

Town of Canandaigua

5440 Routes 5 & 20 West

Canandaigua, NY 14424

(585) 394-1120

Fax: (585) 394-9476

Established 1789

COPY

The following motion was adopted by the Town Board on November 28, 2016.

**RESOLUTION NO. 2016 – 288: SEQR DETERMINATION TOWN BOARD INTENT TO
DECLARE LEAD AGENCY FOR REZONING REQUEST AND PROJECT KNOWN AS
DIMARCO GROUP CDA CR10**

WHEREAS, the Town Board is considering a request for rezoning of 4599 County Road 46, and 3000, 3076 County Road 10 from Community Commercial (CC) to Mixed Use Overlay (MUO-3) for the proposed construction of three phases of 96 affordable apartments, and a fourth phase of 96 market rate apartments; and

WHEREAS, the Town Board at their meeting on August 15, 2016, and November 21, 2016 listened to the proposed project and passed Resolution # 2016-192 referring the proposed project to the Town of Canandaigua Planning Board and the Town of Canandaigua Environmental Conservation Board for an advisory report; and

WHEREAS, the Town of Canandaigua Planning Board on September 27, 2017 reviewed the project and provided an advisory report dated September 30, 2016; and

WHEREAS, the Town of Canandaigua Environmental Conservation Board on October 6, 2016 reviewed the project and provided an advisory report dated October 10, 2016; and

WHEREAS, the Town Board of the Town of Canandaigua would like to coordinate Lead Agency Status pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law (6 NYCRR Part 617); and

WHEREAS, the Town Board of the Town of Canandaigua intends to determine the proposed action to be classified as a Type I Action under SEQR Regulations per §617 and has received a full environmental assessment form (Part 1); and

WHEREAS, the Town Board of the Town of Canandaigua seeks Lead Agency Status for the environmental review of the proposed action; and

WHEREAS, the Town Board of the Town of Canandaigua would like to coordinate Lead Agency status with the following involved agencies and interested parties/stakeholders: Town of Canandaigua Planning Board, Town of Canandaigua Zoning Board of Appeals, Town of Canandaigua Environmental Conservation Board, Ontario County Planning Board, Town of Hopewell, Canandaigua – Hopewell Water District, Ontario County Department of Public Works, Canandaigua Lake County Sewer District, Town of Canandaigua Highway Water Superintendent, NYS DEC, US Army Corps of Engineers, and Canandaigua School District; and

WHEREAS, a copy of the Lead Agency Coordination Request and Full Environmental Assessment Form presented to the Town Board for consideration is included with this resolution and is identified as Attachment 21 to the agenda; this information is also available for review on the Town's website and is on file with the Town Clerk's office; and

NOW THEREFORE BE IT FURTHER RESOLVED, the Town Board of the Town of Canandaigua directs the Director of Development and the Town Clerk to submit copies of this resolution, lead agency coordination request form, the full EAF (part 1), and a link or posting of the draft project to the Town of Canandaigua website and referral to Town of Canandaigua Planning Board, Town of Canandaigua Zoning Board of Appeals, Town of Canandaigua Environmental Conservation Board, Ontario County Planning Board, Town of Hopewell, Canandaigua – Hopewell Water District, Ontario County Department of Public Works, Canandaigua Lake County Sewer District, Town of Canandaigua Highway Water Superintendent, NYS DEC, US Army Corps of Engineers, and Canandaigua School District.

Motion made by Councilman Fennelly, seconded by Councilman Reynolds

Supervisor Helming stated that the Full Environmental Assessment Part 1 was distributed to the Town Board with the meeting agenda. Mr. Finch added that this is the start of the referral process for the Town Board's intent to declare lead agency. The review will be coordinated and at the next meeting the Town Board will take action on Part 2 and Part 3.


3 Ayes: Fennelly, Helming, Reynolds

STATE OF NEW YORK}
County of Ontario}
Town of Canandaigua}

I DO HEREBY CERTIFY that I have compared the preceding with the original thereof, on file and on record in the Town Clerk's office, and that the same is a correct copy and transcript therefrom and of the whole of said original; and that said original was duly adopted at a meeting of the Town Board held at Canandaigua, New York, on November 28, 2016.

SEAL

Given under my hand and the official seal of said Town, at Canandaigua NY, in said county, on the November 30, 2016.


Jean Chrisman, Town Clerk

Town of Canandaigua

5440 Routes 5 & 20 West

Canandaigua, NY 14424

(585) 394-1120

Fax: (585) 394-9476

Established 1789

COPY

The following motion was adopted by the Town Board on November 28, 2016.

RESOLUTION NO. 2016 – 289: AUTHORIZATION TO REFER DIMARCO GROUP CDA CR10 PROJECT TO THE TOWN OF CANANDAIGUA PLANNING BOARD

WHEREAS, the Town Board is considering a request for rezoning of 4599 County Road 46, and 3000, 3076 County Road 10 from Community Commercial (CC) to Mixed Use Overlay (MUO-3) for the proposed construction of three phases of 96 affordable apartments, and a fourth phase of 96 market rate apartments; and

WHEREAS, the Town Board at their meeting on August 15, 2016, and November 21, 2016 listened to the proposed project and passed Resolution # 2016-192 on August 15, 2016 referring the proposed project to the Town of Canandaigua Planning Board and the Town of Canandaigua Environmental Conservation Board for an advisory report; and

WHEREAS, the Town of Canandaigua Planning Board on September 27, 2017 reviewed the project and provided an advisory report dated September 30, 2016; and

WHEREAS, the Town of Canandaigua Environmental Conservation Board on October 6, 2016 reviewed the project and provided an advisory report dated October 10, 2016; and

WHEREAS, the Town Board at their meeting on November 21, 2016 considered Resolution # 2016-288 in which the Town Board expressed their intent to coordinate Lead Agency Status pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law (6 NYCRR Part 617), and expressed the Town Board's intent to declare Lead Agency Status; and

WHEREAS, per Town Code §220-33 C (2) the Town Board wishes to further consider the rezoning petition by directing the owner to prepare and submit an application for Preliminary Site Plan approval to the Planning Board; and

WHEREAS, the Town Board of the Town of Canandaigua is coordinating Lead Agency status with the following involved agencies and interested parties/stakeholders: Town of Canandaigua Planning Board, Town of Canandaigua Zoning Board of Appeals, Town of Canandaigua Environmental Conservation Board, Ontario County Planning Board, Town of Hopewell, Canandaigua – Hopewell Water District, Ontario County Department of Public Works, Canandaigua Lake County Sewer District, Town of Canandaigua Highway Water Superintendent, NYS DEC, US Army Corps of Engineers, and Canandaigua School District; and

NOW THEREFORE BE IT FURTHER RESOLVED, the Town Board after review of the petition to amend the zoning map, and subsequent application information directs the owner to prepare and submit an application for Preliminary Site Plan approval to the Planning Board; and

BE IT FINALLY RESOLVED, the Town Board directs the owner shall have 180 days from approval of this resolution, which period may be extended by the Town Board, to obtain preliminary site plan approval from the Planning Board conditioned upon the proposed rezoning to a Mixed Use District per Town Code §220-33C(2).

Motion made by Councilman Fennelly, seconded by Councilman Reynolds

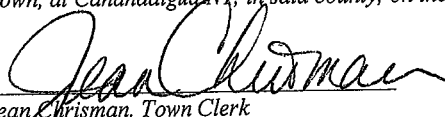
3 Ayes: Fennelly, Helming, Reynolds

STATE OF NEW YORK}
County of Ontario}
Town of Canandaigua}

I DO HEREBY CERTIFY that I have compared the preceding with the original thereof, on file and on record in the Town Clerk's office, and that the same is a correct copy and transcript therefrom and of the whole of said original; and that said original was duly adopted at a meeting of the Town Board held at Canandaigua, New York, on November 28, 2016.

SEAL

Given under my hand and the official seal of said Town, at Canandaigua NY, in said county, on the November 30, 2016.


Jean Chrisman, Town Clerk