepts the Determination and Findings for the County Funded Project identified as Crum Elbow Road (CR 41) Drainage and Safety Improvements, Town of Hyde Park

CA-076-15
CAB/kvh/R-0939
03/12/15

Fiscal Impact: See attached statement

STATE OF NEW YORK
ss:
COUNTY OF DUTCHESS

This is to certify that I, the undersigned Clerk of the Legislature of the County of Dutchess have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 13th day of April 2015, and that the same is a true and correct transcript of said original resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Legislature this 13th day of April 2015.

CAROLYN MORRIS, CLERK OF THE LEGISLATURE

FISCAL IMPACT STATEMENT

☑ NO FISCAL IMPACT PROJECTED

APPROPRIATION RESOLUTIONS

(To be completed by requesting department)

Total Current Year Cost $ _____

Total Current Year Revenue $ _____
and Source

Source of County Funds *(check one)*: ☐ Existing Appropriations, ☐ Contingency, ☐ Transfer of Existing Appropriations, ☐ Additional Appropriations, ☐ Other *(explain)*.

Identify Line Items(s):

Related Expenses: Amount $ _____
Nature/Reason:

Anticipated Savings to County: _____

Net County Cost (this year): _____
Over Five Years: _____

Additional Comments/Explanation:
This Fiscal Impact Statement is related to the Resolution Request for the Acceptance of the SEQR Determination and Findings for the County funded project identified as CR 41 (Crum Elbow Road) Drainage and Safety Improvements, Town of Hyde Park, Dutchess County, which is categorized as an Unlisted Coordinated Action. The project will have no significant adverse environmental impact based on the documentation provided in the attached Short Environmental Assessment Form.

Prepared by: Robert H. Balkind, P.E., Deputy Commissioner Prepared On: 3/10/15

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form
Part 2 - Impact Assessment

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

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☑	☐
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?	☑	☐

PRINT FORM

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form
Part 3 Determination of Significance

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

The proposed action will not result in significant adverse environmental impact. Please consider the following:

- A future NYSDEC permit, as discussed at a 2/6/2015 pre-application meeting, will stipulate conditions such that avoidance-minimization-mitigation is achieved regarding TE Species, wetlands and stream disturbance.

- A SWPPP will be prepared in conformance with GP 15-001 such that water quality is not adversely impacted through the course of construction. No post-construction structural features appear needed to manage post-construction water quantity or quality.

- A January 5, 2015 Project Information Meeting held at the Town of Hyde Park was well received by Town Board members, a County legislator and the public who were very much in favor of the project's preferred alternative.

- No historic, archeological, architectural or aesthetic resources of concern will be impaired as overseen by SHPO.

- Detailed hydraulic and hydrologic analysis is included in the Design Report demonstrating that water levels of the local wetlands and/or floodplain shall not experience significant adverse impact.

- The character of the community will not be adversely impacted and with the widened shoulders and roadside safety measures overall roadway safety and performance shall be improved.

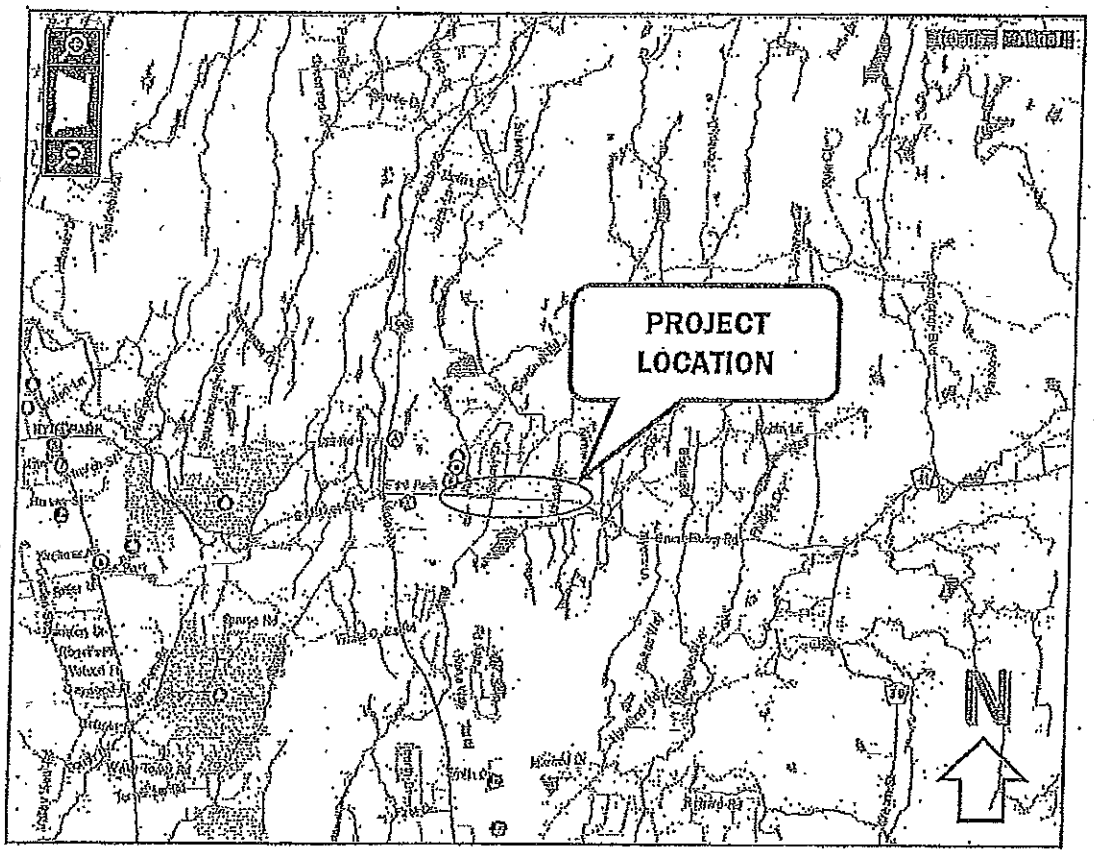
☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ 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.

DUTCHESS COUNTY DPW Name of Lead Agency	2/27/15 Date
Robert H. Balkind, P.E. Print or Type Name of Responsible Officer in Lead Agency	Deputy Commissioner Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

LOCATION MAP



County Route 41, Crum Elbow Road
Town of Hyde Park, Dutchess County New York

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:
CR41 (Crum Elbow Road) Drainage and Safety Improvements

Project Location (describe, and attach a location map):
Crum Elbow Road from 200 feet west of Cardinal Road to 200 feet east of Horns Park Road. Location Map Attached.

Brief Description of Proposed Action:
Construct new cross culvert carrying Marlie Kill under Crum Elbow Road. Includes alteration of vertical profile to pass 25 year storm without overtopping roadway. Construct three additional cross culvert as relief pipes. Construct ancillary improvements including guiderail, new signage and updated pavement striping.

Name of Applicant or Sponsor:	Telephone: (845)486-2925
Dutchess County Department of Public Works	E-Mail: jakins@co.dutchess.ny.us

Address:
626 Dutchess Turnpike

City/PO:	State:	Zip Code:
Poughkeepsie	NY	12603

	NO	YES
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.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: NYSDEC	☐	☑

3.a. Total acreage of the site of the proposed action? 4.3 acres
b. Total acreage to be physically disturbed? 2.6 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4.3 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☐	☐	☑
b. Consistent with the adopted comprehensive plan?	☐	☐	☑
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO ☐	YES ☑	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify:	NO ☑	YES ☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO ☑	YES ☐	
b. Are public transportation service(s) available at or near the site of the proposed action?	☑	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☐	☑	
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 ☐	YES ☑	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water:	NO ☑	YES ☐	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment:	NO ☑	YES ☐	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO ☑	YES ☐	
b. Is the proposed action located in an archeological sensitive area?	☑	☐	
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?	NO ☐	YES ☑	
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: HP-23 <0.1 acres	☐	☑	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☑ Wetland ☐ 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 ☑	
16. Is the project site located in the 100 year flood plain?	NO ☐	YES ☑	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES	
a. Will storm water discharges flow to adjacent properties? ☐ NO ☑ YES	☐	☑	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☑ NO ☐ YES Stormwater will continue to flow to Marlie Kill			

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:	✓	
19. 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:	✓	
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:	✓	

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Robert H. Balkind, P.E. Deputy Commissioner Date: 2/27/15

Signature: Robert Balkind

PRINT FORM