

Full Environmental Assessment Form
Part 3 – Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance
Supplementation Evaluation

Reasons Supporting This Determination (Continued)

4. Foundation Design, P.C., the firm hired by the applicant to perform a geotechnical exploration and evaluation of the site, stated in their letter dated November 26, 2019, that they have reviewed the revised preliminary site plan with the revised layout and that it is their opinion that the existing exploration adequately portrays the subsurface conditions on the site, and that they do not expect drastic changes in the subsurface conditions that would impact the conclusions and recommendations outlined in the July 9, 2019 Goetechnical Evaluation.

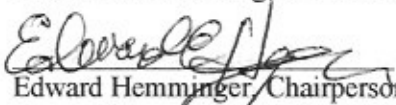
In addition to the above findings, the Planning Board has also made the following findings as they relate to the Town's MS 4 Stormwater Regulations contained in Chapter 138 of the Town Code:

1. Stormwater Pollution Prevention Plan review is an iterative process which is not finalized until after Final Site Plan approval has been granted. This is primarily due to the potential site plan changes which may occur during site plan review and may result in the need to modify stormwater management practices and adjust hydrology modeling. For any projects which require coverage under the Construction General Permit (NYS SPDES General Permit for Stormwater Discharges from Construction Activity, GP-0-15-002), the Town of Farmington does not issue building or construction permits until after a SWPPP has been approved by the Town Engineer and Town MS4 Officer, issuance of an MS4 SWPPP Acceptance Form, and receives coverage under the Construction General Permit from NYSDEC.
2. The Town of Farmington is designated as a Municipal Separate Storm Sewer Systems (MS4) agency, and is an entity which requires coverage under the NYS SPDES General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s), GP-0-15-003 (MS4 Permit). As part of maintaining required coverage under the MS4 permit, the town was required to develop and enforce a Stormwater Management Program (SWMP), including development of a SWMP plan. The SWMP plan describes how the MS4 agency will address pollutants of concern and reduce the discharge of pollutants from the MS4 to the maximum extent practicable, including, but not limited to, requirements for the MS4 to be more active in the review of SWPPPs and ensuring compliance with erosion and sediment control, and water quality and water quantity concerns; monitoring of construction sites; and monitoring of developed areas with stormwater management practices.
3. NYSDEC recently conducted an audit of the Town of Farmington's SWMP and SWMP plan. Upon completion of the audit, NYSDEC provided a letter to the Town indicating that the Department found the Town's SWMP / MS4 Program to be in satisfactory compliance with the requirements. This is evidence of the Town's ability to evaluate and enforce the requirements of the Construction General Permit and MS4 Permit.

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The Planning Board, as the designated lead agency, further finds that Part 617.7 of the State's Environmental Quality Review Regulations, provides regulations for for further amending a negative declaration at any time prior to its' decision to approve the Actions, when substantive: 1) changes are proposed for the project; 2) new information is discovered; or 3) changes in circumstance related to the project arise; that were not previously considered and the lead agency determines that no significant adverse environmental impacts will occur.

The Planning Board, by separate resolution dated December 18, 2019 (a copy of which is attached hereto) has considered the criteria set forth in Part 617 of the State's Environmental Quality Review Regulations and has again made a reasoned elaboration of the impacts likely to result from the amended preliminary subdivision plat and amended preliminary site plan drawings associated with the above referenced applications finding that based upon the additional information received in the environmental record now on file in the Town's Development Office and posted upon the Town's website, that the proposed Action will not have any significant adverse impact(s) upon the environmental setting in the Town of Farmington.

 12/18/19
Edward Hemminger, Chairperson
Town of Farmington Planning Board

Attachments: Amended Part 1 FEAF; Parts 2 and 3 FEAF; Abstract Summary of Project (last revised December 2019 including responses from Zoghlin Group, dated December 11, 2019 and DRS dated November 27, 2019 among others. Town Planning Board Resolution, Determination of Non-Significance, dated December 18, 2019 setting forth the criteria contained in Part 617 of the State Environmental Quality Review (SEQR) Regulations.