

# **APPENDIX B            TOWN AND VILLAGE OF PITTSFORD CONSISTENCY LAWS**

**BE IT ENACTED BY THE  
TOWN BOARD OF THE  
TOWN OF PITTSFORD  
NEW YORK  
AS FOLLOWS:**

**LOCAL LAW No. 4 of 2005:  
WATERFRONT CONSISTENCY LAW**

Sec. 1            Title

This Local Law shall be known as ‘Local Law No. 4 of 2005: Waterfront Consistency Law.’”

Sec. 2            Purpose and Intent

- A.            This local law is adopted under the authority of the Municipal Home Rule Law and the Waterfront Act of the State of New York (Article 42 of the Executive Law).
- B.            The purpose of this local law is to provide a framework for agencies of the Town of Pittsford to consider the policies and purposes of the Local Waterfront Revitalization Program–Town and Village of Pittsford when reviewing applications for actions or direct agency actions located in the coastal area; and to insure that such actions and direct actions are consistent with the said policies and purposes.
- C.            It is the intention of the Town of Pittsford that the preservation, enhancement, and utilization of the natural and man-made resources of the coastal area of the Town take place in a coordinated and comprehensive manner to ensure a proper balance between natural resources and the need to accommodate population growth, economic development, and attract the traveling public. Accordingly, this local law is intended to achieve such a balance, permitting the beneficial use of coastal resources while preventing: loss of fish and wildlife; diminution of designated open space areas or public access to the waterfront; erosion of the shoreline; impairment of scenic beauty; losses due to flooding;

erosion and sedimentation; or permanent adverse changes to ecological systems.

- D. The substantive provisions of this law shall apply only while there is in existence a Local Waterfront Revitalization Program–Town and Village of Pittsford, which has been adopted in accordance with Article 42 of the Executive Law of the State of New York.

Sec. 3 Amendment to Zoning Code

The Pittsford Town Code, Chapter 185, shall be amended to add the following:

**ARTICLE XIVB**

**Waterfront Consistency Law.**

**§ 185-78.3. Definitions.**

- A. “Actions” are either Type I or Unlisted actions as defined in the State Environmental Quality Review Act (SEQRA) regulations (6NYCRR Part 617) which are undertaken by an agency and which may include:
  - 1. Projects or physical activities, such as construction or other activities that may affect the environment by changing the use, appearance or condition of any natural resource or structure, that:
    - (a.) are directly undertaken by an agency; or
    - (b.) involve funding by an agency; or
    - (c.) require one or more new or modified approvals from an agency or agencies;
  - 2. Agency, planning and policy making activities that may affect the environment and commit the agency to a definite course of future decisions;
  - 3. Adoption of agency rule, regulations and procedures, including local laws, codes, ordinances, executive orders and resolutions that may affect the environment
  - 4. Any proposed action within the Town’s jurisdiction relative to the Local Waterfront Revitalization Program–Town and Village of Pittsford boundary that requires site plan review and approval by the Town of Pittsford Planning Board; or
  - 5. Any combination of the above.

- B. This law does not apply to Type II, excluded or exempt actions as defined in the State Environmental Quality Review Act (SEQRA) regulations (6 NYCRR Part 617).
- C. “Agency” means any board, agency, department, office, other body, or officer of the Town of Pittsford.
- D. “Coastal Area” means that portion of the New York State coastal waters and adjacent shorelands as defined in Article 42 of the Executive Law of the State of New York which is located within the boundaries of the Town of Pittsford, as shown on the Coastal Area map on file in the office of the New York State Secretary of State and as delineated in the Local Waterfront Revitalization Program–Town and Village of Pittsford.
- E. “Coastal Assessment Form” means the form used by an agency to assist it in determining the consistency of an action within the limits of the Local Waterfront Revitalization Program–Town and Village of Pittsford.
- F. “Consistent” means that an action will: fully comply with the policy standards and conditions contained in Section III of the LWRP and, whenever practicable, advance one or more of them; and, consider the design guidelines contained in Section V of the LWRP.
- G. “Direct Actions” mean actions planned and proposed for implementation by an agency, such as but not limited to a capital project, rule making, procedure making and policymaking.
- H. “Local Waterfront Revitalization Program (LWRP)” means the Local Waterfront Revitalization Program–Town and Village of Pittsford, approved by the New York State Secretary of State pursuant to the Waterfront Revitalization of Coastal Areas and Inland Waterways Act (Executive Law, Article 42), a copy of which is on file in the office of the clerk of the Town of Pittsford.
- I. “Planning Board” means the Planning Board of the Town of Pittsford.

**§ 185-78.4. Authorization.**

The Planning Board is hereby authorized to review and make all determinations regarding the consistency of proposed actions with the Local Waterfront Revitalization Program—Town and Village of Pittsford policy standards and conditions, and the LWRP design guidelines.

**§ 185-78.5. Review of actions.**

- A. Whenever a proposed action is located, in whole or in part, within the Town’s waterfront area, an agency shall, prior to approving, funding or

undertaking the action, refer to and receive a determination from the Planning Board that the action is consistent with the LWRP policy standards and conditions set forth in paragraph 7 herein (unless a determination from the Planning Board is not forthcoming as stipulated in paragraph 5).

- B. Whenever an agency receives an application for approval or funding of an action or as early as possible in the agency's formulation of a direct action to be located in whole or in part in the Town's waterfront area, the applicant, or in the case of a direct action, the agency shall prepare a coastal assessment form (CAF) to assist with the consistency review of the proposed action.
- C. The agency shall refer a copy of the completed CAF to the Town Planning Board for review within ten (10) days of its submission.
- D. After referral from an agency, the Planning Board shall consider whether the proposed action is consistent with the LWRP policy standards and conditions as set forth in paragraph "J " herein. The Planning Board shall require the applicant to submit all completed applications, CAFs and any other information deemed necessary for its consistency review and determination.
- E. The Planning Board shall render its determination, in writing, to the agency within thirty (30) days following referral of the CAF from the agency, unless extended by the mutual agreement of the Planning Board and the applicant or in the case of a direct action the agency. The consistency determination shall indicate whether, in the opinion of the Planning Board, the proposed action is inconsistent with one or more of the LWRP policy standards and conditions or design guidelines and shall elaborate in writing the basis for its determination.
- F. The Planning Board shall, along with its consistency determination, make any suggestions to the agency concerning modification of the proposed action to make it consistent with the LWRP policy standards and conditions, design guidelines or to greater advance them.
- G. In the event that the Planning Board's consistency determination is not forthcoming within the specified time, the referring agency shall provide written notification to the Planning Board regarding assumption of the consistency review, and make its own consistency decision without the benefit of the Planning Board's determination.
- H. The Planning Board (or agency, in a case when the Planning Board's determination is not forthcoming within the time period specified in paragraph G) shall make the determination of consistency based on the

CAF and such other information as deemed necessary to make its determination.

- I. The Planning Board (or agency, in a case when the planning board's determination is not forthcoming within the time period specified in paragraph G) shall have the authority, in its finding of consistency, to impose practicable and reasonable conditions on an action to ensure that it is carried out in accordance with this local law.
- J. Actions to undertaken within the Town of Pittsford's waterfront planning area shall be evaluated for consistency with the following policy standards and conditions, and design guidelines, which are derived from and further explained and described in Sections III and V of the Local Waterfront Revitalization Program–Town and Village of Pittsford. Agencies that undertake direct actions shall also consult Section IV of the LWRP in making their consistency determination. The action shall be consistent with the policy to:
  1. Foster a pattern of development in the LWRP area that incorporates the design guidelines contained Section V of the LWRP and which enhances community character, preserves open space, makes efficient use of infrastructure, makes beneficial use of the waterfront location, and minimizes adverse effects of development (LWRP Policy 1).
  2. Takes advantage of the community's location on the canal to provide amenities for residents and visitors; and, guides future development so that it complements, not competes with or detracts from the historic village.
  3. Protect water-dependent uses, promote siting of new water-dependent uses in suitable locations and support efficient harbor operation (LWRP Policy 2)
  4. Protect existing agricultural lands within the LWRP area (LWRP Policy 3).
  5. Promote sustainable uses of living marine resources in coastal waters (LWRP Policy 4).
  6. Protect and restore ecological resources, including significant fish and wildlife habitats, wetlands, and rare ecological communities (LWRP Policy 5).
  7. Protect and improve water resources (LWRP Policy 6).
  8. Minimize loss of life, structures, and natural resources from flooding and erosion (LWRP Policy 7).
  9. Protect and improve air quality in the LWRP area (LWRP Policy 8).

10. Minimize environmental degradation in the LWRP area from solid waste and hazardous substances (LWRP Policy 10).
  11. Provide for public access to, and recreational use of, coastal waters, public lands, and public resources of the LWRP area (LWRP Policy 11).
  12. Enhance visual quality and protect outstanding scenic resources (LWRP Policy 12).
  13. Preserve historic resources of the LWRP area (LWRP Policy 13).
  14. All actions must conform to the State Environmental Quality Review Act (SEQRA) regulations (6NYCRR Part 617).
  15. All actions must adhere to Town protective measures for environmental resource preservation (Pittsford Environmental Guidebook and the Greenprint for Pittsford's Future).
  16. Perform dredging and disposal of dredge spoil materials in a manner which is protective of natural resources.
- K. If the Planning Board (or agency, in a case when the Planning Board's determination is not forthcoming within the time period specified in paragraph G), determines that the action would not be consistent with one or more of the LWRP policy standards and conditions, and design guidelines, such action shall not be undertaken unless the Planning Board or agency makes a written finding with respect to the proposed action that:
1. No reasonable alternatives exist which would permit the action to be undertaken in a manner that will not substantially hinder the achievement of such LWRP policy standards and conditions, and design guidelines;
  2. The action would be undertaken in a manner that will minimize all adverse effects on such LWRP policy standards and conditions, and design guidelines;
  3. The action will advance one or more of the other LWRP policy standards and conditions, and design guidelines; and
  4. The action will result in an overriding town, regional or state wide public benefit.
- Such a finding shall constitute a determination that the action is consistent with the LWRP policy standards and conditions, and design guidelines.

- L. The Planning Board and, if applicable, each agency, shall maintain a file for each action made the subject of a consistency determination. Such files shall be made available for public inspection upon request.

### **§ 185-78.6. Enforcement**

The Commissioner of Public Works shall be responsible for the enforcement of this local law. No work or activity on any project in the waterfront area which is subject to review under this local law shall be commenced or undertaken until the Commissioner of Public Works has been presented with a written determination from the Planning Board or agency that the action is consistent with the LWRP policy standards and conditions, and design guidelines. In the event that an activity is not being performed in accordance with this local law or any conditions imposed thereunder, the Commissioner of Public Works shall issue a stop work order and all work shall immediately cease. No further work or activity shall be undertaken on the project so long as the stop work order is in effect.

#### Sec. 4 Severability

If any section, sentence, clause or phrase of this Local Law is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining provisions of this Local Law.

#### Sec. 5 Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

### **Village of Pittsford LWRP Consistency Law**

#### **NOTICE OF PUBLIC HEARING**

#### **VILLAGE OF PITTSFORD**

Please take notice that a public hearing will be held before the Village of Pittsford Board of Trustees, Tuesday, March 14, 2000 at 7:30 P.M. at the Pittsford Village Hall, 21 North Main Street, Pittsford, NY, to consider the adoption of **Proposed Local Law #6 of 2000**, which local law would add Chapter 121, **Local Waterfront Consistency** to the Code of the Village of Pittsford as follows:

# **LOCAL WATERFRONT CONSISTENCY LAW**

## **Chapter 121**

### **121-1 Title**

### **121-2 Authority and Purpose**

### **121-3 Definitions**

### **121-4 Village of Pittsford Planning Board 121-5 Review of Actions**

### **121-6 Enforcement**

### **121-7 Violations**

### **121-8 Severability**

### **121-9 Effective Date**

### **121-1 Title**

This local law shall be known as the Village of Pittsford Waterfront Consistency Law.

### **121-2 Authority and Purpose**

- A. This local law is adopted under the authority of the Municipal Home Rule Law and the Waterfront Act of the State of New York (Article 42 of the Executive Law).
- B. The purpose of this local law is to provide a framework for agencies of the Village of Pittsford to consider the policies and purposes of the Local Waterfront Revitalization Program – Town and Village of Pittsford when reviewing applications for actions or direct agency actions located in the coastal area; and to insure that such actions and direct actions are consistent with the said policies and purposes.
- C. It is the intention of the Village of Pittsford that the preservation, enhancement, and utilization of the natural and man-made resources of the coastal area of the village take place in a coordinated and comprehensive manner to ensure a proper balance between natural resources and the need to accommodate population growth, economic development, and attract the traveling public. Accordingly, this local law is intended to achieve such a balance, permitting the beneficial use of coastal resources while preventing: loss of fish and wildlife; diminution of designated open space areas or public access to the waterfront; erosion of the shoreline; impairment of scenic beauty; losses due to flooding; erosion and sedimentation; or permanent adverse changes to ecological systems.



- D. The substantive provisions of this law shall apply only while there is in existence a

Local Waterfront Revitalization Program-Town and Village of Pittsford which has been adopted in accordance with Article 42 of the Executive Law of the State of New York.

### **121-3 Definitions**

- A. “Actions” mean either Type I or unlisted actions as defined in the State Environmental Quality Review Act (SEQRA) regulations (6NYCRR Part 617) which are undertaken by an agency and which include:
1. projects or physical activities, such as construction or other activities that may affect the environment by changing the use, appearance or condition of any natural resource or structure, that:
    - (a) are directly undertaken by an agency; or
    - (b) involve funding by an agency; or
    - (c) require one or more new or modified approvals from an agency or agencies;
  2. agency planning and policy making activities that may affect the environment and commit the agency to a definite course of future decisions;
  3. adoption of agency rule, regulations and procedures, including local laws, codes, ordinances, executive orders and resolutions that may affect the environment;
  4. any proposed action within the village’s jurisdiction relative to the Local Waterfront Revitalization Program-Town and Village of Pittsford boundary that requires site plan review and approval by the Village of Pittsford Planning Board; and
  5. any combination of the above.
- B. This law does not apply to Type II, excluded or exempt actions as defined in the State Environmental Quality Review Act (SEQRA) regulations (6NYCRR Part 617).
1. “Agency” means any board, agency, department, office, other body, or officer of the Village of Pittsford 2. “Coastal Area” means that portion of the New York State coastal waters and adjacent shorelands as defined in Article 42 of the Executive Law of the State of New York which is located within the boundaries of the Village of Pittsford, as shown on the Coastal Area map on file in the office of the New York State Secretary of State and as

delineated in the Local Waterfront Revitalization Program-Town and Village of Pittsford.

3. “Coastal Assessment Form” means the form used by an agency to assist it in determining the consistency of an action within the limits of the Local Waterfront Revitalization Program-Town and Village of Pittsford.
4. “Consistent” means that an action will: fully comply with the policy standards and conditions contained in Section III of the LWRP and, whenever practicable, advance one or more of them; and, consider the design guidelines contained in Section V of the LWRP.
5. “Direct Actions” mean actions planned and proposed for implementation by an agency, such as but not limited to a capital project, rule making, procedure making and policymaking.
6. “Local Waterfront Revitalization Program (LWRP)” means the Local Waterfront Revitalization Program-Town and Village of Pittsford, approved by the New York State Secretary of State pursuant to the Waterfront Revitalization of Coastal Areas and Inland Waterways Act (Executive Law, Article 42), a copy of which is on file in the office of the Clerk of the Village of Pittsford.
7. “Planning Board” means the planning board of the Village of Pittsford.

#### **121-4 Village of Pittsford Planning Board**

The planning board is hereby authorized to review and make all determinations regarding the consistency of proposed actions with the Local Waterfront Revitalization Program-Town and Village of Pittsford policy standards and conditions, and the LWRP design guidelines.

#### **121-5 Review of Actions**

- A. Whenever a proposed action is located, in whole or in part, within the village’s waterfront area, and agency shall, prior to approving, funding or undertaking the action, refer to and receive from the Village of Pittsford Planning Board, a determination from the planning board that the action is consistent with the LWRP policy standards and conditions set forth in paragraph 7 herein (unless a determination from the planning board is not forthcoming as stipulated in paragraph 5).
- B. Whenever an agency receives an application for approval or funding of an action or as early as possible in the agency’s formulation of a direct action to be located in whole or in part in the village’s waterfront area, the applicant, or in the case of a direct action, the agency shall prepare a

coastal assessment form (CAF) to assist with the consistency review of the proposed action.

- C. The agency shall refer a copy of the completed CAF to the village planning board within ten (10) days of its submission and prior to approving, funding, or undertaking the action, shall consider the determination of the planning board with reference to the consistency of the proposed action to the LWRP.
- D. After referral from an agency, the planning board shall consider whether the proposed action is consistent with the LWRP policy standards and conditions as set forth in paragraph G herein. The planning board shall require the applicant to submit all completed applications , CAF's and any other information deemed necessary to its consistency review and determination.
- E. The planning board shall render its written consistency determination to the agency within sixty (60)days following referral of the CAF from the agency, unless extended by the mutual agreement of the planning board and the applicant or in the case of a direct action, the agency. The consistency determination shall indicate whether, in the opinion of the planning board, the proposed action is consistent with or inconsistent with one or more of the LWRP policy standards and conditions or design guidelines and shall elaborate in writing the basis for its determination.
  - 1. The planning board shall, along with its consistency determination, make any suggestions to the agency concerning modification of the proposed action to make it consistent with the LWRP policy standards and conditions, design guidelines or to greater advance them.
  - 2. In the event that the planning board's consistency determination is not forthcoming within the specified time, the referring agency shall provide written notification to the planning board regarding assumption of the consistency review, and make its own consistency decision without benefit of the planning board's determination.
- F. The planning board (or agency, in a case when the planning board's determination is not forthcoming within the time period specified in paragraph 5) shall make the determination of consistency based on the CAF and such other information as deemed necessary to make its determination. The planning board shall issue its determination within sixty (60) days following receipt of the complete application and CAF or submission by the applicant of any additional required information. The planning board (or agency, in a case when the planning board's determination is not forthcoming within the time period specified in

paragraph 5) shall have the authority, in its finding of consistency, to impose practicable and reasonable conditions on an action to ensure that it is carried out in accordance with this local law.

- G. Actions undertaken within the Village of Pittsford's jurisdiction relative to the waterfront planning area shall be evaluated for consistency with the following policy standards and conditions, and design guidelines, which are derived from and further explained and described in Sections III and V of the Local Waterfront Revitalization Program-Town and Village of Pittsford, a copy of which is on file in the office of the village clerk and available for inspection during normal business hours. Agencies which undertake a direct action shall also consult Section IV of the LWRP in making their consistency determination. The action shall be consistent with the policy to:
1. Foster a pattern of development in the LWRP area that incorporates the design guidelines contained in Section V of the LWRP and which enhances community character, preserves open space, makes efficient use of infrastructure, makes beneficial use of the waterfront location, and minimizes adverse effects of development (LWRP Policy 1), takes advantage of the community's location on the canal to provide amenities for residents and visitors; and guides future development so that it complements, not competes with or detracts from the historic village.
  2. Preserve historic resources of the LWRP area (LWRP Policy 2).
  3. Enhance visual quality and protect outstanding scenic resources (LWRP Policy 3).
  4. Minimize loss of life, structures, and natural resources from flooding and erosion (LWRP Policy 4).
  5. Protect and improve water resources (LWRP Policy 5).
  6. Protect and restore ecological resources, including significant fish and wildlife habitats, wetlands, and rare ecological communities (LWRP Policy 6).
  7. Protect and improve air quality in the LWRP area (LWRP Policy 7).
  8. Minimize environmental degradation in the LWRP area from solid waste and hazardous substances (LWRP Policy 8).
  9. Provide for public access to, and recreational use of, coastal waters, public lands, and public resources of the LWRP area (LWRP Policy 9).

10. Protect water-dependent uses, promote siting of new water-dependent uses in suitable location and support efficient harbor operation (LWRP Policy 10).
11. Promote sustainable uses of living marine resources in coastal waters (LWRP Policy 11).
12. Protect existing agricultural lands within the LWRP area (LWRP Policy 12).
13. Promote appropriate use and development of energy and mineral resources (LWRP Policy 13).
14. All actions must conform to the State Environmental Quality Review Act (SEQRA) regulations (6NYCRR Part 617).
15. All actions must adhere to village protective measures for environmental resource preservation (Pittsford Environmental Guidebook and the Greenprint for Pittsford's Future).
16. Perform dredging and disposal of dredge spoil materials in a manner which is protective of natural resources.

#### H. Planning Board Findings

1. If the planning board (or agency, in a case when the planning board's determination is not forthcoming within the time period specified in paragraph E), determines that the action would not be consistent with one or more of the LWRP policy standards and conditions, and design guidelines, such action shall not be undertaken unless the planning board or agency makes a written finding with respect to the proposed action that:
  - (a) No reasonable alternatives exist which would permit the action to be undertaken in a manner which will not substantially hinder the achievement of such LWRP policy standard and conditions, and design guidelines.
  - (b) The action would be undertaken in a manner, which will minimize all adverse effects on such LWRP policy standards and conditions, and design guidelines.
  - (c) The action will advance one or more of the other LWRP policy standards and conditions, and design guidelines; and
  - (d) The action will result in an overriding village, regional or statewide public benefit. Such a finding shall constitute a determination that the action is consistent with the LWRP policy standards and conditions, and design guidelines.

- I. The planning board and, if applicable, each agency, shall maintain a file for each action made the subject of a consistency determination. Such files shall be made available for public inspection upon request.

### **121-6 Enforcement**

The Village Building Inspector shall be responsible for the enforcement of this local law. No work or activity on any project in the waterfront area which is subject to review under this local law shall be commenced or undertaken until the director of public works has been presented with a written determination from the planning board or agency that the action is consistent with the LWRP policy standards and conditions, and design guidelines. In the event that an activity is not being performed in accordance with this local law or any conditions imposed thereunder, the director of public works shall issue a stop work order and all work shall immediately cease. No further work or activity shall be undertaken on the project so long as the stop work order is in effect.

### **121-7 Violations**

- A. A person who violates any of the provisions of, or who fails to comply with any conditions imposed by this local law shall have committed a violation, punishable by a fine not exceeding five hundred (\$500) dollars for a conviction of a first offense and punishable by a fine not exceeding one thousand (\$1,000) dollars for a conviction of a second or subsequent offense. For the purpose of conferring jurisdiction upon courts and judicial officers, each week of continuing violation shall constitute a separate additional offense.
- B. The village attorney is authorized and directed to institute any and all actions and proceedings necessary to enforce this local law. Any civil penalty shall be in addition to and not in lieu of any criminal prosecution and penalty. The village may also enforce this local law by injunction or other civil proceeding.

### **121-8 Severability**

The provisions of this local law are severable. If any provision of this local law is found invalid, such finding shall not affect the validity of this local law as a whole or any part of provision hereof other than the provision so found to be invalid.

### **121-9 Effective Date**

This local law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**TOWN AND VILLAGE OF PITTSFORD JOINT WATERFRONT REVITALIZATION  
PROGRAM (LWRP)**

**Coastal Assessment Form (CAF)**

A. INSTRUCTIONS (please print or type all answers):

1. Applicants or, in the case of direct actions, town and/or village agencies, shall complete this CAF for proposed actions which are subject to the LWRP consistency review law of the municipality wherein the action is proposed. This assessment is intended to supplement other information used by an agency in making a determination of consistency with the Town and Village of Pittsford Joint Local Waterfront Revitalization Program.
2. Before answering the questions in Section C, the preparer of this form should review the policies and explanations of policy contained in the Town and Village of Pittsford Joint Local Waterfront Revitalization Program (LWRP), a copy of which is on file in the Town's Department of Public Works office or in the Village Clerk's office. A proposed action should be evaluated as to its significant beneficial and adverse effects upon the waterfront area.
3. If any question in Section C on this form is answered "yes", then the proposed action may affect the achievement of the LWRP policy standards and principles, as well as conditions contained in the consistency review law. Thus, the action should be analyzed in more detail and, if necessary, modified prior to making a determination that an action is consistent to the maximum extent practicable with the LWRP policy standards and conditions. If an action cannot be certified as consistent with the LWRP policy standards and conditions, it shall not be undertaken.

B. DESCRIPTION OF SITE AND PROPOSED ACTION

1. Type of Town/Village agency action (check appropriate response):
  - a. Directly undertaken (e.g. capital construction, planning activity, agency regulation, land transaction)
  - b. Financial assistance (e.g. grant, loan, subsidy)
  - c. Permit, approval, license, certification
  - d. Agency undertaking action:
2. Describe Nature and Extent of Action:
3. Location of Action:
4. Street or Site Description

- |                                  |      |         |      |
|----------------------------------|------|---------|------|
| Site is Located in: (circle one) | Town | Village | Both |
|----------------------------------|------|---------|------|
- a. Size of Site: .....      .....      .....
  - b. Present Land Use: .....      .....      .....
5. Present Zoning Classification(s):
  6. Describe any Unique or Unusual Land Forms on the Project Site (i.e. bluffs, ground depressions, other geological formations):
  7. Percentage of site which contains slopes of 15% or greater:
  8. Streams, Ponds or Wetlands Existing Within or Contiguous to the Project Area:
    - a. Name .....
    - b. Size (in acres) .....
  9. If an Application for the Proposed Action has been filed with the Town/Village Agency, the following information shall be provided
    - a. Name of Applicant
    - b. Mailing Address
    - c. Telephone Number: Area Code ( )
    - d. Application Number, if any:
  10. Will the Action be Directly Undertaken, Require Funding, or Approval by a State or Federal Agency?
 

Yes	No
<input type="checkbox"/>	<input type="checkbox"/>

If yes, which State or Federal Agency?

11. Will Action Require Consistency Review of:  
 (circle one)      Town      Village      Both
- C. WATERFRONT ASSESSMENT (Check either "yes" or "no" for each of the following questions)
- |   |                          |                          |
|---|--------------------------|--------------------------|
|   | YES                      | NO                       |
| 1. Will the Proposed Action have a Significant Effect Upon:             |                          |                          |
| a. Commercial or recreational use of fish and wildlife resources?       | <input type="checkbox"/> | <input type="checkbox"/> |
| b. Scenic quality of the waterfront environment?                        | <input type="checkbox"/> | <input type="checkbox"/> |
| c. Development of future, or existing water dependent uses?             | <input type="checkbox"/> | <input type="checkbox"/> |
| d. Stability of the shoreline?  | <input type="checkbox"/> | <input type="checkbox"/> |
| e. Surface or groundwater quality?                                      | <input type="checkbox"/> | <input type="checkbox"/> |
| f. Existing or potential public recreation opportunities?               | <input type="checkbox"/> | <input type="checkbox"/> |
| g. Structures, sites or district of historic, archeological or cultural |                          |                          |



significance to the Town, Village, State or Nation?	<input type="checkbox"/>	<input type="checkbox"/>
2. Will Proposed Action Involve or Result in any of the Following:	YES	NO
a. Physical alteration of land along the shoreline, land under water or coastal waters?	<input type="checkbox"/>	<input type="checkbox"/>
b. Physical alteration of two(2) acres or more land located elsewhere in the waterfront area?	<input type="checkbox"/>	<input type="checkbox"/>
c. Expansion of existing public services or infrastructure in underdeveloped or low density areas of the waterfront area?	<input type="checkbox"/>	<input type="checkbox"/>
d. Energy facility not subject to Article VII or VIII of the Public Service Law?	<input type="checkbox"/>	<input type="checkbox"/>
e. Mining, excavation, filling or dredging?	<input type="checkbox"/>	<input type="checkbox"/>
f. Reduction of existing or potential public access to or along the shore?	<input type="checkbox"/>	<input type="checkbox"/>
g. Sale or change in use of publicly-owned lands located on the shoreline or under water?	<input type="checkbox"/>	<input type="checkbox"/>
h. Development within designated flood hazard area?	<input type="checkbox"/>	<input type="checkbox"/>
i. Development on a natural feature that provides protection against flooding or erosion?	<input type="checkbox"/>	<input type="checkbox"/>
j. Diminished surface or groundwater quality?	<input type="checkbox"/>	<input type="checkbox"/>
k. Removal of ground cover from the site?	<input type="checkbox"/>	<input type="checkbox"/>
8. Project	YES	NO
a. If project is to be located adjacent to shore:		
(1) Will water-related recreation be provided?	<input type="checkbox"/>	<input type="checkbox"/>
(2) Will public access to the shoreline be provided?	<input type="checkbox"/>	<input type="checkbox"/>
(3) Does the project require a waterfront site?	<input type="checkbox"/>	<input type="checkbox"/>
(4) Will it supplant a recreational or maritime use?	<input type="checkbox"/>	<input type="checkbox"/>
(5) Do essential public services and facilities presently exist at or near the site?	<input type="checkbox"/>	<input type="checkbox"/>
(6) Is it located in a flood prone area?	<input type="checkbox"/>	<input type="checkbox"/>
(7) Is it located in an area of high erosion?	<input type="checkbox"/>	<input type="checkbox"/>
b. If the project site is publicly owned:		

- |     |   |                          |                          |
|-----|---|--------------------------|--------------------------|
| (1) | Will the project protect, maintain and/or increase the level and types of public access to water-related recreation resources and facilities? | <input type="checkbox"/> | <input type="checkbox"/> |
| (2) | If located in the foreshore, will access to those and adjacent lands be provided?   | <input type="checkbox"/> | <input type="checkbox"/> |
| (3) | Will it involve the siting and construction of major energy facilities?   | <input type="checkbox"/> | <input type="checkbox"/> |
| (4) | Will it involve the discharge of effluents from major steam electric generating and industrial facilities into a waterway?                    | <input type="checkbox"/> | <input type="checkbox"/> |
| c.  | Is the project site presently used by the community as an open space or recreation area?  | <input type="checkbox"/> | <input type="checkbox"/> |
| d.  | Does the present site offer or include scenic views or vistas known to be important to the community?   | <input type="checkbox"/> | <input type="checkbox"/> |
| e.  | Will the surface area of any waterways or wetland areas be increased or decreased by the proposal?  | <input type="checkbox"/> | <input type="checkbox"/> |
| f.  | Will the project involve any waste discharges?  | <input type="checkbox"/> | <input type="checkbox"/> |
| g.  | Does the project involve transport, storage, treatment or disposal of solid waste or hazardous material?                                      | <input type="checkbox"/> | <input type="checkbox"/> |
| h.  | Does the project involve shipment or storage of petroleum products?   | <input type="checkbox"/> | <input type="checkbox"/> |
| i.  | Does the project involve discharge of toxics, hazardous substances or other pollutants?   | <input type="checkbox"/> | <input type="checkbox"/> |
| j.  | Will the project affect any area designated as a freshwater wetland?  | <input type="checkbox"/> | <input type="checkbox"/> |
| k.  | Will the project alter drainage flow, patterns or surface water runoff on or from the site?   | <input type="checkbox"/> | <input type="checkbox"/> |
| l.  | Will best management practices be utilized to control storm water runoff into waterways?  | <input type="checkbox"/> | <input type="checkbox"/> |
| m.  | Will the project cause emissions which exceed federal or State air quality standards or generate significant amounts of nitrates or sulfates? | <input type="checkbox"/> | <input type="checkbox"/> |

D. REMARKS OR ADDITIONAL INFORMATION (Add any additional sheets necessary to complete this form.)

If assistance or further information is needed to complete this form, depending on project location, please contact:

Town of Pittsford Department of Public Works at (585) 248-6250 or

Village of Pittsford Village Clerk's office at (585)

Preparer's Name:

Telephone Number: ( )

Title:

Agency:

Date: