



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
Division of Fish, Wildlife and Marine Resources | Region 8 Bureau of Habitat  
6274 East Avon-Lima Road | Avon, NY 14414-9516  
Phone: (585) 226-2466 | Fax: (585) 226-2830

## Freshwater Wetlands Determination

NAME <b>Martin Janda</b>	WETLAND ID# <b>CG-20</b>	DATE INVESTIGATION CONDUCTED <b>4-19-2016</b>
ORGANIZATION <b>BME Associates</b>	TOWN: <b>Canandaigua</b>	COUNTY: <b>Ontario</b>
STREET ADDRESS <b>10 Lift Bridge Lane East</b>		
CITY - VILLAGE - TOWN <b>Fairport</b>	STATE <b>NY</b>	ZIP CODE <b>14450</b>
RE: <b>Concurrence with wetland Delineation</b>		

This letter is in response to your inquiry regarding the applicability of Article 24 (Freshwater Wetland Act) regulations to the parcel of land in question. An investigation was conducted and, based on this determination, the Department of Environmental Conservation finds that the statements checked below apply to the subject property:

- ☒ A regulated Freshwater Wetland is located on or within 100 feet of this property, and regulated activities in the wetland or within the 100-foot adjacent area are subject to permit requirements.
- ☐ No regulated Freshwater Wetland is currently mapped on or within 100 feet of this property. Therefore, no New York Environmental Conservation Law Article 24 Freshwater Wetland permit is required at this time.
- ☐ The project, as described, is within 100 feet of a regulated wetland, and a wetland permit will be required prior to the commencement of the proposed project. Information about Freshwater Wetlands and regulated activities can be found on the Department's Freshwater Wetlands web page: <http://www.dec.ny.gov/lands/4937.html>
- ☐ The property contains a regulated wetland and/or is within 100 feet of a wetland boundary, but the described project is located outside the regulated area and will not require a wetland permit.
- ☒ Please contact the **U.S. Army Corps of Engineers (Buffalo office) at 716-879-4330** regarding any federally protected wetlands in the vicinity. <http://www.lrb.usace.army.mil/Missions/Regulatory.aspx>
- ☒ The boundary of the regulated wetland located on this property has been precisely delineated as follows:

The wetland is accurate as delineated by Martin Janda, and Dustin Bradley of BME Associates. The state regulated wetland includes wetlands B, C, E, G, N, and Q. Development in this area should avoid impacts to the wetland and the associated 100 foot adjacent area.

Wetland A appears to be isolated from the main wetland B, and is associated with the Road side Ditch. Wetlands D,F,H,I,J,K,L,O,P,R, and S are either less than 0.10 acres in size and/or are more than 165 feet from the main wetland complex. As such the Department will not have jurisdiction at this time. However, if the Army Corps of Engineers asserts jurisdiction and permits are needed the Department may have to issue section 404 Water Quality Certification. It is imperative that any development in this area avoid and/or minimizes impacts to any wetlands on this site.

SIGNED:

DN: cn=Steven Miller, o=NYSDEC,  
ou=Bureau of Habitat,  
email=steve.miller@dec.ny.gov, c=US  
Date: 2016.04.19 15:16:19 -04'00'

TITLE:

**Biologist**

Department wetland field delineations remain in effect for a period of five years, after which they are subject to revision at the Department's discretion, due to changing site conditions. Measurements of the 100-foot adjacent area are done *horizontally* upland from the wetland boundary, not along the ground surface. Identification of the adjacent-area boundary, if done, is the responsibility of the landowner or project sponsor.



WETLAND A  
0.03 AC

WETLAND B  
49.34 AC

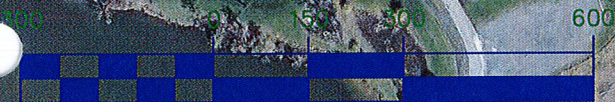
CANANDAIGUA  
OUTLET

DITCH C (EPH)  
1040 LF

2015 BME FIELD  
DELINEATION

WETLAND B

GRAPHIC SCALE



( IN FEET )  
1 inch = 500 ft