



**U.S. Department of Housing and Urban
Development**

451 Seventh Street, SW
Washington, DC 20410
www.hud.gov

espanol.hud.gov

Environmental Assessment Determinations and Compliance Findings for HUD-assisted Projects 24 CFR Part 58

**This is a suggested format that may be used by Responsible Entities to document completion of an
Environmental Assessment.**

Project Information

Project Name: Neighborhood Depot Nonprofit Hub

Responsible Entity: Tioga County

Grant Recipient (if different than Responsible Entity): Tioga County

State/Local Identifier: Tioga County

Preparer: Brittany Woodburn, Deputy Director, Tioga County Economic Development and Planning

Certifying Officer Name and Title: Martha Sauerbrey, Chair, Tioga County Legislature

Grant Recipient (if different than Responsible Entity): Tioga County

Consultant (if applicable): NA

Direct Comments to: Brittany Woodburn, Deputy Director of Ec. Development
56 Main Street, Owego, NY 13827

Project Location: 143 North Avenue, Owego, NY 13827

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

The Neighborhood Depot is a new construction project located at 143 North Ave. in the Village of Owego. \$3,000,000 is being requested from the CDBG-CV program to construct this 15,000 SF facility that will host several nonprofits, and allow them to share resources, create jobs, meet community needs and act as an emergency shelter facility. This community center will address an abundance of needs in Tioga County for the vulnerable and under-served. Partnering organizations provide services and programs for early childhood services, people with disabilities, poverty stricken families, immigrant services and various other community needs.

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

The Neighborhood Depot is a new construction project that will build a facility where nonprofits can share services to reduce overhead costs. Located safely above the 500-year flood zone, this project will act as a disaster recovery center, grow programs, services and staff in Tioga County. The 15,000 SF facility will host several nonprofits, including Tioga United Way, Tioga County Rural Ministry, Catholic Charities of Tompkins Tioga & Racker. This community center will address an abundance of needs in Tioga County for the vulnerable and under-served Partnering organizations provide services, supports and programs for early childhood services, people with disabilities, poverty-stricken families, veteran services and various other community needs. The central location of the project will address the lack of transportation in the county for the under-served who rely on the services of the partnering organization.

Participating nonprofits will share services and reduce the rental rate to roughly \$5 per sq. ft. This will allow the organization to invest more money into community supports, expand their programs and create new jobs.

As a disaster recovery center, the Neighborhood Depot will have an industrial generator, a large kitchen with commercial refrigerator (Tioga County Rural Ministry Food Pantry), showers, and a 1,500 sq. ft. conference room can hold emergency bedding with storage for needed supplies.

Existing Conditions and Trends [24 CFR 58.40(a)]:

The Property is located within the Village of Owego, New York. The surrounding properties have a mix of residential, commercial/retail and transportation (roadways and railroad) uses. The Property extends between North Avenue on the east and Central Avenue on the west. It is bounded by residences and a railroad corridor on the north and commercial/retail properties on the south. There are four buildings on the Property. Three are multi-unit residential structures and the fourth is used as a food pantry by Tioga County Rural Ministry. The three multi-story buildings are wood frame structures with laid stone foundations. These were built circa the 1800's. The fourth is a metal clad "pole style" building built slab on grade. This building was built circa 1978.

The existing site is approximately 1.59 acres. The demolition of the commercial and residential structures are included in the scope of this project.

Funding Information

| Grant Number | HUD Program | Funding Amount |
|---------------------|--------------------|-----------------------|
| | CDBG-CV | \$3,000,000 |
| | | |

Estimated Total HUD Funded Amount: \$3,000,000

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: \$5,824,000

Compliance with 24 CFR 50.4, 58.5, and 58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

| Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6 | Are formal compliance steps or mitigation required? | Compliance determinations |
|---|---|---|
| STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.6 | | |
| Airport Hazards 24 CFR Part 51 Subpart D | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | This project site is not located within 1 mile of a military airport or within 2,500 feet of a civil airport. |
| Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501] | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The project area is not located within a coastal barrier resource area. No impacts would result. |
| Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a] | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The project site is not located within the 100-year floodplain, therefore flood insurance is not necessary. |

STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.5

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|---|---|---|
| <p>Clean Air</p> <p>Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93</p> | <p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p> | <p>Tioga County is in attainment status for all criteria pollutants. While construction activities may result in temporary increases in emissions from on-site equipment, construction-related vehicles and non-road engines, and fugitive dust, all activities resulting from the proposed project would comply with applicable federal, state and local laws and regulations regarding construction emissions. Air quality impacts resulting from construction will be short term and localized. Therefore the proposed project would be in compliance with the Clean Air Act and the State Implementation Plan (SIP). No significant impacts on air quality would result and further assessment is not required.</p> |
| <p>Coastal Zone Management</p> <p>Coastal Zone Management Act, sections 307(c) & (d)</p> | <p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p> | <p>The project site is not located within the boundaries of the New York State Coastal Zone. Therefore the proposed project would be in compliance with the Coastal Zone Management Act.</p> |
| <p>Contamination and Toxic Substances</p> <p>24 CFR Part 50.3(i) & 58.5(i)(2)</p> | <p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p> | <p>The New York State Department of Environmental Conservation (NYSDEC) spill database does not identify any open chemical or petroleum spill incidents in areas where construction would take place. There are also no landfills or critical environmental areas. Therefore, no construction activity would occur in an area with known on-site or nearby toxic, hazardous, or radioactive substances or sensitivity that could affect health and safety.</p> |
| <p>Endangered Species</p> <p>Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p> | <p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p> | <p>A review of the USFWS 7-step process, website and IPaC indicates that the Monarch butterfly may lie within the vicinity of the project site. There are no known individuals or critical habitat within the vicinity of the project site. Documentation is included in Appendix A.</p> |
| <p>Explosive and Flammable Hazards</p> <p>24 CFR Part 51 Subpart C</p> | <p>Yes No</p> <p><input type="checkbox"/> <input type="checkbox"/></p> | <p>We have reviewed the above ground propane tank sizes that are within one mile of the HUD-assisted project and the largest tanks are 420 pounds. The regulations exempt all tanks that can hold up to 100 gallons of propane. A 420 pound tank typically holds 82 gallons of propane (a gallon of propane weighs 4.2 pounds and tanks can't be filled to more than 80% capacity to allow for</p> |

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| | | expansion). There are two properties within one mile of the project that have more than one 420 pound tank. The Q&A under 24 CFR 51C says that tanks are evaluated on an individual basis. Consequently, each propane tank within one mile of the HUD property meets the requirements for the exemption. |
| Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658 | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The proposed project is not located in an area with NYS Agricultural District properties. The project area consists of existing roadways and developed mixed-use area and is not used or able to be used as farmland. Therefore, the proposed action would not cause disturbance of Prime, Unique, or Statewide Important Farmland and would not involve the conversion of farmland to non-agricultural use. Therefore, the proposed project would not violate the Farmland Protection Policy Act. |
| Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55 | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The project site is not located within the 100-year floodplain, therefore flood insurance is not necessary. |
| Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800 | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The New York State Historic Preservation Office (SHPO) was consulted by the engineering consultant. A response was received on March 31, 2022; the project was found to have no potential to affect archaeological or historic resources, including those listed on or eligible for the New York State and National Registers of Historic Places. Potentially affected tribal nations were also consulted. Only one tribal nation had input. (see Appendix B). |
| Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | This project does not require mitigation as the project does not involve physical improvements to a residential property. While construction of the proposed project would cause temporary increased in noise levels, all construction activities would comply with local noise ordinances. Therefore, no significant noise impacts would occur as a result of the proposed project. |
| Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149 | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The U.S. Environmental Protection Agency (USEPA) Region 2 was consulted and returned a determination of no impact on June 15, 2022, therefore the proposed project would not pose a significant threat to public health or groundwater resources and complies with Section 1424(e) of |

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| | | the Safe Drinking Water Act. (see Appendix C for consultation documentation). |
| Wetlands Protection Executive Order 11990, particularly sections 2 and 5 | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | There is no National Wetland identified in the project area (see attached map). Therefore, the proposed project would not violate Executive Order 11990. |
| Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c) | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | This project site is not located within the vicinity of any designated wild, scenic, or recreational rivers (see attached map). Therefore, the proposed project would not violate the Wild and Scenic Rivers Act. |
| ENVIRONMENTAL JUSTICE | | |
| Environmental Justice Executive Order 12898 | Yes No <input type="checkbox"/> <input checked="" type="checkbox"/> | The project site is not located within a potential environmental justice area as identified by the New York State Department of Environmental Conservation. Therefore the proposed project would not violate Executive Order 12898. |

Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27] Recorded below is the qualitative and quantitative significance of the effects of the proposal on the character, features and resources of the project area. Each factor has been evaluated and documented, as appropriate and in proportion to its relevance to the proposed action. Verifiable source documentation has been provided and described in support of each determination, as appropriate. Credible, traceable and supportive source documentation for each authority has been provided. Where applicable, the necessary reviews or consultations have been completed and applicable permits of approvals have been obtained or noted. Citations, dates/names/titles of contacts, and page references are clear. Additional documentation is attached, as appropriate. **All conditions, attenuation or mitigation measures have been clearly identified.**

Impact Codes: Use an impact code from the following list to make the determination of impact for each factor.

- (1) Minor beneficial impact
- (2) No impact anticipated
- (3) Minor Adverse Impact – May require mitigation
- (4) Significant or potentially significant impact requiring avoidance or modification which may require an Environmental Impact Statement

| Environmental Assessment Factor | Impact Code | Impact Evaluation |
|---|-------------|--|
| LAND DEVELOPMENT | | |
| Conformance with Plans / Compatible Land Use and Zoning | 2 | This project location is located within a mixed use area of the Village of Owego, containing multi-family residential, commercial and nearby industrial uses within an Industrial zoning district. The area is already urban in nature, and this new |

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| / Scale and Urban Design | | office building will have no impact on the environmental or other conditions of the neighborhood. |
| Soil Suitability/ Slope/ Erosion/ Drainage/ Storm Water Runoff | 2 | A geotechnical survey conducted showed soils suitable for a building with a bearing of 2,500 psf. There is just a slight slope of 2%+/- between 817 and 819 amsl elevation. There is no evidence of erosion or sedimentation on this past-developed site. Furthermore, drainage and stormwater will be addressed by dry catchments basins on site and limited municipal catchments basins on the nearby street. The dry wells and detention basins will adequately address drainage and stormwater runoff onsite. |
| Hazards and Nuisances including Site Safety and Noise | 2 | The project is located outside of the 100-year floodplain, and will not be impacted by natural hazards. Additionally, the project will not be impacted by man-made site hazards, air pollution generators or other nuisances. The project will also not be a noise-generating facility. The development of the proposed project would consist of standard construction practices associated with the new construction of this 15,000 SF building. Typical effects of construction may temporarily include fugitive dust and noise, which would be addressed under existing regulations governing construction activity in New York State, Tioga County, and the Village of Owego. Measures would be implemented to minimize the exposure of workers and the public to any hazardous items present on-site. No impacts are anticipated. |
| Energy Consumption | 2 | The proposed project would not significantly increase energy generation or distribution and would meet New York State energy code requirements. No impacts are anticipated. |

| Environmental Assessment Factor | Impact Code | Impact Evaluation |
|---|-------------|--|
| SOCIOECONOMIC | | |
| Employment and Income Patterns | 2 | The project will not significantly increase temporary and/or permanent employment opportunities. The organization anticipates the creation of 10-15 new jobs in the county. |
| Demographic Character Changes, Displacement | 2 | The project will displace 3 individuals with the demolition of 3 residential structures included in the scope of this project. However, replacement housing units available within the community/nearby neighborhood, and tenant relocation services are being provided to all displaced individuals and families. |

| Environmental Assessment Factor | Impact Code | Impact Evaluation |
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| COMMUNITY FACILITIES AND SERVICES | | |
| Educational and Cultural Facilities | 2 | The proposed project will not create an increase in student population. No impacts are anticipated. |

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| Commercial Facilities | 2 | The local retail services will meet the needs of project occupants/users, are affordable and the range of services adequate as well. Retail and commercial services will not be adversely impacted or displaced by the proposed project. |
| Health Care and Social Services | 2 | The proposed project will not create and increase in residential population. No impacts are anticipated. |
| Solid Waste Disposal / Recycling | 2 | The proposed project will be served by Taylor Garbage located at 3104 Old Vestal Road, Vestal, NY 13850. Taylor Garbage has the capacity to adequately service the proposed development. |
| Waste Water / Sanitary Sewers | 2 | The proposed project will be served by the Village of Owego Wastewater Treatment Plant (WWTP) located at 75 Southside Drive, Owego, NY 13827. The existing sewer system has the capacity to adequately service the proposed development. |
| Water Supply | 2 | The proposed project will be served by SUEZ Water of Owego-Nichols, whose operations are located at 575 E Main St, Owego, NY 13827. The existing water system has the capacity to adequately service the proposed development. |
| Public Safety - Police, Fire and Emergency Medical | 2 | The proposed project will be served by the following Village of Owego emergency service providers; <ul style="list-style-type: none"> • Police — Owego Police Department located at 90 Temple St, Owego, NY 13827 • Fire — Village of Owego Fire Department located at 87 North Ave, Owego, NY 13827 • EMS — Village of Owego Fire Department Emergency Squad located at 87 North Ave, Owego, NY 13827 |
| Parks, Open Space and Recreation | 2 | This project is located within an urban walkable mixed use area of the Village of Owego, containing multi-family residential and commercial zoning districts. Open space and recreational and cultural facilities are within reasonable walking distance to the project area. The proposed project is commercial in nature, and will not create and increase in residential population or overload existing open space, recreational or cultural facilities. No impacts are anticipated. |
| Transportation and Accessibility | 2 | This project is located within an urban walkable mixed use area of the Village of Owego, containing multi-family residential and commercial zoning districts. The project is safely accessible to vehicles and vehicle parking is adequate, the project facilitates pedestrian movement, will be accessible to the elderly and disabled. The existing and reasonably foreseeable transportation facilities and services will be adequate to meet the needs of the project. No impacts are anticipated. |

| Environmental Assessment Factor | Impact Code | Impact Evaluation |
|---------------------------------|-------------|-------------------|
| NATURAL FEATURES | | |

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| Unique Natural Features, Water Resources | 2 | The NYSDEC does not list any designated Critical Environmental Areas (CEA) within or adjacent to the proposed project site (see attached CEA maps). In addition, the proposed site does not contain any agricultural lands and is not suited for agricultural uses. Therefore, no impacts are anticipated. |
| Vegetation, Wildlife | 2 | The U.S. Fish and Wildlife Service New York Field Office (USFWS) and NYSDEC New York Natural Heritage Program were consulted regarding this project; The project will involve ground disturbance. The NYSDEC Environmental Resource Mapper was checked and the project is within an area of rare animals. A consultation letter dated May 10, 2022 from NYSNHP, indicates that the project is within the vicinity of a reported occurrence of the Spatterdock Darner Dragonfly. The project site is not located near any bogs, wetlands, or vegetated ponds or pools, which is the primary habitat in New York according to NYSNHP. The project site is also within a commercial/manufacturing area of Owego. In accordance with the USFWS website, an official species list for the project site solely indicated the Candidate Species Monarch Butterfly (<i>Danaus plexippus</i>), which is not protected under the Endangered Species Act. Due the location and scope of the project site, this undertaking will have “No Effect” on the Spatterdock Darner Dragonfly or any endangered species. No further action required. No impacts are anticipated (see Appendix D for screening documentation). |
| Other Factors | | None identified. |

Additional Studies Performed:

Phase 1 Environmental Site Assessment
Soil Report

Field Inspection (Date and completed by):

A field inspection was completed on 2/21/2022 by Forrest Earl, P.G. of GeoLogic NY, P.C. for the Phase 1 Environmental Site Assessment.

List of Sources, Agencies and Persons Consulted [40 CFR 1508.9(b)]:

- Federal Emergency Management Agency-Map Service Center
- National Wild and Scenic Rivers- New York
- New York State Department of Environmental Conservation- Chemical/Petrol Spills/Remediation Sites
- New York State Department of Environmental Conservation- Critical Environmental Areas
- New York State Department of Environmental Conservation-Environmental Justice
- New York State Department of Environmental Conservation- Environmental Resource Mapper

- New York State Department of Environmental Conservation- Natural Heritage Program
- New York State Department of State- NYS Coastal Zone Boundary
- New York State Historic Preservation Office
- New York State Parks, Recreation, and Historic Preservation- CRIS
- United States Environmental Protection Agency- Nonattainment Areas for Criteria
- United States Environmental Protection Agency-Sole Source
- United States Fish and Wildlife Service- New York Field Office
- United States Fish and Wildlife Service- Wetland Mapper
- United States Fish and Wildlife Service- Endangered Species
- Cayuga Nation
- Seneca-Cayuga Nation
- Onondaga Nation
- Village of Owego Fire Department

List of Permits Obtained:

- Building Permit
- Village of Owego Planning Board – Site Plan approval and area variance recommendation
- Village of Owego Zoning Board of Appeals – area variance for parking
- Tioga County Planning Board – Site Plan and area variance recommendation

Public Outreach [24 CFR 50.23 & 58.43]:

This project was well-supported throughout the Downtown Revitalization Initiative (DRI) process, both at multiple community-based public workshops and through an online public survey. Approximately 72% of survey respondents indicated they “strongly approve, approve or neutral” of the Neighborhood Depot project. Respondents from the survey stated, “The Neighborhood Depot project truly serves the entire community by providing space and shared services for four organizations that consistently invest in the community.” Another respondent spoke to the value of the organizations involved to the community: “I highly favor building the nonprofit shared space in the renovated depot. This will be a driver of necessary social and educational services and the agencies involved have served the community excellently for a long time and are dependable and caring human service agencies.”

Tioga County Legislature holds public meetings twice per month. The public is encouraged to attend these meetings to discuss any potential issues with new projects.

Both hard copies and digital copies of this report will be made available to the public by request. Public Notice of the Intent to Request Release of Funds (FONSI-RROF) will be published in the Morning Times and posted on the County webpage. Any individual, group, or agency will be allowed to submit written comments that will be considered prior to authorizing submission of a request for release of funds.

Cumulative Impact Analysis [24 CFR 58.32]:

The Neighborhood Depot is a new construction project located at 143 North Ave. in the Village of Owego. \$3,000,000 is being requested from the CDBG-CV program to construct this 15,000 SF facility that will host several nonprofits, and allow them to share resources, create jobs, meet community needs and act as an emergency shelter facility. This community center will address an abundance of needs in Tioga County for the vulnerable and under-served. It will allow for partnering organizations to provide services and programs for early childhood services, people with disabilities, poverty stricken families, immigrant services and various other community needs in one place in a single visit. There was no finding of significant impacts associated with this construction project.

Alternatives [24 CFR 58.40(e); 40 CFR 1508.9]

The alternative actions considered were as follows: (1) No Action. There were no other practicable alternatives to evaluate. This property was already owned by the project recipient so no other sites were considered.

No Action Alternative [24 CFR 58.40(e)]:

Under the No Action alternative, conditions of the environment would remain unchanged and there would continue to be piecemeal servicing of our County's most needy, poverty-stricken population. No action does not benefit our needy community.

Summary of Findings and Conclusions:

The proposed action involves construction of 15,000 square foot new building that will house our longest-standing non-profit organizations that service poverty-stricken, disabled and otherwise needy citizens of our county. This is a logical and sustainable model that benefits the neediest in our community. The project does not pose a risk to any of the items included on this environmental assessment checklist.

As shown above in the Environmental Assessment Checklist, no significant land development, neighborhood, socioeconomic, natural resources, community facility, or other direct or indirect or cumulative impacts would result from the proposed project. As shown in the accompanying Statutory Checklists, the proposed project would comply with all relevant regulations listed in 24 CFR subparts 58.5 and 58.6.

Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below all mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

| Law, Authority, or Factor | Mitigation Measure |
|---------------------------|--------------------|
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Determination:

Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.27]
 The project will not result in a significant impact on the quality of the human environment.

Finding of Significant Impact [24 CFR 58.40(g)(2); 40 CFR 1508.27]
 The project may significantly affect the quality of the human environment.

Preparer Signature:  Date: 6-23-22

Name/Title/Organization: Brittany Woodburn/Deputy Director/Tioga County Department of Economic Development & Planning

Certifying Officer Signature:  Date: 6-23-22

Name/Title: Martha C. Sauerbrey/ County Legislature Chair

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

**APPROVED
 AS TO FORM BY
 TIOGA COUNTY LAW DEPT**

ENVIRONMENTAL ASSESSMENT
Determinations and Compliance Findings for
HUD-assisted Projects
24 CFR Part 58

The Neighborhood Depot Nonprofit Hub

ATTACHMENTS

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

| Part 1 – Project and Sponsor Information | | | |
|--|--|--------------------------------|---------------------------------|
| Name of Action or Project: | | | |
| Project Location (describe, and attach a location map): | | | |
| Brief Description of Proposed Action: | | | |
| Name of Applicant or Sponsor: | | Telephone: | |
| | | E-Mail: | |
| Address: | | | |
| City/PO: | | State: | Zip Code: |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. | | NO <input type="checkbox"/> | YES <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: | | NO <input type="checkbox"/> | YES <input type="checkbox"/> |
| 3. a. Total acreage of the site of the proposed action? _____ acres | | | |
| b. Total acreage to be physically disturbed? _____ acres | | | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres | | | |
| 4. Check all land uses that occur on, are adjoining or near the proposed action: | | | |
| <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) | | | |
| <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): | | | |
| <input type="checkbox"/> Parkland | | | |

| | | | |
|---|--------------------------|--------------------------|--------------------------|
| 5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan? | NO | YES | N/A |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Is the proposed action consistent with the predominant character of the existing built or natural landscape? | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____ | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action? | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____ | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____ | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____ | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| 13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____ | NO | YES | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |
| | <input type="checkbox"/> | <input type="checkbox"/> | |

Agency Use Only [If applicable]

Project: The Neighborhood
 Date: 4/26/2022 Re Port

**Short Environmental Assessment Form
 Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

| | No, or small impact may occur | Moderate to large impact may occur |
|--|-------------------------------------|------------------------------------|
| 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Will the proposed action result in a change in the use or intensity of use of land? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Will the proposed action impair the character or quality of the existing community? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 7. Will the proposed action impact existing: | | |
| a. public / private water supplies? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. public / private wastewater treatment utilities? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 11. Will the proposed action create a hazard to environmental resources or human health? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Agency Use Only [If applicable]

Project:

Date:

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Village of Oswego Planning Board
Name of Lead Agency

4/26/2022
Date

Linda J. Coe
Print or Type Name of Responsible Officer in Lead Agency

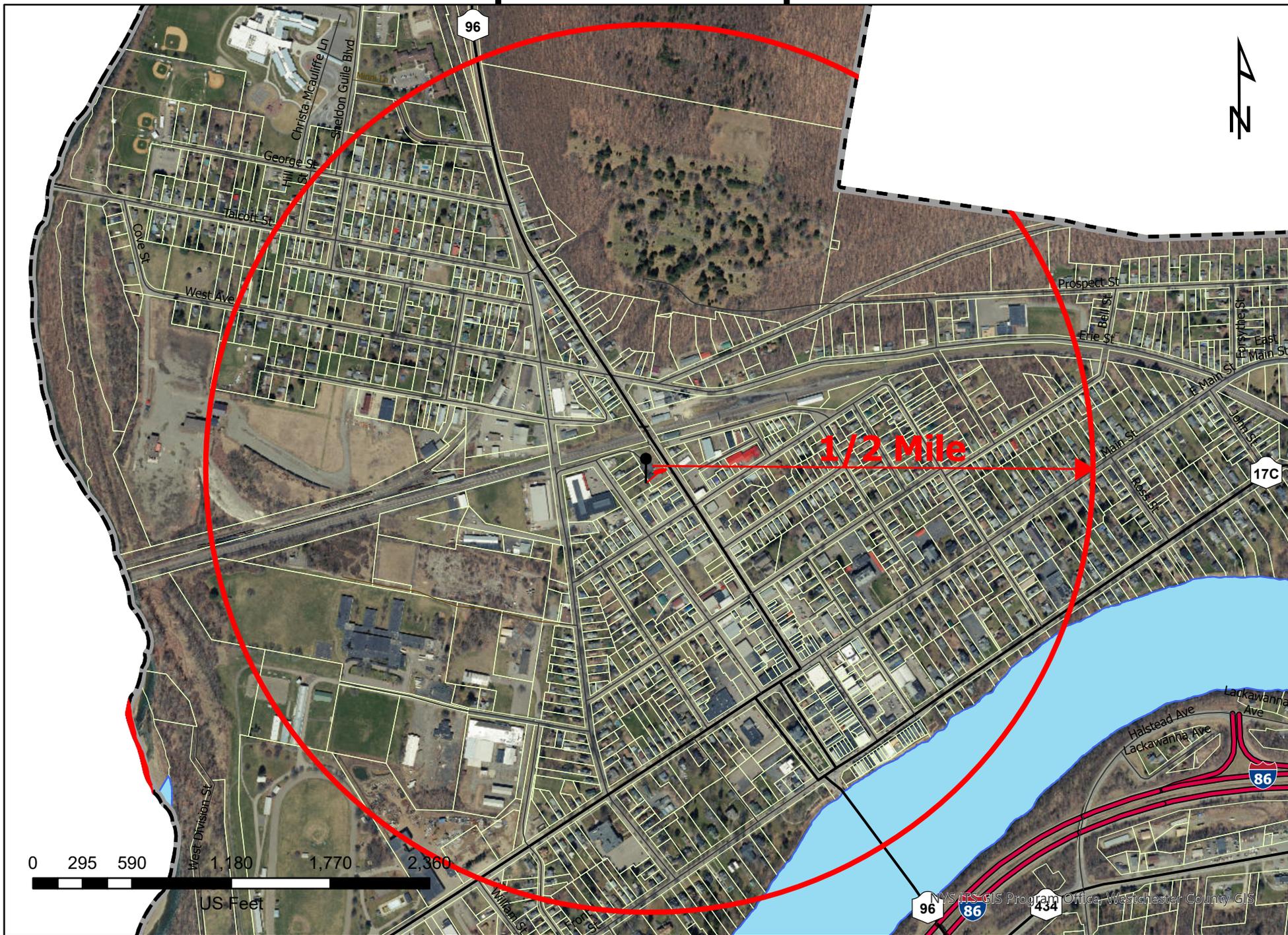
Planning Board Chairman
Title of Responsible Officer

Linda J. Coe
Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

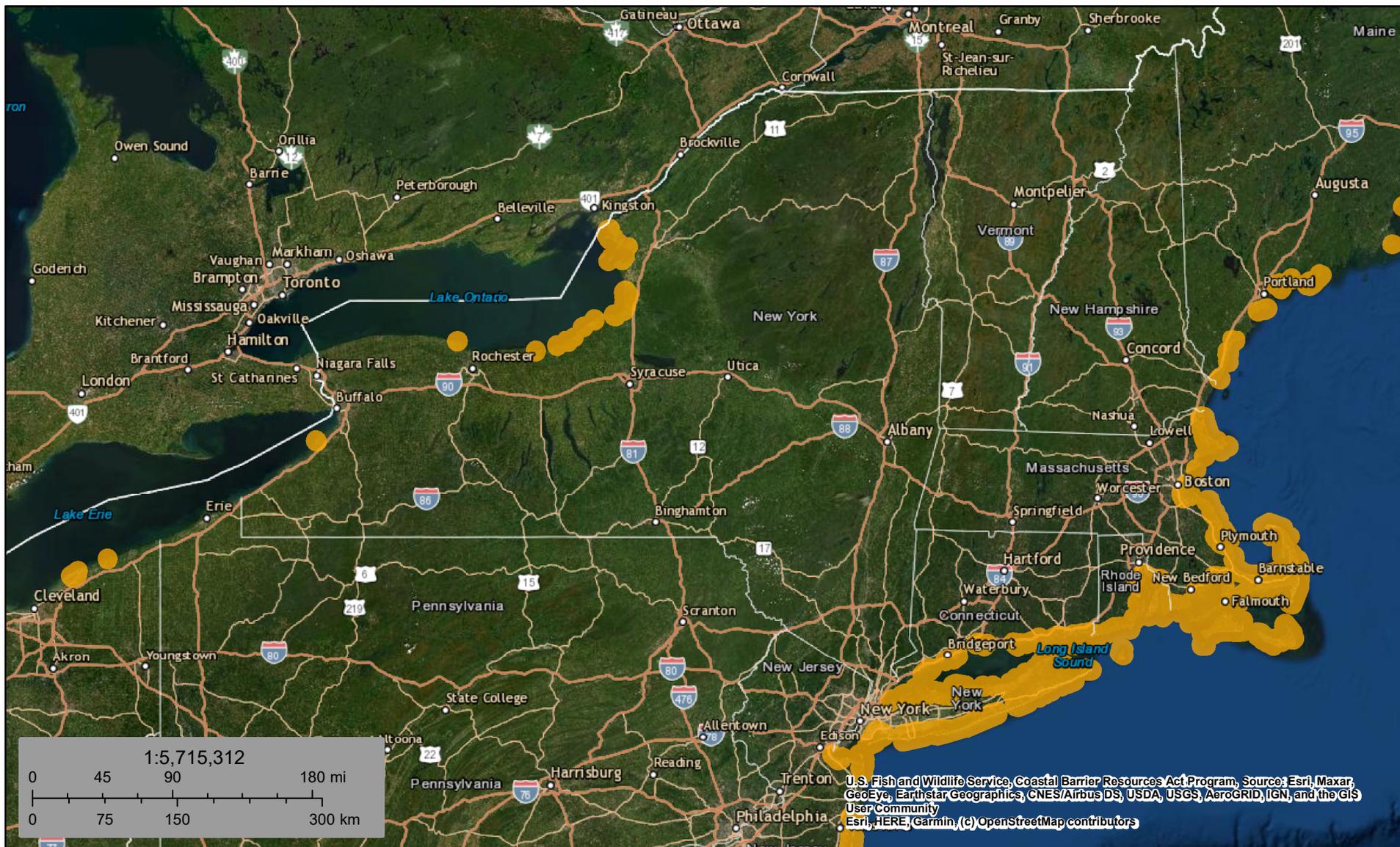
143 North Ave, Owego NY Airport Hazards Map





U.S. Fish and Wildlife Service Coastal Barrier Resources System

Coastal Barrier Systems Resource



April 20, 2022

 CBRS Units

This map is for general reference only. The Coastal Barrier Resources System (CBRS) boundaries depicted on this map are representations of the controlling CBRS boundaries, which are shown on the official maps, accessible at <https://www.fws.gov/library/collections/official-coastal-barrier-resources-system-maps>. All CBRS related data should be used in accordance with the layer metadata found on the CBRS Mapper website.

The CBRS Buffer Zone represents the area immediately adjacent to the CBRS boundary where users are advised to contact the Service for an official determination (<https://www.fws.gov/service/coastal-barrier-resources-system-property-documentation>) as to whether the property or project site is located "in" or "out" of the CBRS.

CBRS Units normally extend seaward out to the 20- or 30-foot bathymetric contour (depending on the location of the unit). The true seaward

National Flood Hazard Layer FIRMMette



76°16'14"W 42°6'38"N



Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

| | | |
|------------------------------------|--|---|
| SPECIAL FLOOD HAZARD AREAS | | Without Base Flood Elevation (BFE) Zone A, V, A99 |
| | | With BFE or Depth Zone AE, AO, AH, VE, AR |
| | | Regulatory Floodway |
| OTHER AREAS OF FLOOD HAZARD | | 0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X |
| | | Future Conditions 1% Annual Chance Flood Hazard Zone X |
| | | Area with Reduced Flood Risk due to Levee. See Notes. Zone X |
| | | Area with Flood Risk due to Levee Zone D |
| OTHER AREAS | | NO SCREEN Area of Minimal Flood Hazard Zone X |
| | | Effective LOMRs |
| | | Area of Undetermined Flood Hazard Zone D |
| GENERAL STRUCTURES | | Channel, Culvert, or Storm Sewer |
| | | Levee, Dike, or Floodwall |
| OTHER FEATURES | | 20.2 Cross Sections with 1% Annual Chance Water Surface Elevation |
| | | 17.5 Cross Sections with 1% Annual Chance Water Surface Elevation |
| | | Coastal Transect |
| | | Base Flood Elevation Line (BFE) |
| | | Limit of Study |
| | | Jurisdiction Boundary |
| | | Coastal Transect Baseline |
| | | Profile Baseline |
| | | Hydrographic Feature |
| MAP PANELS | | Digital Data Available |
| | | No Digital Data Available |
| | | Unmapped |
| | | The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location. |

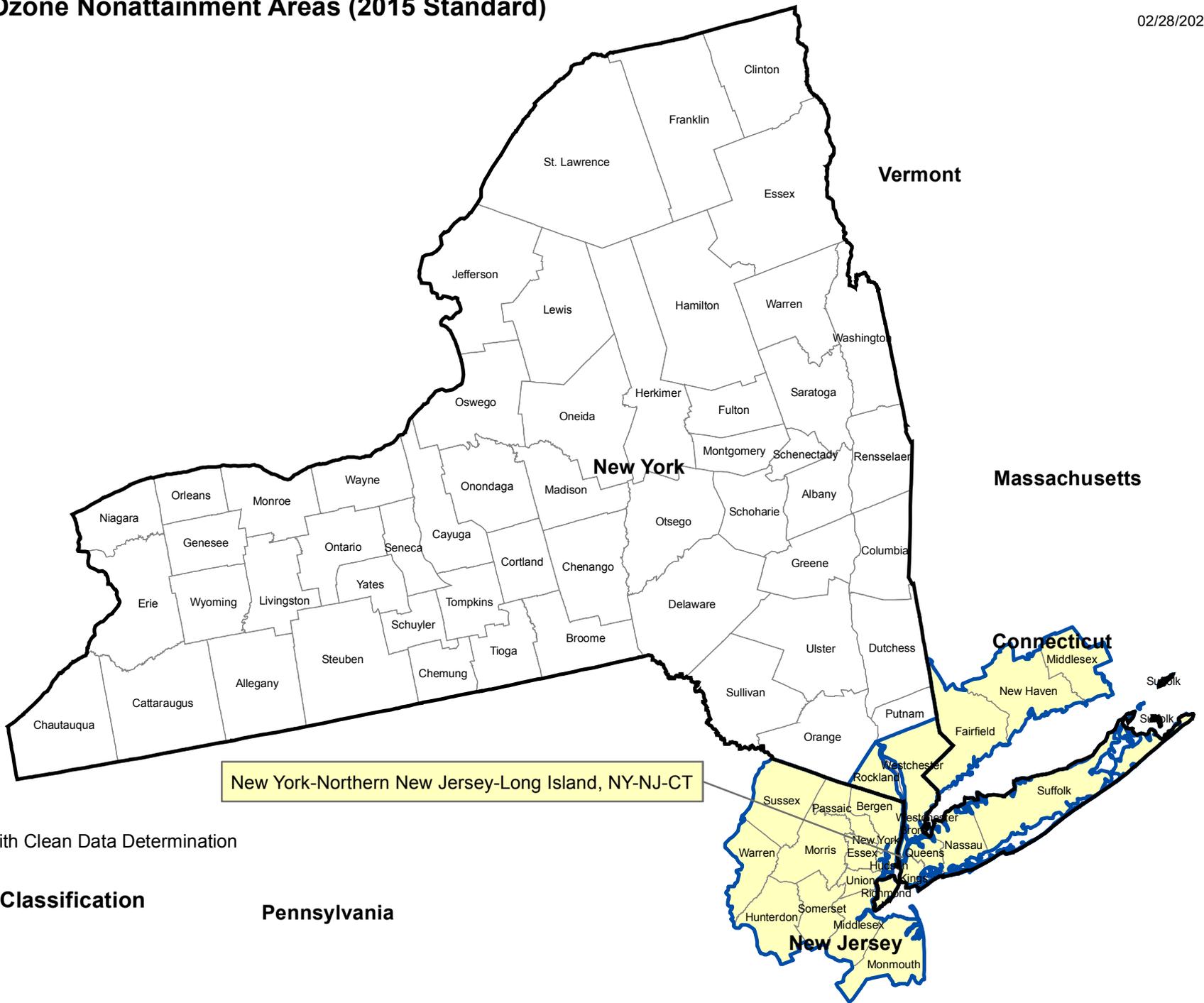
0 250 500 1,000 1,500 2,000 Feet 1:6,000 76°15'37"W 42°6'11"N
 Basemap: USGS National Map: Orthoimagery: Data refreshed October, 2020

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 3/21/2022 at 4:38 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

New York 8-hour Ozone Nonattainment Areas (2015 Standard)



New York-Northern New Jersey-Long Island, NY-NJ-CT

 Nonattainment Areas with Clean Data Determination

 Nonattainment Areas

Ozone Nonattainment Classification

-  Extreme
-  Severe-17
-  Severe-15
-  Serious
-  Moderate
-  Marginal
-  Marginal (Rural Transport)

Pennsylvania

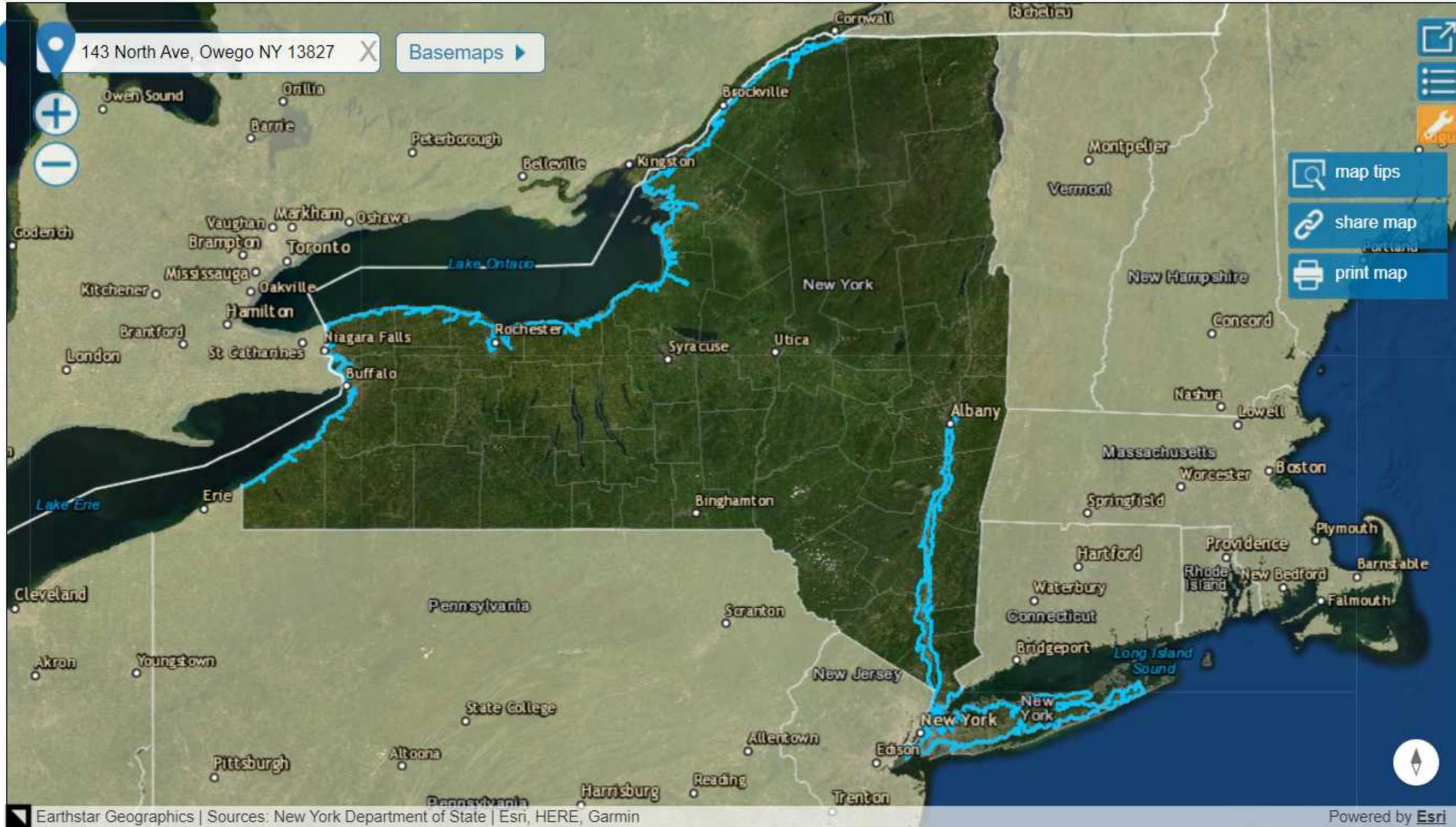


find & add
DATA

search

browse

- ▶ Biological
- ▶ Boundaries
- ▶ Citizen Science
- ▶ Commercial Fishing
- ▶ Cultural & Demographic
- ▶ Energy, Utilities & Disposal
- ▶ Physical Environment
- ▶ Recreation
- ▶ Transportation



Earthstar Geographics | Sources: New York Department of State | Esri, HERE, Garmin

Powered by **Esri**

| Spill Number | Date Spill Reported | Spill Name | County | City/Town | Address |
|---------------------|----------------------------|---|---------------|------------------|---|
| 1 | 2100911 | 4/29/2021 UPSTATE SHREDDING | Tioga | OWEGO | 1 RECYCLE DRIVE INTERSECTION OF JOHN STREET AND MAIN STREET |
| 2 | 2101118 | 5/6/2021 TRAIN VS CAR MVA | Tioga | OWEGO | 599 WEST CREEK ROAD |
| 3 | 2102356 | 6/11/2021 FUELOIL_OCONNELLRESIDENCE | Tioga | OWEGO | NY-17 EASTBOUND-EAST OF EXIT 66 WEST OF 67 |
| 4 | 2102808 | 6/24/2021 DIESEL_SHOULDER17 | Tioga | OWEGO | 381 WHITMORE HILL ROAD |
| 5 | 2103413 | 7/11/2021 NYSEG-381 WHITMORE HILL RD | Tioga | OWEGO | END OF SHADY HILL ROAD |
| 6 | 2104130 | 7/30/2021 ORGANIC_LOGLANDING BLACK WATER IN LITTLE | Tioga | OWEGO | 359 HICKORIES PARK RD, |
| 7 | 2104917 | 8/23/2021 NANTICOKE CREEK | Tioga | OWEGO | 655 ESSEX RD |
| 8 | 2105101 | 8/28/2021 RESIDENCE | Tioga | OWEGO | STATE ROUTE 17 EAST BOUND - MILE MARKER 226 |
| 9 | 2105834 | 9/19/2021 GASOLINE_CAMPER | Tioga | OWEGO | NY-434 & OLD OWEGO ROAD |
| 10 | 2107158 | 11/2/2021 DIESEL_TAYLORGARBAGE MIRABITO SEMI TANKER SADDLE | Tioga | OWEGO | NORTH AVE & EAST AVE |
| 11 | 2108823 | 1/4/2022 TANK PUNCTURED ALMAND'S TOWING AND | Tioga | OWEGO | VALLEY VIEW DRIVE INTERSECTION WITH ROUTE 17C |
| 12 | 2109342 | 1/28/2022 RECOVERY SEMI ROLLOVER | Tioga | OWEGO | |

143 North Ave, Owego NY Farmlands Protection Map



National Flood Hazard Layer FIRMMette



76°16'14"W 42°6'38"N



Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

| | | |
|----------------------------|--|--|
| SPECIAL FLOOD HAZARD AREAS | | Without Base Flood Elevation (BFE) Zone A, V, A99 |
| | | With BFE or Depth Zone AE, AO, AH, VE, AR |
| | | Regulatory Floodway |

| | | |
|-----------------------------|--|---|
| OTHER AREAS OF FLOOD HAZARD | | 0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X |
| | | Future Conditions 1% Annual Chance Flood Hazard Zone X |
| | | Area with Reduced Flood Risk due to Levee. See Notes. Zone X |
| | | Area with Flood Risk due to Levee Zone D |

| | | |
|-------------|--|---|
| OTHER AREAS | | NO SCREEN Area of Minimal Flood Hazard Zone X |
| | | Effective LOMRs |
| | | Area of Undetermined Flood Hazard Zone D |

| | | |
|--------------------|--|----------------------------------|
| GENERAL STRUCTURES | | Channel, Culvert, or Storm Sewer |
| | | Levee, Dike, or Floodwall |

| | | |
|----------------|--|---|
| OTHER FEATURES | | 20.2 Cross Sections with 1% Annual Chance Water Surface Elevation |
| | | 17.5 Cross Sections with 1% Annual Chance Water Surface Elevation |
| | | Coastal Transect |
| | | Base Flood Elevation Line (BFE) |
| | | Limit of Study |
| | | Jurisdiction Boundary |
| OTHER FEATURES | | Coastal Transect Baseline |
| | | Profile Baseline |
| | | Hydrographic Feature |

| | | |
|------------|--|--|
| MAP PANELS | | Digital Data Available |
| | | No Digital Data Available |
| | | Unmapped |
| | | The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location. |

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 3/21/2022 at 4:38 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

National Wetlands Inventory

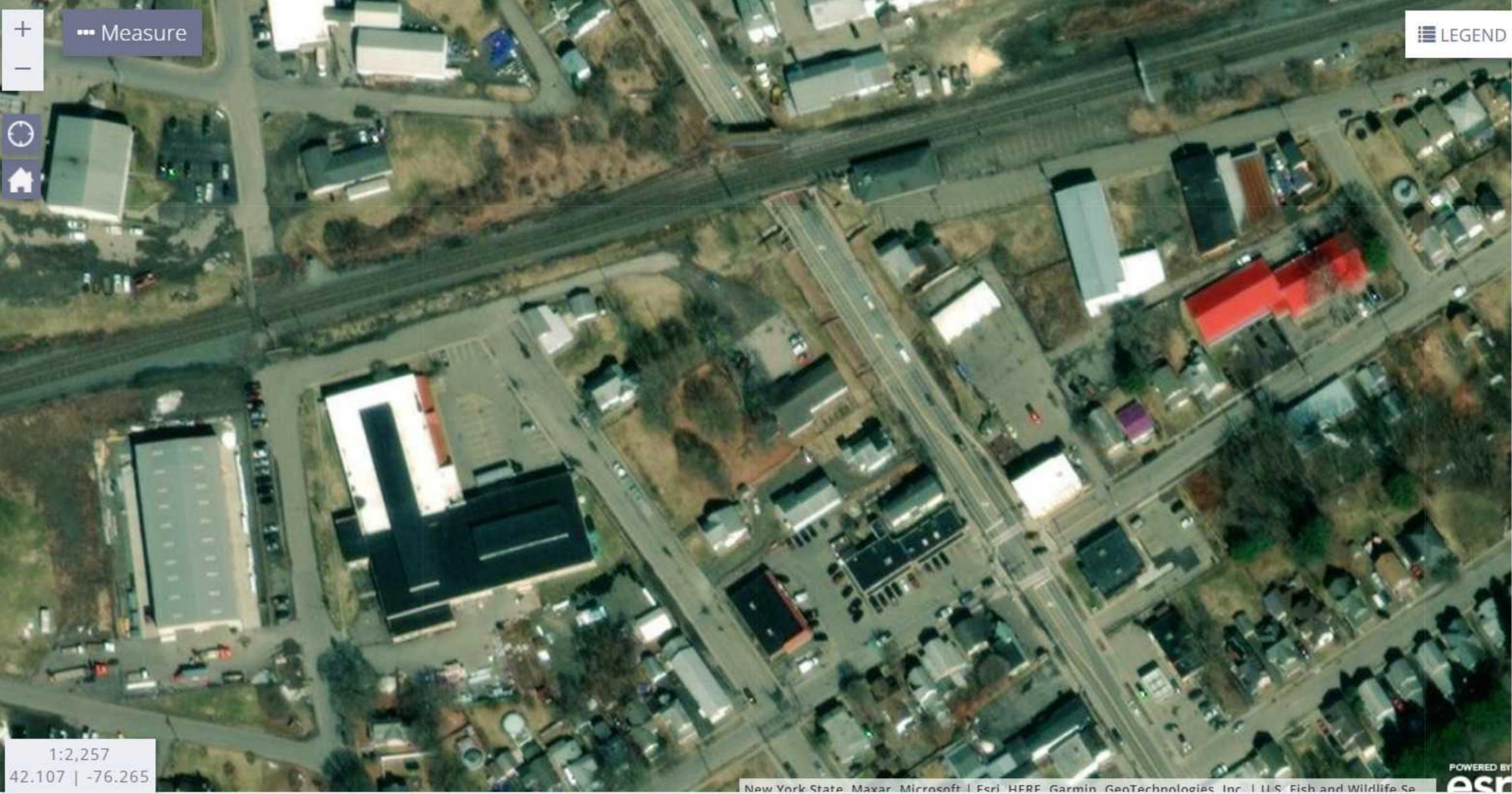
surface waters and wetlands

ABOUT GET DATA PRINT FIND LOCATION

BASEMAPS >

MAP LAYERS >

- Wetlands
- Riparian
- Riparian Mapping Areas
- Data Source
 - Source Type
 - Image Scale
 - Image Year
- Areas of Interest
- FWS Managed Lands
- Historic Wetland Data



1:2,257
42.107 | -76.265

NYS Wild and Scenic Rivers Map

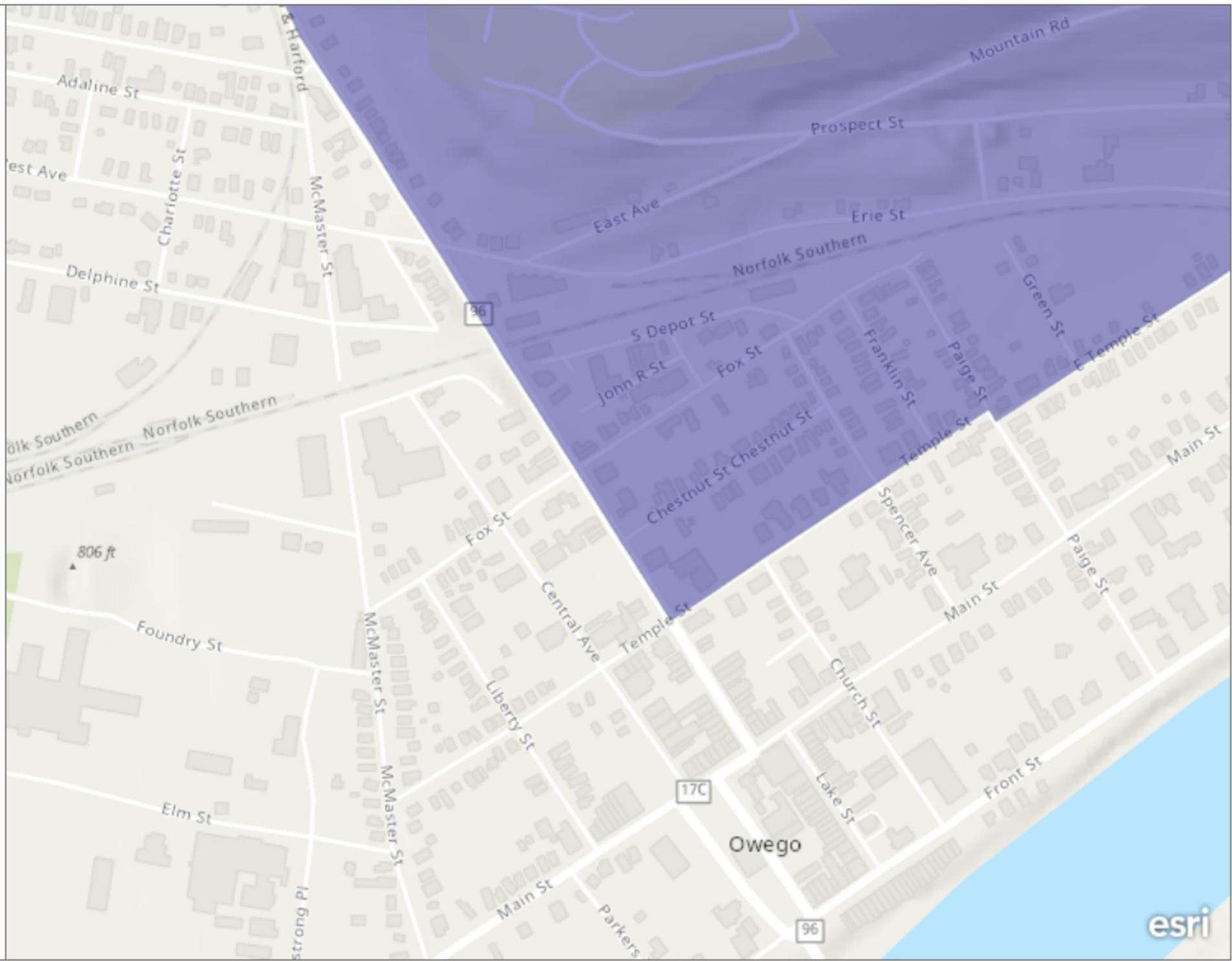


Legend ↗

POWERED BY
esri

My Map

Potential Environmental Justice Area (PEJA) Communities
- Potential Environmental Justice Area (PEJA) Communities



600ft

APPENDIX A
USFWS ENDANGERED SPECIES ACT
DETERMINATION

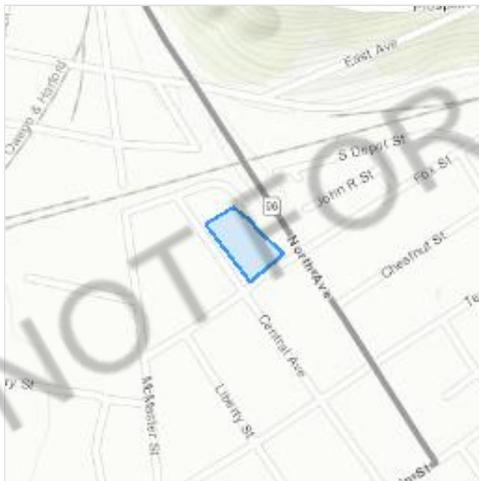
IPaC resource list

This report is an automatically generated list of species and other resources such as critical habitat (collectively referred to as *trust resources*) under the U.S. Fish and Wildlife Service's (USFWS) jurisdiction that are known or expected to be on or near the project area referenced below. The list may also include trust resources that occur outside of the project area, but that could potentially be directly or indirectly affected by activities in the project area. However, determining the likelihood and extent of effects a project may have on trust resources typically requires gathering additional site-specific (e.g., vegetation/species surveys) and project-specific (e.g., magnitude and timing of proposed activities) information.

Below is a summary of the project information you provided and contact information for the USFWS office(s) with jurisdiction in the defined project area. Please read the introduction to each section that follows (Endangered Species, Migratory Birds, USFWS Facilities, and NWI Wetlands) for additional information applicable to the trust resources addressed in that section.

Location

Tioga County, New York



Local office

New York Ecological Services Field Office

☎ (607) 753-9334

📠 (607) 753-9699

3817 Luker Road

Cortland, NY 13045-9385

<http://www.fws.gov/northeast/nyfo/es/section7.htm>

Endangered species

This resource list is for informational purposes only and does not constitute an analysis of project level impacts.

The primary information used to generate this list is the known or expected range of each species. Additional areas of influence (AOI) for species are also considered. An AOI includes areas outside of the species range if the species could be indirectly affected by activities in that area (e.g., placing a dam upstream of a fish population even if that fish does not occur at the dam site, may indirectly impact the species by reducing or eliminating water flow downstream). Because species can move, and site conditions can change, the species on this list are not guaranteed to be found on or near the project area. To fully determine any potential effects to species, additional site-specific and project-specific information is often required.

Section 7 of the Endangered Species Act **requires** Federal agencies to "request of the Secretary information whether any species which is listed or proposed to be listed may be present in the area of such proposed action" for any project that is conducted, permitted, funded, or licensed by any Federal agency. A letter from the local office and a species list which fulfills this requirement can **only** be obtained by requesting an official species list from either the Regulatory Review section in IPaC (see directions below) or from the local field office directly.

For project evaluations that require USFWS concurrence/review, please return to the IPaC website and request an official species list by doing the following:

1. Draw the project location and click CONTINUE.
2. Click DEFINE PROJECT.
3. Log in (if directed to do so).
4. Provide a name and description for your project.
5. Click REQUEST SPECIES LIST.

Listed species¹ and their critical habitats are managed by the [Ecological Services Program](#) of the U.S. Fish and Wildlife Service (USFWS) and the fisheries division of the National Oceanic and Atmospheric Administration (NOAA Fisheries²).

Species and critical habitats under the sole responsibility of NOAA Fisheries are **not** shown on this list. Please contact [NOAA Fisheries](#) for [species under their jurisdiction](#).

1. Species listed under the [Endangered Species Act](#) are threatened or endangered; IPaC also shows species that are candidates, or proposed, for listing. See the [listing status page](#) for more information. IPaC only shows species that are regulated by USFWS (see FAQ).
2. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

The following species are potentially affected by activities in this location:

Insects

| NAME | STATUS |
|---|-----------|
| Monarch Butterfly <i>Danaus plexippus</i> Wherever found No critical habitat has been designated for this species. https://ecos.fws.gov/ecp/species/9743 | Candidate |

Critical habitats

Potential effects to critical habitat(s) in this location must be analyzed along with the endangered species themselves.

THERE ARE NO CRITICAL HABITATS AT THIS LOCATION.

Migratory birds

Certain birds are protected under the Migratory Bird Treaty Act¹ and the Bald and Golden Eagle Protection Act².

Any person or organization who plans or conducts activities that may result in impacts to migratory birds, eagles, and their habitats should follow appropriate regulations and consider implementing appropriate conservation measures, as described [below](#).

1. The [Migratory Birds Treaty Act](#) of 1918.
2. The [Bald and Golden Eagle Protection Act](#) of 1940.

Additional information can be found using the following links:

- Birds of Conservation Concern <http://www.fws.gov/birds/management/managed-species/birds-of-conservation-concern.php>
- Measures for avoiding and minimizing impacts to birds <http://www.fws.gov/birds/management/project-assessment-tools-and-guidance/conservation-measures.php>
- Nationwide conservation measures for birds <http://www.fws.gov/migratorybirds/pdf/management/nationwidestandardconservationmeasures.pdf>

The birds listed below are birds of particular concern either because they occur on the [USFWS Birds of Conservation Concern](#) (BCC) list or warrant special attention in your project location. To learn more about the levels of concern for birds on your list and how this list is generated, see the FAQ [below](#). This is not a list of every bird you may find in this location, nor a guarantee that every bird on this list will be found in your project area. To see exact locations of where birders and the general public have sighted birds in and around your project area, visit the [E-bird data mapping tool](#) (Tip: enter your location, desired date range and a species on your list). For projects that occur off the Atlantic Coast, additional maps and models detailing the relative occurrence and abundance of bird

species on your list are available. Links to additional information about Atlantic Coast birds, and other important information about your migratory bird list, including how to properly interpret and use your migratory bird report, can be found [below](#).

For guidance on when to schedule activities or implement avoidance and minimization measures to reduce impacts to migratory birds on your list, click on the PROBABILITY OF PRESENCE SUMMARY at the top of your list to see when these birds are most likely to be present and breeding in your project area.

NAME

BREEDING SEASON (IF A BREEDING SEASON IS INDICATED FOR A BIRD ON YOUR LIST, THE BIRD MAY BREED IN YOUR PROJECT AREA SOMETIME WITHIN THE TIMEFRAME SPECIFIED, WHICH IS A VERY LIBERAL ESTIMATE OF THE DATES INSIDE WHICH THE BIRD BREEDS ACROSS ITS ENTIRE RANGE. "BREEDS ELSEWHERE" INDICATES THAT THE BIRD DOES NOT LIKELY BREED IN YOUR PROJECT AREA.)

Bald Eagle *Haliaeetus leucocephalus*

This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities.

<https://ecos.fws.gov/ecp/species/1626>

Breeds Sep 1 to Aug 31

Black-billed Cuckoo *Coccyzus erythrophthalmus*

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

<https://ecos.fws.gov/ecp/species/9399>

Breeds May 15 to Oct 10

Black-capped Chickadee *Poecile atricapillus praticus*

This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA

Breeds Apr 10 to Jul 31

Bobolink *Dolichonyx oryzivorus*

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

Breeds May 20 to Jul 31

Golden Eagle *Aquila chrysaetos*

Breeds elsewhere

This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities.

<https://ecos.fws.gov/ecp/species/1680>

Prairie Warbler *Dendroica discolor*

Breeds May 1 to Jul 31

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

Rusty Blackbird *Euphagus carolinus*

Breeds elsewhere

This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA

Wood Thrush *Hylocichla mustelina*

Breeds May 10 to Aug 31

This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.

Probability of Presence Summary

The graphs below provide our best understanding of when birds of concern are most likely to be present in your project area. This information can be used to tailor and schedule your project activities to avoid or minimize impacts to birds. Please make sure you read and understand the FAQ "Proper Interpretation and Use of Your Migratory Bird Report" before using or attempting to interpret this report.

Probability of Presence (■)

Each green bar represents the bird's relative probability of presence in the 10km grid cell(s) your project overlaps during a particular week of the year. (A year is represented as 12 4-week months.) A taller bar indicates a higher probability of species presence. The survey effort (see below) can be used to establish a level of confidence in the presence score. One can have higher confidence in the presence score if the corresponding survey effort is also high.

How is the probability of presence score calculated? The calculation is done in three steps:

1. The probability of presence for each week is calculated as the number of survey events in the week where the species was detected divided by the total number of survey events for that week. For example, if in week 12 there were 20 survey events and the Spotted Towhee was found in 5 of them, the probability of presence of the Spotted Towhee in week 12 is 0.25.
2. To properly present the pattern of presence across the year, the relative probability of presence is calculated. This is the probability of presence divided by the maximum probability of presence across all weeks. For example, imagine the probability of presence in week 20 for the Spotted Towhee is 0.05, and that the probability of presence at week 12 (0.25) is the maximum of any week of the year. The relative probability of presence on week 12 is $0.25/0.25 = 1$; at week 20 it is $0.05/0.25 = 0.2$.

3. The relative probability of presence calculated in the previous step undergoes a statistical conversion so that all possible values fall between 0 and 10, inclusive. This is the probability of presence score.

To see a bar's probability of presence score, simply hover your mouse cursor over the bar.

Breeding Season (■)

Yellow bars denote a very liberal estimate of the time-frame inside which the bird breeds across its entire range. If there are no yellow bars shown for a bird, it does not breed in your project area.

Survey Effort (|)

Vertical black lines superimposed on probability of presence bars indicate the number of surveys performed for that species in the 10km grid cell(s) your project area overlaps. The number of surveys is expressed as a range, for example, 33 to 64 surveys.

To see a bar's survey effort range, simply hover your mouse cursor over the bar.

No Data (-)

A week is marked as having no data if there were no survey events for that week.

Survey Timeframe

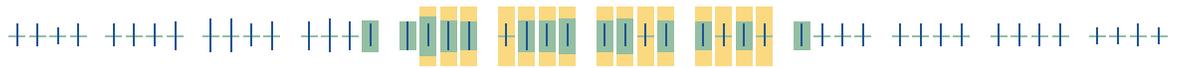
Surveys from only the last 10 years are used in order to ensure delivery of currently relevant information. The exception to this is areas off the Atlantic coast, where bird returns are based on all years of available data, since data in these areas is currently much more sparse.



| | |
|---|--|
| <p>Black-capped Chickadee BCC - BCR (This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA)</p> | |
| <p>Bobolink BCC Rangewide (CON) (This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.)</p> | |
| <p>Golden Eagle Non-BCC Vulnerable (This is not a Bird of Conservation Concern (BCC) in this area, but warrants attention because of the Eagle Act or for potential susceptibilities in offshore areas from certain types of development or activities.)</p> | |
| <p>Prairie Warbler BCC Rangewide (CON) (This is a Bird of Conservation Concern (BCC) throughout its range in the continental USA and Alaska.)</p> | |
| <p>Rusty Blackbird BCC - BCR (This is a Bird of Conservation Concern (BCC) only in particular Bird Conservation Regions (BCRs) in the continental USA)</p> | |

NOT FOR CONSULTATION

Wood Thrush
BCC Rangewide
(CON) (This is a
Bird of
Conservation
Concern (BCC)
throughout its
range in the
continental USA
and Alaska.)



Tell me more about conservation measures I can implement to avoid or minimize impacts to migratory birds.

[Nationwide Conservation Measures](#) describes measures that can help avoid and minimize impacts to all birds at any location year round. Implementation of these measures is particularly important when birds are most likely to occur in the project area. When birds may be breeding in the area, identifying the locations of any active nests and avoiding their destruction is a very helpful impact minimization measure. To see when birds are most likely to occur and be breeding in your project area, view the Probability of Presence Summary. [Additional measures](#) or [permits](#) may be advisable depending on the type of activity you are conducting and the type of infrastructure or bird species present on your project site.

What does IPaC use to generate the migratory birds potentially occurring in my specified location?

The Migratory Bird Resource List is comprised of USFWS [Birds of Conservation Concern \(BCC\)](#) and other species that may warrant special attention in your project location.

The migratory bird list generated for your project is derived from data provided by the [Avian Knowledge Network \(AKN\)](#). The AKN data is based on a growing collection of [survey, banding, and citizen science datasets](#) and is queried and filtered to return a list of those birds reported as occurring in the 10km grid cell(s) which your project intersects, and that have been identified as warranting special attention because they are a BCC species in that area, an eagle ([Eagle Act](#) requirements may apply), or a species that has a particular vulnerability to offshore activities or development.

Again, the Migratory Bird Resource list includes only a subset of birds that may occur in your project area. It is not representative of all birds that may occur in your project area. To get a list of all birds potentially present in your project area, please visit the [AKN Phenology Tool](#).

What does IPaC use to generate the probability of presence graphs for the migratory birds potentially occurring in my specified location?

The probability of presence graphs associated with your migratory bird list are based on data provided by the [Avian Knowledge Network \(AKN\)](#). This data is derived from a growing collection of [survey, banding, and citizen science datasets](#).

Probability of presence data is continuously being updated as new and better information becomes available. To learn more about how the probability of presence graphs are produced and how to interpret them, go the Probability of Presence Summary and then click on the "Tell me about these graphs" link.

How do I know if a bird is breeding, wintering, migrating or present year-round in my project area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating or year-round), you may refer to the following resources: [The Cornell Lab of Ornithology All About Birds Bird Guide](#), or (if you are unsuccessful in locating the bird of interest there), the [Cornell Lab of Ornithology Neotropical Birds](#)

[guide](#). If a bird on your migratory bird species list has a breeding season associated with it, if that bird does occur in your project area, there may be nests present at some point within the timeframe specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

What are the levels of concern for migratory birds?

Migratory birds delivered through IPaC fall into the following distinct categories of concern:

1. "BCC Rangewide" birds are [Birds of Conservation Concern](#) (BCC) that are of concern throughout their range anywhere within the USA (including Hawaii, the Pacific Islands, Puerto Rico, and the Virgin Islands);
2. "BCC - BCR" birds are BCCs that are of concern only in particular Bird Conservation Regions (BCRs) in the continental USA; and
3. "Non-BCC - Vulnerable" birds are not BCC species in your project area, but appear on your list either because of the [Eagle Act](#) requirements (for eagles) or (for non-eagles) potential susceptibilities in offshore areas from certain types of development or activities (e.g. offshore energy development or longline fishing).

Although it is important to try to avoid and minimize impacts to all birds, efforts should be made, in particular, to avoid and minimize impacts to the birds on this list, especially eagles and BCC species of rangewide concern. For more information on conservation measures you can implement to help avoid and minimize migratory bird impacts and requirements for eagles, please see the FAQs for these topics.

Details about birds that are potentially affected by offshore projects

For additional details about the relative occurrence and abundance of both individual bird species and groups of bird species within your project area off the Atlantic Coast, please visit the [Northeast Ocean Data Portal](#). The Portal also offers data and information about other taxa besides birds that may be helpful to you in your project review. Alternately, you may download the bird model results files underlying the portal maps through the [NOAA NCCOS Integrative Statistical Modeling and Predictive Mapping of Marine Bird Distributions and Abundance on the Atlantic Outer Continental Shelf](#) project webpage.

Bird tracking data can also provide additional details about occurrence and habitat use throughout the year, including migration. Models relying on survey data may not include this information. For additional information on marine bird tracking data, see the [Diving Bird Study](#) and the [nanotag studies](#) or contact [Caleb Spiegel](#) or [Pam Loring](#).

What if I have eagles on my list?

If your project has the potential to disturb or kill eagles, you may need to [obtain a permit](#) to avoid violating the Eagle Act should such impacts occur.

Proper Interpretation and Use of Your Migratory Bird Report

The migratory bird list generated is not a list of all birds in your project area, only a subset of birds of priority concern. To learn more about how your list is generated, and see options for identifying what other birds may be in your project area, please see the FAQ "What does IPaC use to generate the migratory birds potentially occurring in my specified location". Please be aware this report provides the "probability of presence" of birds within the 10 km grid cell(s) that overlap your project; not your exact project footprint. On the graphs provided, please also look carefully at the survey effort (indicated by the black vertical bar) and for the existence of the "no data" indicator (a red horizontal bar). A high survey effort is the key component. If the survey effort is high, then the probability of presence score can be viewed as more dependable. In contrast, a low survey effort bar or no data bar means a lack of data and, therefore, a lack of certainty about presence of the species. This list is not perfect; it is simply a starting point for identifying what birds of concern have the potential to be in your project area, when they might be there, and if they might be breeding (which means nests might be present). The list helps you know what to look for to confirm presence, and helps guide you in knowing when to implement conservation measures to avoid or

minimize potential impacts from your project activities, should presence be confirmed. To learn more about conservation measures, visit the FAQ "Tell me about conservation measures I can implement to avoid or minimize impacts to migratory birds" at the bottom of your migratory bird trust resources page.

Facilities

National Wildlife Refuge lands

Any activity proposed on lands managed by the [National Wildlife Refuge](#) system must undergo a 'Compatibility Determination' conducted by the Refuge. Please contact the individual Refuges to discuss any questions or concerns.

THERE ARE NO REFUGE LANDS AT THIS LOCATION.

Fish hatcheries

THERE ARE NO FISH HATCHERIES AT THIS LOCATION.

Wetlands in the National Wetlands Inventory

Impacts to [NWI wetlands](#) and other aquatic habitats may be subject to regulation under Section 404 of the Clean Water Act, or other State/Federal statutes.

For more information please contact the Regulatory Program of the local [U.S. Army Corps of Engineers District](#).

WETLAND INFORMATION IS NOT AVAILABLE AT THIS TIME

This can happen when the National Wetlands Inventory (NWI) map service is unavailable, or for very large projects that intersect many wetland areas. Try again, or visit the [NWI map](#) to view wetlands at this location.

Data limitations

The Service's objective of mapping wetlands and deepwater habitats is to produce reconnaissance level information on the location, type and size of these resources. The maps are prepared from the analysis of high altitude imagery. Wetlands are identified based on vegetation, visible hydrology and geography. A margin of error is inherent in the use of imagery; thus, detailed on-the-ground inspection of any particular site may result in revision of the wetland boundaries or classification established through image analysis.

The accuracy of image interpretation depends on the quality of the imagery, the experience of the image analysts, the amount and quality of the collateral data and the amount of ground truth verification work conducted.

Metadata should be consulted to determine the date of the source imagery used and any mapping problems.

Wetlands or other mapped features may have changed since the date of the imagery or field work. There may be occasional differences in polygon boundaries or classifications between the information depicted on the map and the actual conditions on site.

Data exclusions

Certain wetland habitats are excluded from the National mapping program because of the limitations of aerial imagery as the primary data source used to detect wetlands. These habitats include seagrasses or submerged aquatic vegetation that are found in the intertidal and subtidal zones of estuaries and nearshore coastal waters. Some deepwater reef communities (coral or tubercid worm reefs) have also been excluded from the inventory. These habitats, because of their depth, go undetected by aerial imagery.

Data precautions

Federal, state, and local regulatory agencies with jurisdiction over wetlands may define and describe wetlands in a different manner than that used in this inventory. There is no attempt, in either the design or products of this inventory, to define the limits of proprietary jurisdiction of any Federal, state, or local government or to establish the geographical scope of the regulatory programs of government agencies. Persons intending to engage in activities involving modifications within or adjacent to wetland areas should seek the advice of appropriate federal, state, or local agencies concerning specified agency regulatory programs and proprietary jurisdictions that may affect such activities.

NOT FOR CONSULTATION



United States Department of the Interior



FISH AND WILDLIFE SERVICE
New York Ecological Services Field Office
3817 Luker Road
Cortland, NY 13045-9385

Phone: (607) 753-9334 Fax: (607) 753-9699

<http://www.fws.gov/northeast/nyfo/es/section7.htm>

In Reply Refer To:
Project Code: 2022-0023977
Project Name: Neighborhood Depot Nonprofit Hub

March 25, 2022

Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 *et seq.*), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2))

(c)). For projects other than major construction activities, the Service suggests that a biological evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF>

Migratory Birds: In addition to responsibilities to protect threatened and endangered species under the Endangered Species Act (ESA), there are additional responsibilities under the Migratory Bird Treaty Act (MBTA) and the Bald and Golden Eagle Protection Act (BGEPA) to protect native birds from project-related impacts. Any activity, intentional or unintentional, resulting in take of migratory birds, including eagles, is prohibited unless otherwise permitted by the U.S. Fish and Wildlife Service (50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)). For more information regarding these Acts see <https://www.fws.gov/birds/policies-and-regulations.php>.

The MBTA has no provision for allowing take of migratory birds that may be unintentionally killed or injured by otherwise lawful activities. It is the responsibility of the project proponent to comply with these Acts by identifying potential impacts to migratory birds and eagles within applicable NEPA documents (when there is a federal nexus) or a Bird/Eagle Conservation Plan (when there is no federal nexus). Proponents should implement conservation measures to avoid or minimize the production of project-related stressors or minimize the exposure of birds and their resources to the project-related stressors. For more information on avian stressors and recommended conservation measures see <https://www.fws.gov/birds/bird-enthusiasts/threats-to-birds.php>.

In addition to MBTA and BGEPA, Executive Order 13186: *Responsibilities of Federal Agencies to Protect Migratory Birds*, obligates all Federal agencies that engage in or authorize activities that might affect migratory birds, to minimize those effects and encourage conservation measures that will improve bird populations. Executive Order 13186 provides for the protection of both migratory birds and migratory bird habitat. For information regarding the implementation of Executive Order 13186, please visit <https://www.fws.gov/birds/policies-and-regulations/executive-orders/e0-13186.php>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. **Please include the Consultation Code in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.**

Attachment(s):

- Official Species List

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New York Ecological Services Field Office

3817 Luker Road

Cortland, NY 13045-9385

(607) 753-9334

Project Summary

Project Code: 2022-0023977

Event Code: None

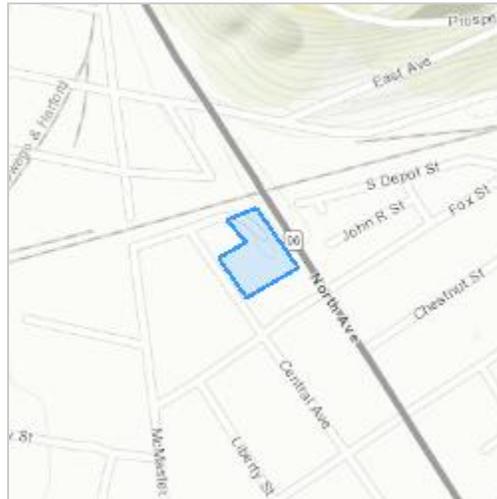
Project Name: Neighborhood Depot Nonprofit Hub

Project Type: Commercial Development

Project Description: A 15,000 SF new construction office/commercial building is proposed for the 1.56 acre parcel located at 143 North Avenue, Owego, NY 13827. There are four existing commercial/residential structures on site that will be demolished, in order for the new construction project to occur. The development will occupy 1 acre; the remaining .50 acres will be left undisturbed.

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@42.10677765,-76.26571344995435,14z>



Counties: Tioga County, New York

Endangered Species Act Species

There is a total of 1 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Insects

| NAME | STATUS |
|--|-----------|
| Monarch Butterfly <i>Danaus plexippus</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9743 | Candidate |

Critical habitats

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

IPaC User Contact Information

Agency: Tioga County
Name: Brittany Woodburn
Address: 56 Main Street
City: Owego
State: NY
Zip: 13827
Email: woodburnb@co.tioga.ny.us
Phone: 6073213160

APPENDIX B
HISTORIC/CULTURAL DETERMINATION

Schnabl, Megan

From: New York State Parks CRIS Application <cris.web@parks.ny.gov>
Sent: Wednesday, March 23, 2022 12:21 PM
To: Schnabl, Megan
Subject: [EXTERNAL] NY SHPO: Initial Consultation Submission BIESMDF54YJD Received

Initial Submission Received

The New York State Historic Preservation Office (SHPO) has received the following initial submission.

Initial Submission Token: BIESMDF54YJD

Project Type: Consultation

Project Name: The Neighborhood Depot

New York State Historic Preservation Office

Peebles Island State Park, P.O. Box 189, Waterford, NY 12188-0189

518-237-8643 | <https://parks.ny.gov/shpo>

CRIS: <https://cris.parks.ny.gov>

Are you registered to vote? [Register to vote online today](#). Moved recently? Update your information with the NYS Board of Elections. Not sure if you're registered to vote? [Search your voter registration status](#).

Who sent this email?

This email is a notification from the [New York State Cultural Resource Information System \(CRIS\)](#). CRIS is an online service administered by the [New York State Division for Historic Preservation](#), also known as the New York State Historic Preservation Office (SHPO), which is a division of [New York State Parks, Recreation & Historic Preservation](#).

This message pertains to a submission for a consultation project. Please see SHPO's [Environmental Review](#) web page for more information about the consultation process.

Why did I receive this email?

The submission's contact list includes your email address.

What do I need to do?

You do not need to take any action at this time. The submission is now in SHPO's processing queue.

What will happen next?

If SHPO accepts your submission, you will receive an "Initial Submission Accepted" email notification and SHPO will begin reviewing the project. That email will include the new Project Number.

If SHPO needs more information to process your submission, you will receive an "Initial Submission Found Insufficient" email with the reviewer's comments. You may then revise the submission and resend it to SHPO.

What else can I do?

Please see the following help topics for more information about managing initial submissions in CRIS:

- [How do I check the status of my initial submission?](#)
- [View an Initial Submission](#)
- [Continue or Edit an Existing Initial Submission](#)

Where can I get help?

Please visit the CRIS Online Help System: <https://cris.parks.ny.gov/CRISHelp>

If you still have questions about CRIS, please contact CRIS Help at CRISHelp@parks.ny.gov.

For any other questions, please call SHPO at 518-237-8643.

Schnabl, Megan

From: New York State Parks CRIS Application <cris.web@parks.ny.gov>
Sent: Thursday, March 31, 2022 9:41 AM
To: Schnabl, Megan
Subject: [EXTERNAL] NY SHPO: Effect Finding Rendered for Consultation Project 22PR02145

Effect Finding Rendered

The New York State Historic Preservation Office (SHPO) has rendered an effect finding for the following consultation project.

Effect Finding Link: <https://cris.parks.ny.gov/?type=PR&id=T5YVYGUJK1YY>

Project Number: 22PR02145

Project Name: The Neighborhood Depot

Effect Finding Token: T5YVYGUJK1YY

New York State Historic Preservation Office

Peebles Island State Park, P.O. Box 189, Waterford, NY 12188-0189

518-237-8643 | <https://parks.ny.gov/shpo>

CRIS: <https://cris.parks.ny.gov>

Are you registered to vote? [Register to vote online today](#). Moved recently? Update your information with the NYS Board of Elections. Not sure if you're registered to vote? [Search your voter registration status](#).

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This message pertains to a submission for a consultation project. Please see SHPO's [Environmental Review](#) web page for more information about the consultation process.

Why did I receive this email?

The contact list for the project includes your email address.

What do I need to do?

1. Go to the effect finding page: <https://cris.parks.ny.gov/?type=PR&id=T5YVYGUJK1YY>
2. Sign into CRIS or proceed as a guest.

3. View or download the effect finding letter.

What will happen next?

If you submit additional information for this project, you will receive an “Unrequested Submission Received” email notification. SHPO will process the new information.

What else can I do?

Please see the following help topics for more information about managing submissions and projects in CRIS:

- [View and Download Effect Finding Letters](#)
- [Submit New Information for an Existing Project](#)
- [Authenticated User Home Page](#)

Where can I get help?

Please visit the CRIS Online Help System: <https://cris.parks.ny.gov/CRISHelp>

If you still have questions about CRIS, please contact CRIS Help at CRISHelp@parks.ny.gov.

For any other questions, please call SHPO at 518-237-8643.



**Parks, Recreation,
and Historic Preservation**

KATHY HOCHUL
Governor

ERIK KULLESEID
Commissioner

March 31, 2022

Megan Schnabl
56 Main St
Owego, NY 13827

Re: CDBG-DR
The Neighborhood Depot
143 North Ave, Owego, NY 13827
22PR02145

Dear Megan Schnabl:

Thank you for requesting the comments of the State Historic Preservation Office (SHPO). We have reviewed the project in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act and/or the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8).

Based upon this review, it is the opinion of the New York SHPO that no historic properties, including archaeological and/or historic resources, will be affected by this undertaking.

If further correspondence is required regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

R. Daniel Mackay

Deputy State Historic Preservation Officer
Division for Historic Preservation

Office of the Legislative Chair

Ronald E. Dougherty County Office Building 56 Main Street Owego, NY 13827



Martha Sauerbrey Legislative Chair

March 31, 2022

Sidney Hill, Chief
Onondoga Nation
4040 Route 11
Nedrow, NY 13120

Re: The Neighborhood Depot Building Construction, 143 North Avenue Owego, Tioga County, New York

HUD CDBG CARES Program

Dear Chief Hill,

Tioga County, NY is considering funding the project listed above with federal funds from the U.S. Department of Housing and Urban Development (HUD). Under HUD regulation 24 CFR 58.4, Tioga County, NY has assumed HUD's environmental review responsibilities for the project, including tribal consultation related to historic properties. Historic properties include archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places and landscapes, plant and animal communities, and buildings and structures with significant tribal association.

Tioga County, NY will conduct a review of this project to comply with Section 106 of the National Historic Preservation Act and its implementing regulations 36 CFR Part 800. We would like to invite you to be a consulting party in this review to help identify historic properties in the project area that may have religious and cultural significance to your tribe, and if such properties exist, to help assess how the project might affect them. If the project might have an adverse effect, we would like to discuss possible ways to avoid, minimize or mitigate potential adverse effects.

A review for this project was conducted by the New York State Historic Preservation Office (SHPO), which found that no historic properties, including archaeological and/or historic resources would be affected by this undertaking.

To meet project timeframes, please let us know if you would like to be a consulting party on this project within 30 days. If you have any initial concerns with impacts of the project on religious or cultural properties, please note them in your response.

Enclosed is a map that shows the project area. The project consists of construction a new 15,000 square foot building at 143 North Ave and surrounding areas in Owego, NY. The project includes taking down the existing building at the site in order to construct the new one. This new building

will house several nonprofit organizations in our community, and serve as a community disaster recovery center.

More information on the Section 106 review process is available at <http://www.onecpd.info/environmental-review/historic-preservation/>.

HUD's process for tribal consultation under Section 106 is described in a Notice available at <https://www.onecpd.info/resource/2448/notice-cpd-12-006-tribal-consultation-under-24-cfr-part-58>.

Please inform us if you do not wish to consult on this project. If you do wish to consult, please include in your reply the name and contact information for the tribe's principal representative in the consultation. We appreciate your assistance with this project. We value your assistance and look forward to consulting further if there are historic properties of religious and cultural significance to your tribe that may be affected by this project.

Sincerely,

Martha Sauerbrey
Chair, Tioga County Legislature
607-687-8240
sauerbrey@tiogacountyny.gov
Fax: 607-687-8232

Enclosure: Aerial Map of Project Site

cc: Anthony Gonyea, THPO
4040 Route 11
Nedrow, NY 13120

Office of the Legislative Chair

Ronald E. Dougherty County Office Building 56 Main Street Owego, NY 13827



Martha Sauerbrey Legislative Chair

March 31, 2022

William Fisher, Chief
Seneca-Cayuga Nation
PO Box 453220
Grove, OK 74345-3220

Re: The Neighborhood Depot Building Construction, 143 North Avenue Owego, Tioga County, New York

HUD CDBG CARES Program

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Martha Sauerbrey
Chair, Tioga County Legislature
607-687-8240
sauerbrey@tiogacountyny.gov
Fax: 607-687-8232

Enclosure: Aerial Map of Project Site

cc: William Tarrant, THPO
PO Box 453220
Grove, OK 74345

Office of the Legislative Chair



Martha Sauerbrey Legislative Chair

March 31, 2022

Clint Halftown, Federal Representative
Caygua Nation
PO Box 803
Seneca Falls, NY 13148

Re: The Neighborhood Depot Building Construction, 143 North Avenue Owego, Tioga County, New York

HUD CDBG CARES Program

Dear Mr. Halftown,

Tioga County, NY is considering funding the project listed above with federal funds from the U.S. Department of Housing and Urban Development (HUD). Under HUD regulation 24 CFR 58.4, Tioga County, NY has assumed HUD's environmental review responsibilities for the project, including tribal consultation related to historic properties. Historic properties include archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places and landscapes, plant and animal communities, and buildings and structures with significant tribal association.

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Martha Sauerbrey
Chair, Tioga County Legislature
607-687-8240
sauerbrey@tiogacountyny.gov
Fax: 607-687-8232

Enclosure: Aerial Map of Project Site

Schnabl, Megan

From: Anthony Gonyea <tony61gonyea@gmail.com>
Sent: Thursday, May 26, 2022 9:40 AM
To: Schnabl, Megan
Subject: [EXTERNAL] Re: The Neighborhood Depot Project - Letter
Attachments: image001.jpg

Follow Up Flag: Follow up
Flag Status: Completed

It's not the way that I would have written it, but the fact is that I have no problem with this project continuing as I mentioned before if anything is inadvertently discovered such as cultural items or remains your to stop and call me. Thank you. Always stay safe and careful as you travel around.

On Mon, May 23, 2022, 12:10 PM Schnabl, Megan <SchnablM@tiogacountyny.gov> wrote:

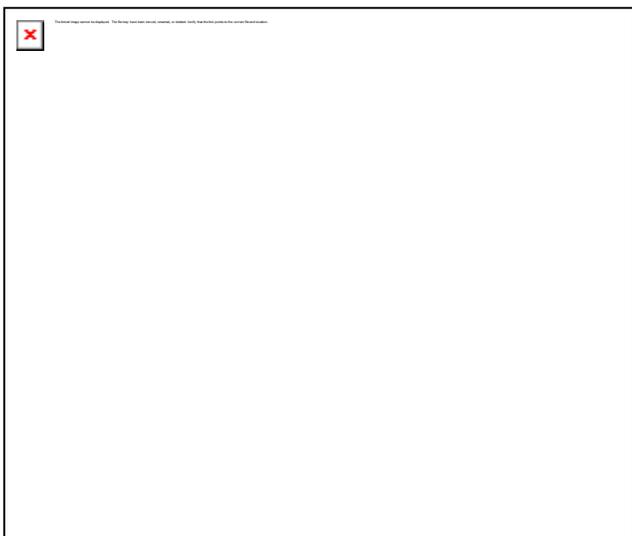
Hi Anthony,

Thanks again for taking the time to meet with us on Friday. I have drafted up a letter based on our conversation for your review. Upon your approval, I will print it and send it to you in the mail for you to sign.

If you could please provide me with your phone number so that I can include it in the letter, and also your mailing address to send the letter to, that would be great!

Thanks!

-Megan



APPENDIX C
USEPA SOLE SOURCE AQUIFER REVIEW

Jardine, Elaine

From: Woodburn, Brittany
Sent: Wednesday, April 13, 2022 2:41 PM
To: 'austin.mark@epa.gov'
Cc: 'poetzsch.michael@epa.gov'
Subject: SSA review
Attachments: NonHousing Project Activity Initial Screening Criteria SSA Review Tioga County NY.pdf

Mark and Mike,

Please find attached a request for an SSA review for a project involving the new construction of 15,000 SF commercial building located at 143 North Avenue in the Village of Owego.

Please reach out if you have any questions or need any clarification.

Thank you in advance for your time!

Brittany

Brittany Woodburn

DEPUTY DIRECTOR
TIOGA COUNTY DEPARTMENT OF EC DEV & PLANNING
66 MAIN STREET, OWEGO NY 13927
P (807) 687-8256
F (807) 687-1435
WWW.EOP.TIOGACOUNTYNY.COM



TEAM TIOGA

we work for you

ECONOMIC DEVELOPMENT & PLANNING

INDUSTRIAL DEVELOPMENT AGENCY

LOCAL DEVELOPMENT CORPORATION

April 13, 2022

Mark Austin
Environmental Review Team Lead
U. S. Environmental Protection Agency
Region 2 Main Regional Office
290 Broadway
New York, NY 1007-1866

**RE: Sole Source Aquifer Analysis – CDBG CARES 2020 Program – The Neighborhood Depot,
Village of Owego, Tioga County, NY**

Dear Mr. Austin:

Tioga County has received funding from the NYS CDBG CARES Program for the proposed Neighborhood Depot project located in the Village of Owego, Tioga County, NY (see enclosed map). The proposed project consists of the construction of a 15,000 SF office facility that will house several non-profit organizations that serve the most needy and poverty-stricken families in our community. These organizations also service people with disabilities, immigrants and various other community needs for the vulnerable and under-served populations. The new building will also have adequate facilities and equipment to serve as an emergency shelter during events such as floods.

Pursuant to the Housing and Community Development Act (42 U.S.C. §5301 et seq.), Tioga County is acting as a recipient of Community Development Block (CDBG) Grant Funds from the United States Department of Housing and Urban Development (HUD) and is the entity responsible for compliance with the HUD NEPA environmental review procedures set forth in 24 C.F.R Part 58. This requires Tioga County to review projects for conformance with the Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300(f) et seq., and 21 U.S.C 349) as amended, and Environmental Protection Agency (EPA) regulations pertaining to Sole Source Aquifers found at 40 C.F.R Part 149.

Responses can be sent to me via email at woodburnb@tiogacountyny.gov or via mail at 56 Main Street, Owego NY 13827. If you have questions, please feel free to contact me at (607) 687-8256. Thank you for your time and consideration.

Sincerely,



Brittany Woodburn
Deputy Director

Non-Housing/Project Activity Initial Screening Criteria – Sole Source Aquifer Checklist

The following list of criteria questions are to be used as an initial screen to determine which non-housing projects/activities should be forwarded to the Environmental Protection Agency (EPA) for Preliminary Sole Source Aquifer (SSA) Review. If any of these questions are answered affirmatively, Attachment 3, SSA Preliminary Review Requirements must also be completed. The application/final statement, this Attachment, Attachment 3, and any other pertinent information should then be forwarded to EPA at the address below. Any project/activity not meeting the criteria in this Attachment, but suspected of having a potential adverse effect on the Sole Source Aquifer should also be forwarded.

Chief, Environmental Impacts Branch
 USEPA Region II
 290 Broadway, 24th Floor
 New York, New York 10007
 (212) 637-3738

| Criteria Questions | Response | | |
|---|----------|----|-------|
| | YES | NO | MAYBE |
| Is the project/activity located within a currently designated or proposed groundwater sensitive area such as a special Ground Water Protection Area, Critical Supply Area, Wellhead Protection Area, etc.? [This information can be obtained from the County or Regional Planning Board, the local health department or the State environmental agency.] (See Figure 2) | X | | |
| Is the project/activity located within ½-mile radius (2,640 feet) of a current or proposed public water supply well or wellfield? [This information can be obtained from the local health department, the State health department or the State environmental agency.] (See Figure 4) | | | X |
| Will the project/activity include or directly cause: (check appropriate items) | | | |
| -construction or expansion of solid waste disposal, recycling or conversion facilities | | | X |
| -construction or expansion or closure of landfills | | | X |
| -construction or expansion of water supply facilities (define) | | | X |
| -construction or expansion of on-site wastewater treatment plants or sewage trunk lines (define) | | | X |
| -construction or expansion of gas or petroleum trunk lines greater than 1,320 feet | | | X |
| -construction of railroad spurs or similar extensions | | | X |
| -construction or expansion of municipal sewage treatment plants | | | X |
| Will the project/activity include storage or handling of any hazardous constituents as listed in Attachment 4, Hazardous Constituents? | | | X |
| Will the project/activity include bulk storage of petroleum in underground or above ground tanks in excess of 1,110 gallons? (Please give assurance they are done in a proper manner.) | | | X |
| Will the project/activity require a federal or state discharge elimination permit or modification of an existing permit | | | X |

This attachment was completed by:

Name: Brittany Woodburn

Title: Deputy Director, Tioga County Department of Economic Development & Planning

Address: 56 Main Street, Owego NY 13827

Telephone: (607) 687-8256

Date: April 13, 2022

Project Name: The Neighborhood Depot


 Signature



TIOGA COUNTY DEPT OF ECONOMIC DEVELOPMENT & PLANNING

I. PROJECT/ACTIVITY LOCATION

1. Provide the geographic location and total acreage of the project/activity site. Include a site location map which identifies the site in relation to the surrounding area. [Examples of maps which can be used include: 1:24,000 or 1:25,000 U.S. Geological Survey quadrangle sheet, Hagstrom Street Map.]

This project is located at 143 North Avenue in the Village of Owego, NY, Tioga County. The property is approximately 1 acre in size, and the ground disturbance will be about 1 acre in size. An aerial local map is provided in **Figure 1**.

2. If applicable, identify which groundwater sensitive area (Special Ground Water Protection Area, Critical Supply Area, Wellhead Protection Area, etc.) the project/activity is located within or adjacent to . [This information may be obtained from the County or Regional Planning Board, the local health department, the state health department, of the State environmental agency.]

The project site is located within the Clinton Street Ballpark Sole Source Aquifer, see **Figure 2**. The project is not located within or adjacent to any special ground water protection area, any critical supply area, or any wellhead protection area.

II. NATURE OF PROJECT/ACTIVITY

3. Provide a general narrative describing the project/activity including but not limited to: type of facility; type of activities to be conducted; number and type of units; number of residents, etc.. Provide the general layout of the project/activity site and a site-plan if available.

The Neighborhood Depot is a new construction project located at 143 North Avenue in the Village of Owego. This new 15,000 SF facility will host several nonprofits, and allow them to share resources, create jobs, meet community needs and act as an emergency shelter facility. This community center will address an abundance of needs in Tioga County for the vulnerable and under-served. Partnering organizations provide services and programs for early childhood services, people with disabilities, poverty stricken families, immigrant services and various other community needs. The site plan is attached as **Figure 3**.

III. PUBLIC WATER SUPPLY

4. Provide a description of plans to provide water supply.

This new building will be hooked to the private water supplier that provides the existing community water supply to the Village of Owego.

5. Provide the location of nearby existing or proposed public water supply wells or wellfields within one half mile radius (2,640 feet) of the project/activity. Provide the name of the supplier(s) of those wells or wellfields. This information should be available from the local health department, State health department or the State environmental agency.

There are no public water supply wells located on the project, or within ½ mile radius of the project site. See Figure 4.

IV. WASTEWATER AND SEWAGE DISPOSAL

6. Provide a description of plans to handle wastewater and sewage disposal. If the project/activity is to be served by the existing public sanitary sewers provide the name of the sewer district.

This project will be served by the Village of Owego municipal sewer system, which serves the entire Village of Owego. There is no name to the sewer district.

7. Provide a description of plans to handle storm water runoff.

There will be 6 (+/-) underground catchment basins in the parking lot area of the project site.

8. Identify the location, design, size of any on-site recharge basins, dry wells, leaching fields, retention ponds, etc.

The 6 (+/-) underground catchments basins are technically dry wells as they will not be connected to storm sewer collection pipes. There will be no recharge basins, leach fields or retention ponds on site.

V. USE, STORAGE, TRANSPORT OF HAZARDOUS OR TOXIC MATERIALS (APPLIES ONLY TO NON-HOUSING PROJECTS/ACTIVITIES)

9. Identify products listed in Attachment 4, Hazardous Constituents, of the Housing and Urban Development-Environmental Protection Agency Memorandum of Understanding which may be used, stored, transported or released as a result of the project not related to construction.

There are no identified products that will be used, stored, transported or released as a result of this project.

10. Identify the number and capacity of underground storage tanks at the project/activity site. Identify the products and volume to be stored, and the location on the site.

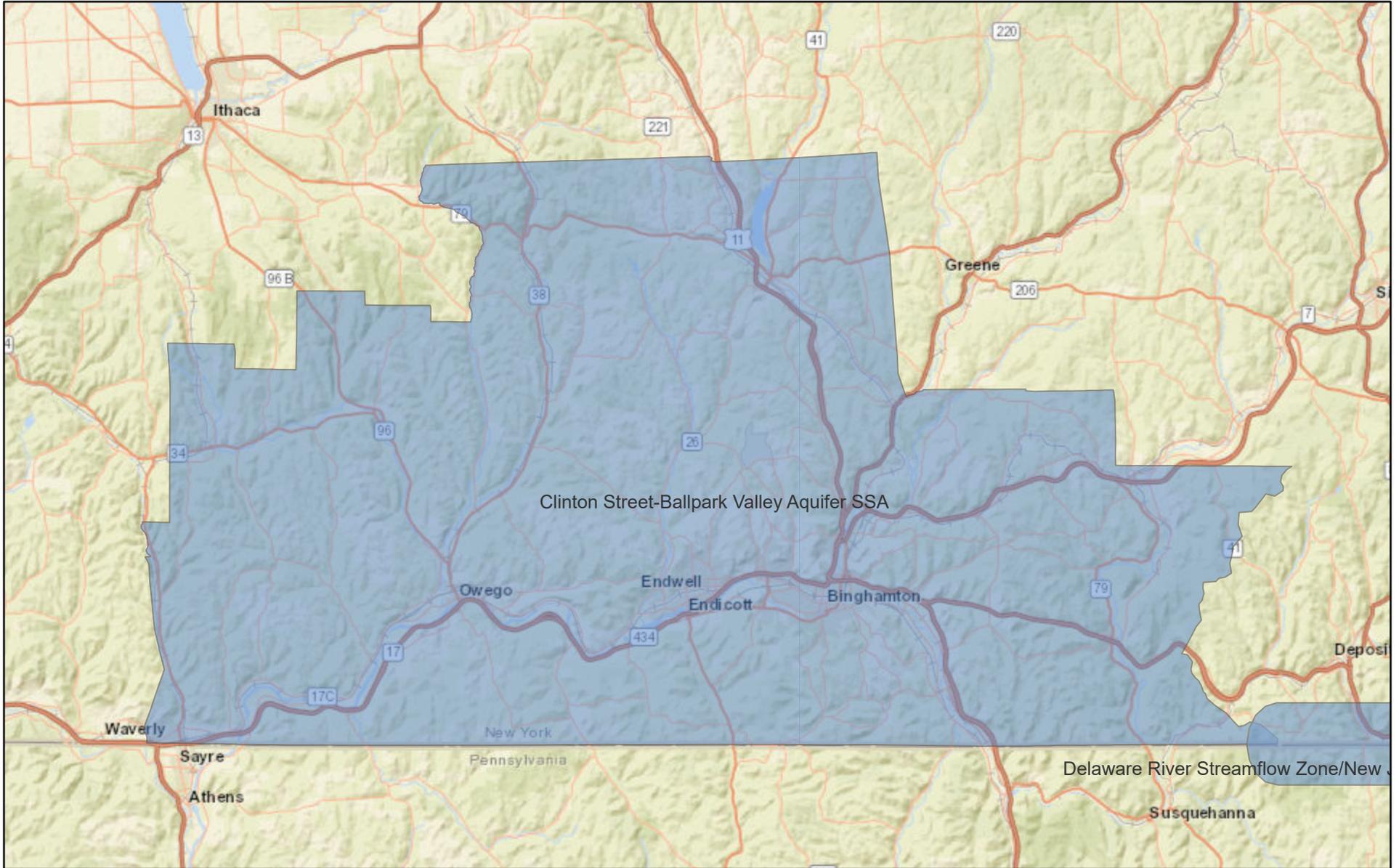
There are no existing underground storage tanks located on the project site. No underground storage tanks are planned as part of this proposed project/activity.

11. Identify the number and capacity of above ground storage tanks at the project/activity site. Identify the products and volume to be stored, and the location on the site.

There are no existing above ground storage tanks located at the project site. No above ground storage tanks are planned as part of this proposed project/activity.

Figure 1 The Neighborhood Depot Site North Ave Owego





3/22/2022, 11:27:52 AM

■ Sole_Source_Aquifers

Figure 3 Sole Source Aquifer Map

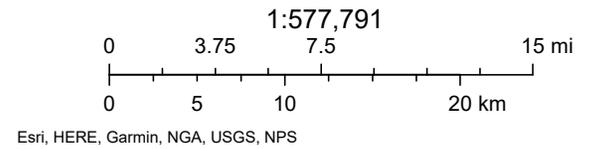


Figure 4. Public Water Supply Map



Jardine, Elaine

From: Woodburn, Brittany
Sent: Thursday, April 28, 2022 8:32 AM
To: Alton Ainslie; DanB@racker.org; Bob Brazill; David McNeil
Cc: Jardine, Elaine
Subject: Fwd: [EXTERNAL] RE: SSA review

Begin forwarded message:

From: "Stanfield, Harper" <Stanfield.Harper@epa.gov>
Date: April 27, 2022 at 4:29:08 PM EDT
To: "Woodburn, Brittany" <WoodburnB@tiogacountyny.gov>
Cc: "Austin, Mark" <Austin.Mark@epa.gov>, "Poetzsch, Michael" <Poetzsch.Michael@epa.gov>
Subject: [EXTERNAL] RE: SSA review

Brittany,

Thank you for notifying EPA Region 2 of the 143 North Avenue Project. Please provide the following information for the SSA preliminary review:

- Construction waste management plans (e.g., construction/drilling fluids, excavation dewatering fluids, demolition debris, soil or groundwater remediation waste)
- Estimated seasonally-high depth to groundwater at project site
- Max excavation depth during construction
- Proposed drywell depths
- Stormwater controls to be implemented during construction

Thanks,

Harper

Harper Stanfield

Drinking Water and Ground Water Protection Section

EPA Region 2

290 Broadway, New York, NY 10007

stanfield.harper@epa.gov

(212) 637-3728

From: Woodburn, Brittany <woodburnb@tiogacountyny.gov>
Sent: Wednesday, April 13, 2022 2:41 PM
To: Austin, Mark <Austin.Mark@epa.gov>
Cc: Poetzsch, Michael <Poetzsch.Michael@epa.gov>
Subject: SSA review

Mark and Mike,

Please find attached a request for an SSA review for a project involving the new construction of 15,000 SF commercial building located at 143 North Avenue in the Village of Owego.

Please reach out if you have any questions or need any clarification.

Thank you in advance for your time!

Brittany

Schnabl, Megan

From: Schnabl, Megan
Sent: Wednesday, June 15, 2022 2:02 PM
To: Schnabl, Megan
Subject: FW: Sole Source Aquifer (SSA) Preliminary Assessment

From: Austin, Mark <Austin.Mark@epa.gov>
Sent: Wednesday, June 15, 2022 9:58 AM
To: Woodburn, Brittany <woodburnb@tiogacountyny.gov>
Cc: Jardine, Elaine <JardineE@tiogacountyny.gov>; Stanfield, Harper <Stanfield.Harper@epa.gov>; Poetzsch, Michael <Poetzsch.Michael@epa.gov>
Subject: Sole Source Aquifer (SSA) Preliminary Assessment

June 15, 2022

Brittany Woodburn
Deputy Director
56 Main St.
Owego, NY 13827

Dear Ms. Woodburn:

The U.S. Environmental Protection Agency (EPA) Region 2 has reviewed the information sent regarding the 143 North Avenue project. The applicant is proposing to construct a 15,000 square foot facility to house non-profit organizations serving the most needy and poverty stricken families in the Village of Owego, Tioga county, NY. As a result of our review, the project as described does not pose a substantial threat to the Clinton Street-Ballpark Valley Aquifer SSA – a Sole Source Aquifer designated under the authority of the Safe Drinking Water Act, Section 1424(e). Adequate design and monitoring plans should be followed to ensure the protection of the aquifer. Unless future developments change the status of the proposal, no formal modifications or further review under the SSA Program should be necessary.

As always, we suggest that during construction and operation, appropriate safeguards and best management practices for stormwater are in place to ensure that groundwater is not endangered. Such precautions would include notifying general contractors that the site is sensitive, using “green infrastructure” and Low Impact Development practices where possible, and developing contingency plans to handle the release of any hazardous materials. We also recommend that you set up a decontamination area, which would collect wastewater from activities such as washing of concreting plant and tools, and implement spill containment measures for construction equipment, refueling activities, and fuel sources stored onsite (petrol, diesel, kerosene, and motor oils).

Best management practices must be implemented to avoid discharges of contaminants to the stormwater drywells from activities at the facility. Potential contaminating activities include but are not limited to gasoline spills, vehicle wash wastewater, power washing in vicinity of storm drains, improper handling, storage, and disposal of wastes, salts, and chemicals, deicing chemical applications, fertilizer, pesticide, and herbicide applications, chemical roof treatment, and asphaltting and sealcoating operations. You may not conduct any

activity in the drainage area in a way that introduces contamination into these stormwater drywells. Areas of the parking lot drained by wells must be kept clean of petroleum products and other organic or chemical wastes as much as practicable. All stormwater drywells must be protected from contaminated discharges should there be any building demolition or redevelopment activities. A means of temporarily plugging or blocking the drywells in the event of an accident or spill must be available. All employees and contractors shall be made aware of these requirements.

Please note that you will need to notify the EPA Region 2 Underground Injection Control (UIC) program of the stormwater drywells if you have not done so already, as these are regulated Class V injection wells. Please visit Region 2's UIC webpage to learn more about injection well registration:

<https://www.epa.gov/uic/underground-injection-control-epa-region-2-nj-ny-pr-and-vi>.

Thank you for your cooperation. If you have any questions, please contact Harper Stanfield at (212) 637-3728 or stanfield.harper@epa.gov.

Sincerely,

Mark Austin

Strategic Programs, Environmental Review Team Lead
Office of the Regional Administrator

cc: Elaine Jardine
Harper Stanfield, EPA SSA Coordinator

APPENDIX D
Rare Plants-Animals and
Significant Natural Communities
Determination

Jardine, Elaine

From: Woodburn, Brittany
Sent: Thursday, April 21, 2022 3:50 PM
To: Jardine, Elaine
Subject: FW: [EXTERNAL] Confirmation of your submitted request to New York Natural Heritage

-----Original Message-----

From: naturalheritage@nynhp.org <naturalheritage@nynhp.org>
Sent: Thursday, March 24, 2022 10:15 PM
To: Woodburn, Brittany <woodburnb@tiogacountyny.gov>
Subject: [EXTERNAL] Confirmation of your submitted request to New York Natural Heritage

Submission ID: 6788

Submitted on Thursday, March 24, 2022 - 22:14 Submitted values are:

Company, Organization, or Agency: Tioga County Requestor Name: Brittany Woodburn Requestor Address (Street/PO Box): 56 Main Street Requestor City: Owego Requestor State: New York Requestor Zip Code: 13827 Requestor Telephone #: 16073213160 Requestor Email: woodburnb@tiogacountyny.gov Project Type: commercial development Project Name: Neighborhood Depot Nonprofit Hub Project Applicant: Racker Inc. Project County: Tioga

Town (Tioga County): Owego

Project Summary:

A 15,000 SF new construction office/commercial building is proposed for the 1.56 acre parcel. There are four existing commercial/residential structures on site that will be demolished, in order for the new construction project to occur. The development will occupy 1 acre; the remaining .50 acres will be left undisturbed. We need to review the environmental impacts of the project and prepare the Environmental Assessment Form under SEQR, to be reviewed by Tioga County acting as Lead Agency. In order to complete the EAF, we will need to know whether the proposed project would likely impact any ecologically significant areas or rare species of plants or animals.”

Current Land Use: The site is currently developed for commercial and residential purposes, and is located in a highly developed downtown area in the Village of Owego. The four existing structures will be demolished as a part of the project, and the site will be redeveloped into the 15,000 SF office/commercial building.

Tax parcel number: 128.08-2-3.2If you are submitting a map, this field is optional.

Latitude:

Longitude:

Street Address of Project: 143 North Avenue, Owego, NY 13827If you are submitting a map, this field is optional.

Project Notes:



The New York Natural Heritage Program

Home

Home > Project Screening Request Form

Project Screening Request Form

 • *Notice: Trying to access array offset on value of type int in DrupalRequestSanitizer::stripDangerousValues() (line 102 of /home4/blicksky/public_html/legacy.nynhp.org/includes/request-sanitizer.inc).*

• *Notice: Trying to access array offset on value of type int in DrupalRequestSanitizer::stripDangerousValues() (line 102 of /home4/blicksky/public_html/legacy.nynhp.org/includes/request-sanitizer.inc).*

• *Notice: Trying to access array offset on value of type int in DrupalRequestSanitizer::stripDangerousValues() (line 102 of /home4/blicksky/public_html/legacy.nynhp.org/includes/request-sanitizer.inc).*

• *Notice: Trying to access array offset on value of type int in DrupalRequestSanitizer::stripDangerousValues() (line 102 of /home4/blicksky/public_html/legacy.nynhp.org/includes/request-sanitizer.inc).*

New York Natural Heritage has received your request. Please expect a response within 4 to 6 weeks.

[Go back to the form](#)



Environmental Resource Mapper

Base Map: Topographical Using this map

Search

Tools

Layers and Legend

- Significant Natural Communities
- Natural Communities Near This Location i
- Rare Plants or Animals
- Base Flood Elevation Plus 72/75 Inches Sea-level

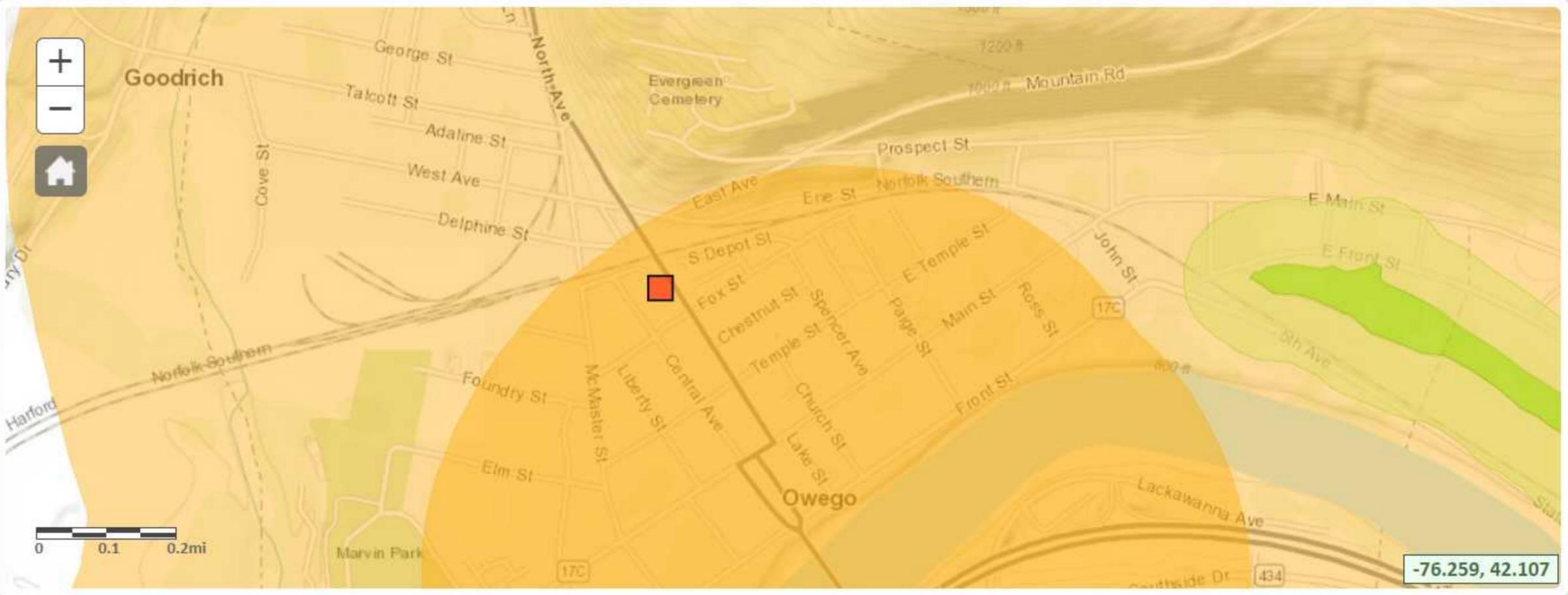
Other Wetland Layers

Reference Layers

Tell Me More...

Need A Permit?

Contacts



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Fish and Wildlife, New York Natural Heritage Program
625 Broadway, Fifth Floor, Albany, NY 12233-4757
P: (518) 402-8935 | F: (518) 402-8925
www.dec.ny.gov

May 10, 2022

Brittany Woodburn
Tioga County
56 Main Street
Owego, NY 13827

Re: Neighborhood Depot Nonprofit Hub
County: Tioga Town/City: Owego

Dear Brittany Woodburn:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to the above project.

Enclosed is a report of rare or state-listed animals and plants, and significant natural communities that our database indicates occur in the vicinity of the project site.

For most sites, comprehensive field surveys have not been conducted; the enclosed report only includes records from our database. We cannot provide a definitive statement as to the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

The presence of the plants and animals identified in the enclosed report may result in this project requiring additional review or permit conditions. For further guidance, and for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the NYS DEC Region 7 Office, Division of Environmental Permits, at dep.r7@dec.ny.gov.

Sincerely,



Heidi Kraehling
Environmental Review Specialist
New York Natural Heritage Program



The following rare plants, rare animals, and significant natural communities have been documented at the project site, or in its vicinity.

We recommend that potential impacts of the proposed project on these species or communities be addressed as part of any environmental assessment or review conducted as part of the planning, permitting and approval process, such as reviews conducted under SEQR. Field surveys of the project site may be necessary to determine whether a species currently occurs at the site, particularly for sites that are currently undeveloped and may still contain suitable habitat. Final requirements of the project to avoid, minimize, or mitigate potential impacts are determined by the lead permitting agency or the government body approving the project.

The following animal, while not listed by New York State as Endangered or Threatened, is rare in New York and is of conservation concern.

| <i>COMMON NAME</i> | <i>SCIENTIFIC NAME</i> | <i>NY STATE LISTING</i> | <i>HERITAGE CONSERVATION STATUS</i> |
|----------------------------------|----------------------------|-------------------------|-------------------------------------|
| Dragonflies and Damselies | | | |
| Spatterdock Darner | <i>Rhionaeschna mutata</i> | Unlisted | Imperiled in NYS |
| Owego, no date. | | | |

4362

This report only includes records from the NY Natural Heritage database. For most sites, comprehensive field surveys have not been conducted, and we cannot provide a definitive statement as to the presence or absence of all rare or state-listed species. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other sources may be required to fully assess impacts on biological resources.

If any rare plants or animals are documented during site visits, we request that information on the observations be provided to the New York Natural Heritage Program so that we may update our database.

Information about many of the rare animals and plants in New York, including habitat, biology, identification, conservation, and management, are available online in Natural Heritage’s Conservation Guides at www.guides.nynhp.org, from NatureServe Explorer at www.natureserve.org/explorer, and from USDA’s Plants Database at <http://plants.usda.gov/index.html> (for plants).