

SEQR Negative Declaration

12-12-79 (3/99)-9c

State Environmental Quality Review
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project number:

December 5, 2006

This notice is issued pursuant to Part 617 of the implementing regulation pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Village of Medina Planning Board as lead agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Impact statement will not be prepared.

Name of Action:**Site Plan Review****SEQR Status:****Unlisted****Negative Declaration:****Yes**☒**No**☐

Description of Action: Construction of 3230 +/- SF building, associated parking, and utility and storm drainage improvements within a .99-acre site located on the south side of Maple Ridge Road, approximately 320' west of the intersection of Gwinn Street. Building to house a Tim Horton's restaurant.

Location: Maple Ridge Road, Medina, New York, Orleans**Reasons Supporting This Determination:**

(see 617.7(a)-(c) for requirements of this determination; see 617.7 (d) for Conditioned Negative Declaration)

After review of the application, site plan, and all related materials, drawings, supporting documentation, and discussion; the criteria contained in Section 6 NYCRR Part 617.7, and, having thoroughly analyzed relevant areas of environmental concern, The Medina Village Planning Board finds that the proposed construction of the Tim Horton's restaurant at Maple Ridge Road, Medina, Orleans County, New York, will not have a significant adverse impact on the environment by creating substantial changes as listed in Section 617.7 ©, and finds that the relevant environmental impacts of the proposed action will not be significant.

1. The proposed action will present a small/moderate physical change to the project site due to a vacant parcel of land being converted to a commercial business with paved parking areas.
2. Requests by the applicant to all applicable agencies (NYSDEC) to determine if the project would effect any unique or unusual landforms found on this site were negative.

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3. Requests by applicant to all necessary local and state agencies (NYSDEC) to determine if the project would be affecting any water body that was designated as protected were negative.
4. Requests by applicant to all necessary and applicable agencies (NYSDEC) to determine if the proposed action would effect any non-protected existing or new body of water were negative.
5. The proposed project will not affect the surface or groundwater quality or quantity due to the fact that the disturbance area is less than one (1) acre.
6. The proposed project will not alter drainage flow or patterns, or surface water runoff due to the fact that the disturbance is less than one (1) acre.
7. The proposed project will not affect air quality due to the fact that there will be no discharges affecting air quality from any cooking processes on site.
8. Request by applicant to all necessary agencies found no impact on threatened or endangered species (NYSDEC).
9. Request by applicant to all necessary agencies found no impact on non-threatened or non-endangered species.
10. The parcel in question is not located in an agricultural district and therefore would not affect agricultural land resources.
11. The proposed site does not contain identified scenic views located on or near the site.
12. The proposed site has not been identified by any state agencies to have any historic prehistoric or paleontological importance.
13. The comprehensive plan and zoning regulations have not identified this area as one that would or should be developed for recreational or open space use.
14. The proposed project will not impact the exceptional or unique characteristics of a critical environmental area (CEA). (NYSDEC)
15. There will be a small to moderate impact on the existing transportation systems due to the change of land usage from a vacant parcel to a commercial restaurant. The existing NYS highway is adequate to handle any increase in traffic patterns
16. There will be a less than 5% increase in the energy usage from this site and will not affect the community's sources of fuel or energy supply.
17. No cooking process from site will result on objectionable odors.
18. The character of the business does not typically affect the public health and safety.
19. The project conforms with the Comprehensive Plan and will have a small to moderate effect on job growth. The business will require fire and police protection, which is currently a paid municipal service that can adequately handle the increase.
20. Proceedings, to review the site plan for the project to date, have yielded no public comment or controversy.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from the date of publication in the ENB).

For Further Information:

Contact Person:

Martin R. Busch, Village Code Enforcement Officer

Address:

600 Main Street, Medina, New York 14103

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Telephone Number: **585.798.0770**

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:
Chief Executive Officer, Village of Medina

Other Involved Agencies: (if any)
Orleans County Planning Board

Applicant: (if any) **Tim Horton's**