

TOWN OF GUILDERLAND

MEMORANDUM

TO: Town Board

OFFICE P-Z Coordinator

FROM: Paul H. Empie

DATE April 11, 1983

SUBJECT: McKownville Rezoning

This document consists of a generic environmental statement regarding the proposed adoption of an amendment to the Zoning Maps of the Town of Guilderland, Albany County, New York.

The intent and purpose of such change is to augment Local Law #1 of 1971, as amended, and the Town Master Plan in furtherance of the protection of the general health, safety and welfare and community needs of the residents of the Town of Guilderland. Further this proposed action is corrective of B-2 and R-15 zoning classification lines to correspond with existing residential lot lines of properties on the south side of Providence Street; the current zoning designations having been adopted prior to the availability of tax maps as prepared by Albany County for the Town of Guilderland. As to the R-15 rezoning to R-10, this proposed action brings the zoning in conformity with the existing developed lot sizes and agreement with the R-10 zoning surrounding the area in question.

Under the NYS Environmental Quality Review Act (SEQR) statutory authority: Environmental Conservation Law 8-0113 requires at least addressing a generic statement, such Zoning change is determined to be ~~an~~ action as defined in Sections ~~617.11~~, 617.12 and 617.15 of the Department of Environmental Conservation Rules and Regulations for the implementation of SEQR, because the action consists of the adoption of a minor amendment to the Town of Guilderland zoning ~~regulations~~ inasmuch as criteria established in 617.11 to determine significance of any action on the environment, it can be suggested that a "negative declaration" of significance can be so stated as:

1. Zoning classifications will be in conformance with Town standards.
2. Removal of possible encroachment of businesses, into a residential area, especially on Fuller Road.
3. Lessened adverse impact on public health or safety.
4. No change in residential or business traffic foreseen.
5. No effect on any critical environmental area.
6. In accordance with the communities existing plans or goals as officially approved or adopted and in response to concerns of the affected residential property owners.

Such motion of "negative declaration" may be so in order by a Town Board member if they are in concurrence with the aforementioned statement and findings through their own knowledge and belief.