

Village of Nyack Waterfront Assessment Form

A. INSTRUCTIONS

1. Applicants, or, in the case of direct actions, Village agencies, shall complete this Waterfront Assessment Form (WAF) for proposed actions which are subject to the approved Village of Nyack Local Waterfront Revitalization Program (LWRP) Consistency Review Law. This assessment is intended to supplement other information used by a Village agency in making a determination of consistency with the policy standards set forth in the LWRP Consistency Review Law.

2. Before answering the questions in Section C, the preparer of this form should review the policies and policy explanations contained in the Village of Nyack Local Waterfront Revitalization Program (LWRP), a copy of which is on file in the office of the Village Clerk. A proposed action should be evaluated as to its significant beneficial and adverse effects upon the waterfront revitalization area (WRA) and its consistency with the policy standards.

3. If any question in Section C on this form is answered "yes", the proposed action may affect the achievement of the LWRP policy standards contained in the LWRP Consistency Review Law. Thus, the action should be analyzed in more detail and, if necessary, modified prior to making a determination that is consistent with the LWRP policy standards. If an action cannot be certified as consistent with the LWRP policy standards and conditions, it shall not be undertaken.

B. DESCRIPTION OF SITE AND PROPOSED ACTION

1. Describe nature and extent of action:

2. Type of Village agency action (check appropriate response):

- a. Directly undertaken (e.g. construction, planning activity, agency regulation, land transaction)

b. Financial assistance (e.g. grant, loan, subsidy)

c. Permit, approval, license, certification

d. Agency undertaking action:

3. If an application for the proposed action has been filed with a Village, the following information shall be provided:

a. Name of applicant

b. Mailing address:

c. Telephone number:

(____) _____

d. Property tax number:

e. Application number, if any:

4. Will the action be directly undertaken, require funding, or approval by a State or federal agency?
Yes _____ No _____

If yes, which State or federal agency? _____

5. Location of action (Street or Site Description and nearest intersection):

6. Size of site (acres): _____

7. Amount (acres) of site to be disturbed: _____
8. Present land use: _____
9. Present zoning classification: _____
10. Describe any unique or unusual landforms on the project site (i.e. bluffs, wetlands, other geological formations): _____

11. Percentage of site that contains slopes of 15% or greater: _____
12. Streams, lakes, ponds or wetlands existing within or continuous to the project area?
 (a) Name _____
 (b) Size (in acres) _____
13. Is the property serviced by public water? Yes _____ No _____
14. Is the property serviced by public sewer? Yes _____ No _____

C. WATERFRONT ASSESSMENT (Check either "Yes" or "No" for each of the following questions). If the answer to any question above is yes, please explain in Section D any measures which will be undertaken to mitigate any adverse effects.

	<u>YES</u>	<u>NO</u>
1. Will the proposed action be located in, or contiguous to, or have a potentially adverse effect upon any of the resource areas found within the WRA (as identified in the LWRP)?	___	___
(a) Significant fish or wildlife habitats?	___	___
(b) Scenic resources of local or State-wide significance?	___	___
(c) Important agricultural lands?	___	___
(d) Natural protective features in a waterfront erosion hazard area	___	___
(e) Designated State or federal freshwater wetlands?	___	___
(f) Commercial or recreational use of fish and wildlife resources?	___	___
(g) Existing or potential public recreation opportunities?	___	___
(h) Structures, sites or districts of historic, archaeological or cultural significance to the Village State or nation?	___	___

(i) Land or water uses within a small harbor area?	___	___
(j) Stability of the shoreline?	___	___
(k) Surface or groundwater quality?	___	___
2. Will the proposed action involve or result in any of the following:	<u>YES</u>	<u>NO</u>
(a) Physical alteration of land along the shoreline, underwater land or surface waters?	___	___
(b) Physical alteration of two (2) acres or more of land located elsewhere in the waterfront area?	___	___
(c) Expansion of existing public services or infrastructure in undeveloped or low-density areas of the waterfront area?	___	___
(d) Siting or construction of an energy generation facility not subject to Article VII or VIII of the Public Service Law?	___	- ___
(e) Mining, excavation, filling or dredging in surface waters?	___	___
(f) Reduction of existing or potential public access to, or along, the shoreline?	___	___
(g) Sale or change in use of publicly owned lands located on the shoreline or underwater?	___	___
(h) Development within a designated flood or erosion hazard area?	___	___
(i) Development on a beach, dune, bluff or other natural feature that provides protection against flooding or erosion?	___	___
(j) Construction or reconstruction of erosion protective structures?	___	___
(k) Diminished or degraded surface or groundwater quantity and/or quality?	___	___
(l) Removal of ground cover from the site?	___	___
3. PROJECT	<u>YES</u>	<u>NO</u>
(a) If the project is to be located adjacent to shore:		
(1) Does the project require a waterfront location?	___	___
(2) Will water-related recreation be provided?	___	___

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|---|-----|-----|
| (3) Will public access to the foreshore be provided? | ___ | ___ |
| (4) Will it eliminate or replace a water-dependent use? | ___ | ___ |
| (5) Will it eliminate or replace a recreational or maritime use or resource? | ___ | ___ |
| (b) Is the project site presently used by the community or neighborhood as an open space or recreation area? | ___ | ___ |
| (c) Will the project protect, maintain and/or increase the level and types or public access to water- related recreation resources or facilities? | ___ | ___ |
| (d) Does the project presently offer or include scenic views or vistas that are known to be important to the community? | ___ | ___ |
| (e) Is the project site presently used for commercial or recreational fishing or fish processing? | ___ | ___ |
| (f) Will the surface area of any local creek corridors or wetland areas be increased or decreased by the proposal? | ___ | ___ |
| (g) Is the project located in a flood prone area? | ___ | ___ |
| (h) Is the project located in an area of high erosion? | ___ | ___ |
| (i) Will any mature forest (over 100 years old) or other locally important vegetation be removed by the project? | ___ | ___ |
| (j) Do essential public services or facilities presently exist at or near the site? | ___ | ___ |
| (k) Will the project involve surface or subsurface liquid waste disposal? | ___ | ___ |
| (l) Will the project involve transport, storage, treatment or disposal of solid waste or hazardous materials? | ___ | ___ |
| (m) Will the project involve shipment or storage of petroleum products? | ___ | ___ |
| (n) Will the project involve the discharge of toxics, hazardous substances or other wastes or pollutants into WRA waters? | ___ | ___ |
| (o) Will the project involve or change existing ice management practices? | ___ | ___ |
| (p) Will the project alter drainage flow, patterns or | | |

surface water runoff on or from the site? _____

(q) Will best management practices be utilized to control storm water runoff into WRA waters? _____

(r) Will the project cause emissions that would exceed federal or State air quality standards or generate significant amounts of nitrates or sulfates? _____

(s) Will the project involve any waste discharges into WRA waters? _____

D. REMARKS OR ADDITIONAL INFORMATION TO SUPPORT OR DESCRIBE ANY ITEM(S) CHECKED "YES"

(Add any additional sheets necessary)

If you require assistance or further information in order to complete this form, please contact the Village Code Enforcement Office.

Please submit completed form, along with one copy of a site/sketch plan to:

Nyack Village Hall, 9 North Broadway, Nyack, NY 10960

Preparer's Name (Please print): _____

Affiliation: _____

Telephone Number: (_____) _____

Date: _____