

SECTION VII

CONSULTATION WITH OTHER AGENCIES

## A. DESCRIPTION OF CONSULTATION ACTIVITIES

The City has undertaken a variety of methods to insure that all affected government units and agencies have been involved or made aware of the LWRP process. Such methods are described in the following paragraphs:

### 1. EARLY NOTIFICATION

In January 1986 the City initiated the State Environmental Quality Review Process for LWRP. Through various mailings associated with SEQRA, the following agencies obtained a very early notification of the City's waterfront planning efforts.

- a. New York State Department of Environmental Conservation (NYSDEC) - Buffalo Office
- b. NYSDEC - Albany Office
- c. New York State Department of Transportation (NYSDOT) - Planning Office
- d. NYSDOT - Canal Maintenance Division
- e. NYSDOT - Rail Division
- f. New York State Department of State
- g. Niagara Frontier Transportation Authority
- h. Erie and Niagara Counties Regional Planning Board
- i. Niagara County Industrial Development Agency
- j. Niagara County Environmental Management Council
- k. US Army Corps of Engineers
- l. Town of Wheatfield
- m. City of Tonawanda
- n. Town of Amherst
- o. Town of Tonawanda

### 2. INFORMATION EXCHANGE

An important element of the planning process was the exchange of material/data from other government units having some role in actions along the City of North Tonawanda shoreline. The instances where such information was exchanged are listed below.

- a. Telephone conversation with Mr. Jeff Dietz, NYSDEC, regarding wetlands. 12/13/85

- b. Telephone conversation with Mr. Paul Forbes, NYSDOT - Canal Section, regarding Barge Canal commercial traffic. 12/16/85
- c. Telephone conversation with Mr. Ted Belling, NCIDA, regarding North Tonawanda fishery. 12/16/85
- d. Correspondence from Ms. Constance V. Beitter, NYSDOT Canal Traffic Agent, re: Canal commercial traffic and tonnage. 12/17/85
- e. Correspondence from US Soil Conservation Service re: North Tonawanda soil classification. 12/20/85
- f. Telephone conversation with Mr. Ted Meyers, NYSDEC, re: North Tonawanda water quality classifications. 1/86
- g. Correspondence from Ms. Claire Ross, NYSOPR, re: historic structures. 1/86
- h. Correspondence from Mr. Ben Nelson, SUNYAB, re: archaeological sites. 1/19/86
- i. Telephone conversation with Mr. James Weld, NYSDOT Rail Division, re: North Tonawanda rail service. 1/22/86
- j. Telephone conversation with Mr. John W. Hyden, NYSDEC, re: hazardous waste sites in North Tonawanda. 1/21/86
- k. Telephone conversation with Ms. Judith Vossy, WNYEDC, re: programs applicable to North Tonawanda. 2/25/86
- l. Telephone conversation with Mr. Donald Hoffman, NYSDOT - Bridge Division, re: bridge condition ratings. 2/86
- m. Telephone conversation with Mr. Leo Nowak, NCIDA, re: programs applicable to North Tonawanda. 2/ /86
- n. Meeting with Mr. Martin Doster, NYSDEC, re: SPDES permits in City of North Tonawanda. 2/5/86
- o. Telephone conversation with Mr. Larry Stillman, NYSDEC, re: air quality.
- p. Telephone conversation with representative from Niagara County Disaster Office 3/18/86
- q. Telephone conversation and correspondence from Mr. Ed Orlott, NYSDOT - Rail, re: removal of rail crossings in North Tonawanda. 4/29/86
- r. Telephone conversation with Mr. David Franko, NFTA, re: purchase of Conrail tracks for northern extension to LRRT. 5/1/86

- s. Telephone conversation with Mr. Patrick Higgins, NYSDOT -  
Landscape Bureau, re: National Seaway Trail Designation.  
5/4/86
- t. Telephone conversation with Mr. William Shepard, NYSDEC -  
Fisheries Division, re: fishery resources in North Tonawanda  
coastal waters. 5/16/86

## 2. REVIEW OF PRE-DRAFT MATERIALS

Numerous agencies were given the opportunity to review draft materials concerning the City's LWRP (e.g. policy statements). Major agencies such as the US Army Corps of Engineers, NYSDEC, and Erie and Niagara Counties Regional Planning Board received copies of those products prepared for Tasks 1 through 5.

The above agencies and fourteen others were invited to a public meeting on March 19, 1986, to review Tasks 1 through 3. Although the meeting was attended by over thirty individuals, few agency representatives were in attendance. However, since a comprehensive handout describing the draft policies was mailed out along with the meeting notice, the agency invitees all had ample opportunity to review the draft materials.

The agencies invited to the public meeting including all those on the SEQRA mailing list, as well as the following:

- a. Western New York Economic Development Corporation
- b. Niagara County Health Department
- c. Tonawanda Industrial Expansion Corporation
- d. Chamber of Commerce - Tonawanda

## 3. REVIEW OF DRAFT LWRP BY STATE, FEDERAL, AND LOCAL AGENCIES

The Draft LWRP (with Draft EIS) was reviewed and approved by the Common Council and forwarded to the NYS Department of State (DOS). The DOS then initiated a 60-day review of the Draft LWRP/DEIS pursuant to the Waterfront Revitalization and Coastal Resources Act and State Environmental Quality Review Act. Copies of the Draft LWRP and DEIS were distributed by DOS to all potentially affected State and Federal agencies, Niagara County, adjacent waterfront municipalities, and the Erie and Niagara Counties Regional Planning Board. Comments received on the Draft LWRP/DEIS were reviewed by DOS and the City and resultant changes were made to the LWRP, which are detailed in the Final Environmental Impact Statement.

## B. CONFLICT RESOLUTION METHODS

There were no conflicts between the City and other government units during preparation of the LWRP. Both the early notification and information exchange methods undertaken by the City insured preparation of proposals that were consistent with the existing plans and regulatory programs of other organizations.

During the actual implementation phase of the LWRP, conflicts will be resolved through existing mechanisms including interagency meetings, program amendments where necessary, and use of the New York State Department of State as a mediator in extreme cases. The City of North Tonawanda will utilize the conflict resolution procedures established by the New York State Department of State (NYSDOS) and as described in a NYSDOS document entitled "Guidelines for Notification and Review of State Agency Actions Where Local Waterfront Revitalization Programs are in Effect," dated January 1, 1985.